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# ***Public Utilities Commission of the State of California***

*Wesley M. Franklin, Executive Director*

*Headquarters*

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

*Southern California Office*

107 So. Broadway, Room 5109  
Los Angeles, CA 90012  
(213) 897-2973

*Website: <http://www.cpuc.ca.gov>*

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## **Daily Calendar Tuesday, December 22, 1998**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/  
Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Submissions
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c) )
- Notice of Ex Parte Communications

**Commission Decision and Resolution Summaries for the Conference of December 3, 1998, are included in this calendar.**



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call (415) 703-1203. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074 or TDD# (415) 703-2032 five working days in advance of the event.

**REGULAR COMMISSION BUSINESS MEETINGS**

January 7, 1999	10 am	San Francisco
January 20, 1999	10 am	San Francisco
February 4, 1999	10 am	San Francisco

**COMMISSION RATESETTING DELIBERATIVE MEETINGS  
(Not Open to the Public)**

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

January 4, 1999	1:30 pm	San Francisco
January 19, 1999	1:30 pm	San Francisco
February 1, 1999	1:30 pm	San Francisco

**NOTICES**

***Delivery of Formal Pleadings for Filing***

Unless otherwise directed, all *courier-delivered documents* submitted for filing as part of the formal record in a proceeding should be *hand-carried directly* to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Room 5109, 107 South Broadway in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All *documents sent through the mail* for formal filing should be addressed *ONLY* to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

***Charge for Commission Documents***

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**SUBSCRIPTION INFORMATION**

***Subscription Notice for Draft Agenda Items***

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003; 505 Van Ness Avenue; San Francisco, CA 94102; or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12

days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission’s Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and the following field offices: El Centro, Eureka, Sacramento and San Bernardino. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission’s Central Files Office and field offices as set forth above.

*Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.*

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

***Subscription Notice for Daily Calendar and/or Agenda***

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003; 505 Van Ness Avenue; San Francisco, CA 94102; or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

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**COMMISSIONER OFFICE HOURS**

*(For further information or to make an appointment, please contact Sandra Graham at (213) 897-3544).*

**Date/Time                      Commissioner                      Location**

NONE

**PUBLIC MEETINGS & WORKSHOPS****Public Meeting**

<i>January 5, 1999 9:30 am - 3:30 pm</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Room 3212 (Corner of Van Ness Avenue and McAllister Street) San Francisco</i>
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The ULTS Marketing Board (ULTSMB) will hold its regular meeting to discuss the following: Review/Approve Meeting Minutes, Review/Approve Administrative Report and Action Items, Review/Approve Administrative Expenses, Review ULTSMB Correspondences, PUC Report and Action Items, Review/Approve Errors and Omissions Insurance, Board Membership, Review Marketing Program Timeline, Update on the RFP Selection Committee, Discussion of Bidder's Conference Committee, Review Previous Studies and Data, Announcements, Set Future Agenda Items for Future Discussion and Hear Public Comments. **Executive Session:** Because the RFP has not been approved for release to the general public by the Commission, the ULTSMB will meet in Executive Session to discuss and render final approval of the Interim Marketing Program RFP and Contract.

This meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to join the meeting by phone conference or in person, and/or receive a full meeting packet, please notify the ULTS Trust Office at (510) 452-2757.

**Public Meeting**

<i>January 5, 1999 10 am - 4 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</i>
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The ADMINISTRATIVE COMMITTEE (DDTPAC) of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<i>January 6 and 7, 1999 9 am - 5 pm</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, 1<sup>st</sup> Floor Training Room Corner of Van Ness Avenue and McAllister Street) San Francisco</i>
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The Administrative Committee of the Electric Education Trust (EE T) meets to discuss and implement a CBO outreach grant program and an educational efforts plan, address any recent Commission action on the September 24<sup>th</sup> work plan, adopt a plan to receive community input into the grant process, discuss the Commission's consumer protection report, consider subcommittee recommendations on program design, fax newsletters and CSD activities in support of the EET, discuss and plan public forum meetings tentatively planned for Spring 1999, and related matters. The contact person is William Schulte at (415) 702-2349.

**Public Meeting**

<i>January 8, 1999</i> <i>1:30 pm - 4 pm</i>	<i>California Public Utilities Commission</i> <i>505 Van Ness Avenue, Room 3212</i> <i>(Corner of Van Ness Avenue and McAllister Street)</i> <i>San Francisco</i>
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ADMINISTRATIVE COMMITTEE  
 CHCF-A, CHCF-B, and CTF

AGENDA

- Introduction and Public Comments
- Approve Public Meeting Minutes Of 12/1/98
- Status of the Selection of a Financial Institution(s) for Trusts for California High Cost Fund B and the California Teleconnect Fund
- Review and Approve CHCF-B Claims and Expenses
- Discuss Concerns Regarding Available Data Base For Reviewing CHCF-B Claims
- Status Report of CHCF-B Resolution adopting 1999 Budget and Surcharge
- Review and Approve CHCF-A Claims and Expenses
- Discuss financial condition of CHCF-A trust
- Status Report of CHCF-A Resolution adopting 1999 Budget
- Review and Approve CTF Expenses
- Status Report of the CTF Fund and Claims Process
- Discussion of Relationship of CTF Program with Federal E-rate Program

**Public Meeting**

<i>January 11, 1999</i> <i>10 am - 2 pm</i>	<i>Deaf and Disabled Telecommunications Program</i> <i>1939 Harrison Street</i> <i>DDTP Conference Room, Suite 555</i> <i>Oakland</i>
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The VIDEO RELAY TRIALS SUB-COMMITTEE of the Deaf and Disabled Telecommunications Program will hold a meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410/Voice or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p>January 14, 1999 9:30 am - 3:30 pm</p>	<p>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b></p>
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The EQUIPMENT PROGRAM ADVISORY COMMITTEE (EPAC) of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Workshop Notice**

<p>January 12, 1999 9 am - 4 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, training room (Corner of Van Ness Avenue and McAllister Street) <b>San Francisco</b></p>
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**NXX CODE LOTTERY WORKSHOP**

The Telecommunications Division of the California Public Utilities Commission will be holding a second technical workshop on fine-tuning the NXX Code Lottery held each month at the CPUC. Decision 98-08-037 found there is a need for a fresh review of lottery procedures. In this second workshop, the lottery process will be reviewed to determine if there are ways to make the distribution of NXX codes among carriers more equitable, and more conducive to the development of competition. Specifically, the topic of increasing the percentage of initial codes assigned from the lottery from the current 60% to a higher amount will be explored. Participants should come prepared to address potential reform measures for the lottery, identify potential shortcomings and suggest ways to revise the lottery process to promote a more competitive market including potential revisions in the allocation between initial and growth codes.

If you plan to attend the January 12, 1999 workshop please RSVP by January 8, 1999 to Mary Jo Borak, at 415/703-1879, Email: BOR@CPUC.CA.GOV or Risa Hernandez at 415/703-5331, Email: RHH@CPUC.CA.GOV

If specialized accommodations for the disabled are needed, call the Public Advisor at (415) 703-2032 five working days in advance of the event.

**Public Meeting CANCELLED AS OF 12/16/98**

<p>January 22, 1999 10 am - 4 pm</p>	<p><i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</i></p>
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The CALIFORNIA RELAY SERVICE ADVISORY COMMITTEE (CRSAC) of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p>January 25, 1999 10 am - 4 pm</p> <p><b>NOTE: Contact Elana Kalisher before 15 January if you wish to attend the luncheon (12 pm - 1 pm)</b></p>	<p><i>DDTP 1999 JOINT MEETING Oakland Airport Hilton 1 Hegengerger Road Oakland</i></p> <p><i>(Room located on ground floor)</i></p>
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The ANNUAL DDTP JOINT MEETING (DDTPAC, CRSAC and EPAC) of the Deaf and Disabled Telecommunications Program will hold a meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p>January 26, 1999 10 am - 4 pm</p>	<p><i>Deaf and Disabled Telecommunications Program Oakland Airport Hilton 1 Hegenberger Road, Pacific Room (Ground Floor) Oakland</i></p>
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The CALIFORNIA RELAY SERVICE ADVISORY COMMITTEE (CRSAC) of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p><i>February 2, 1999</i> <i>10 am - 4 pm</i></p>	<p><i>Deaf and Disabled Telecommunications Program</i> <i>1939 Harrison Street</i> <i>DDTP Conference Room, Suite 555</i> <b><i>Oakland</i></b></p>
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The ADMINISTRATIVE COMMITTEE (DDTPAC) of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p><i>February 11, 1999</i> <i>9:30 am - 3:30 pm</i></p>	<p><i>Deaf and Disabled Telecommunications Program</i> <i>1939 Harrison Street</i> <i>DDTP Conference Room, Suite 555</i> <b><i>Oakland</i></b></p>
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The EQUIPMENT PROGRAM ADVISORY COMMITTEE (EPAC) of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p><i>February 25, 1999</i> <i>10 am - 2 pm</i></p>	<p><i>Deaf and Disabled Telecommunications Program</i> <i>1939 Harrison Street, Suite 555</i> <b><i>Oakland</i></b></p>
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The 711-SUB-COMMITTEE of the Deaf and Disabled Telecommunications Program will hold a meeting to discuss relay access. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p>February 26, 1999 10 am - 4 pm</p>	<p><i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</i></p>
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The CALIFORNIA RELAY SERVICE ADVISORY COMMITTEE (CRSAC) of the Deaf and Disabled Telecommunications Program will hold its regular monthly meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY. Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**NOTICE OF DRAFT RESOLUTIONS**

**(Pursuant to PU Code § 311(g))**

**Draft Resolution Approving Interagency Memorandum Of Understanding Between The California Public Utilities Commission And The California Electricity Oversight Board**

A draft resolution (L-276) of the Legal Division, approving an Interagency Memorandum of Understanding (MOU) Concerning Responsibilities Related to the Electricity Industry Between the California Public Utilities Commission (CPUC) and the California Electricity Oversight Board will be on the agenda at the Commission meeting of January 20, 1999. The Commission may vote on this resolution at that time, or it may postpone a vote until later. When the Commission votes on a draft resolution, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution. Only when the Commission acts does the resolution become binding.

Members of the public may obtain a copy of L-276 for review and submission of written comments. A copy of the draft resolution and MOU is available on the Commission's web site: [http://www.cpuc.ca.gov/electric\\_restructuring/osb/index.htm](http://www.cpuc.ca.gov/electric_restructuring/osb/index.htm)

Members of the public without access to the Commission's Web site may also contact Charlene Lundy at (415) 703-1186 at the Commission to request a copy. In order to reach the widest possible notice, we are also serving this draft resolution and MOU on the CPUC's Electric Restructuring Service List, R.94-04-031/I.94-04-032 in addition to

publishing this notice in the Daily Calendar. Any interested member of the public may submit comments on the draft resolution.

An original and 2 copies of the comments should be submitted to the following individuals:

Arocles Aguilar, Assistant General Counsel  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2969  
e-mail address: aro@cpuc.ca.gov

Erik Saltmarsh, Chief Counsel  
California Electricity Oversight Board  
1516 Ninth Street  
Sacramento, California 95814  
(916) 653-0761  
e-mail address: Esaltmar@energy.state.ca.us

Anyone submitting comments to the Commission and EOB representatives listed above may provide those comments by e-mail, and are encouraged to do so. Members of the public submitting comments should provide a contact person, with a telephone number and e-mail address, if applicable, in their comments. Comments may be submitted no later than January 8, 1999. The date of submission is the date the comments are *received* by Legal Division. Comments shall be limited to 15 pages in length. Late-submitted comments will ordinarily be rejected. However, in extraordinary circumstances, a request for leave to submit comments late may be filed together with the proposed comments. An accompanying declaration under penalty of perjury shall be submitted setting forth all the reasons for the late submission.

After Legal Division receives comments on the draft Resolution and MOU, the Legal Division will compile a list of commenters and post that list on the CPUC's Web site, or the list may be obtained by contacting Charlene Lundy, listed above. Anyone who desires copies of comments filed may contact the commentors directly for copies of their comments. Legal Division will also keep a public file of all comments submitted in the Office of the General Counsel available for public review

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**Draft Resolution Increasing Household Goods Carrier Maximum Rates Available.**

A draft resolution of the Rail Safety and Carriers Division that increases the household goods carrier maximum rates contained in Maximum Rate Tariff 4 will be on the January 20, 1999 Commission meeting agenda. It is now available for public review and comment. For details on how to obtain a copy of the draft and file comments on it, refer to the notice that was published on this matter in the December 21, 1998 Daily Calendar. It is available through the Daily Calendar Archives on the Commission's web site:  
[http://www.cpuc.ca.gov/divisions/alj/alj\\_div\\_cal.htm](http://www.cpuc.ca.gov/divisions/alj/alj_div_cal.htm)

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**NEW FILINGS**

**NONE**

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

12/16/98	I98-09-007	Commission Instituting Investigation into the operations and practices of Pacific Gas and Electric Company in connection with compliance with PU Code Section 451, General Order 95, and other applicable standards governing tree-line clearances; <b>Petition for Modification of OII 98-09-007 to move the 368 (E) issues into PG&amp;E's 1999 general rate case proceeding by Pacific Gas and Electric Company</b>
12/18/98	R95-04-043 I95-04-044	Rulemaking on the Commission's own motion into competition for local exchange service and Investigation on the Commission's own motion into competition for local exchange service; <b>Application for Rehearing of D98-11-065 by Pacific Bell</b>

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS**

**NONE**

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**ADVICE LETTER FILINGS**

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

12/03/98	Water 13	TWIN VALLEY WATER COMPANY, INC., Offset
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		increase in the Consumer Price Index. (effective TBD)
12/16/98	Telecom 1589	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Introduce Service Contract for AT&T SDN, MEGACOM 800 and 800 ReadyLine Service with the Service Master Co. (effective TBD)
12/16/98	Telecom 65	LCI INTERNATIONAL TELECOM CORP., To add A Payphone Use Charge to LCI Difference (effective TBD)
12/17/98	Telecom 33-A	CITIZENS TELECOMS. CO. OF GOLDEN STATE, Supplements A.L.No.33, CHCF-A Temporary Surcredit to comply with CPUC Decision No. 91-09-042 (effective TBD)
12/17/98	Telecom 34-A	CITIZENS TELECOMS. CO. OF TUOLUMNE, Supplements A.L.No.34, CHCF-A Temporary Surcredit to comply with CPUC Decision No. 91-09-042 (effective TBD)
12/17/98	Telecom 8928	GTE CALIFORNIA INCORPORATED, CentraNet Service Contract (effective TBD)
12/17/98	Telecom 19893	PACIFIC BELL, Customer Specific Contract for DDD, VPP and Custom 8 Service with CPNI (effective TBD)
12/17/98	Telecom 19894	PACIFIC BELL, Amendment No. 3 to the Local IC Agreement with Focal Communications Corp. of Calif (effective TBD)
12/17/98	Telecom 19895	PACIFIC BELL, Contract with a government agency for HICAP, PBX and PRI Service (effective TBD)
12/17/98	Telecom 19896	PACIFIC BELL, Grass Valley/Nevada City EAB Realignment (effective TBD)
12/18/98	Energy 1825E-A	PACIFIC GAS & ELECTRIC COMPANY, Supplements A.L.No.1825E, Changes to Preliminary Statement Part N and new rate schedule E-CREDIT in compliance with Decision 98-09-070. (anticipated effective 01/01/99)
12/18/98	Water 1468	CALIFORNIA WATER SERVICE COMPANY, [Bakersfield District]Revise service area map to add areas requesting water service. (anticipated effective 01/27/99)

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### ADVICE LETTER PROTESTS

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1889) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

12/17/98      Energy 1823E      PACIFIC GAS & ELECTRIC COMPANY, Notice of the relocation of a power line in the City of Fresno. Late filed protest by Leroy Harris and Francisco Echaide.

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### MISCELLANEOUS TRANSPORTATION ITEMS

**December 22, 1998**

Filings with Rail Safety and Carriers Division

**NONE**

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### ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS

A98-11-024      Mattson-Pacific Bell for arbitration of an interconnection agreement with Pac-West Telecomm, Inc., pursuant to section 256 (b) of the Telecommunications Act of 1996, **Initial Arbitration Meeting held and completed**

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### REMOVALS FROM CALENDAR

**NONE**

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### NEW SETTINGS

1/26/99      10:00 a.m.      **(PHC)**-Order Instituting Rulemaking on the  
ALJ Patrick      R.92-03-050      Commission's Own Motion to consider the line

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Comr Conlon		extension rules of electric and gas utilities, <b>Commission Courtroom, San Francisco</b>
1/13/99	1:00 p.m.	<b>(PHC)</b> -Application of Southern California Edison
ALJ Patrick	A.98-05-014	Company to report on the valuation process for certain
Comr Conlon		generation-related assets pursuant to D.97-11-074,
	A.98-05-022	<b>(PHC)</b> -Application of Pacific Gas and Electric
		Company to report assessments of inventory balances
		and to address appraisal of retained generation assets, <b>Commission Courtroom, San Francisco</b>

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### LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judge Steven Kotz at 9:30 am in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045

12/22/98	9:30 a.m.	NONE SCHEDULED
12/29/98	9:30 a.m.	NONE SCHEDULED
1/5/99	9:30 a.m.	NONE SCHEDULED

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### FINAL ORAL ARGUMENT

NONE

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### HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. the assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

<b>(PHC)</b> = Prehearing Conference	<b>(FOA)</b> = Final Oral Argument
<b>(EH)</b> = Evidentiary Hearing	<b>(WS)</b> = Workshop
<b>(PPH)</b> = Public Participation Hearing	<b>(FPH)</b> = Full Panel Hearing
<b>(IAM)</b> = Initial Arbitration Meeting	<b>(AH)</b> = Arbitration Hearing
<b>(M)</b> = Mediation	<b>(CA)</b> = Closing Argument

1/5/99	10:00 a.m.	<b>(PHC)</b> -Pacific Gas and Electric Company to establish
ALJ Barnett	A.98-11-023	performance based ratemaking for electric and gas

Comr Duque		utility distribution service effective January 1, 2000, <b>Commission Courtroom, San Francisco</b>
1/7/99 ALJ Malcolm Comr Conlon Comr Neeper	10:00 a.m. R.96-11-004	<b>(PHC)</b> -Commission Order Instituting Rulemaking to develop standards for electric system reliability and safety pursuant to D96-09-073, <b>Commission Courtroom, San Francisco</b>
1/7/99 ALJ Barnett Comr Duque	2:00 p.m. A.98-05-019	<b>(OA)</b> -San Diego Gas & Electric Company for authority to increase its authorized return on common equity, to adjust its existing ratemaking capital structure, to adjust its authorized embedded costs of debt and preferred stock, to decrease its overall rate of return and to revise its electric distribution and gas rates accordingly,
	A.98-05-021	<b>(OA)</b> -Pacific Gas and Electric Company for authority to establish its authorized rates of return on common equity for electric distribution and gas distribution and establish its unbundled rates of return for calendar year 1999 for electric distribution and gas distribution,
	A.98-05-024	<b>(OA)</b> -Southern California Edison Company for consideration of unbundled rate of return on common equity, capital structure, cost factors for embedded debt and preferred stock and overall rate of return for utility operations, <b>Commission Courtroom, San Francisco</b>
1/8/99 ALJ Bennett Comr Knight	2:00 p.m. C.97-09-024	<b>(PHC)</b> -Snow Valley, Inc. vs. Southern California Edison Company for unjust, unreasonable and discriminatory rates and charges; for improper charges for construction of a power substation, <b>Telephone Conference, Room 5012, San Francisco</b>
1/8/99 ALJ Bennett Comr Neeper	9:30 a.m. C.97-03-034	<b>(PHC)</b> -County of Riverside Department of Environmental Health vs. Spring Crest Water and Power Company, for failure to comply with minimum water quality and quantity requirements as contained in Title 22 of the California Code of Regulations <b>Telephone Conference, Room 5012, San Francisco</b>
1/11/99 ALJ Bushey Comr Neeper	10:00 a.m. C.98-04-004	<b>(PHC)</b> -The Utility Consumers' Action Network vs. Pacific Bell for unlawful and deceptive sales program and practices,
	C.98-06-003	<b>(PHC)</b> -The Greenlining Institute and Latino Issues Forum vs. Pacific Bell, for deceptive sales practices, false and deceptive advertising, unfair competition and invasion of privacy,
	C.98-06-027	<b>(PHC)</b> -The Utility Consumers' Action Network vs. Pacific Bell for unlawful marketing and education of the

		Caller ID and related services, <b>Commission Courtroom, San Francisco (also (EH) January 21-22)</b>
1/11/99 ALJ Malcolm Comr Bilas	10:00 a.m. A.98-07-058  A.98-08-012	<b>(EH)</b> - Application of Pacific Gas & Electric Company to Recover 1997 and 1998 Non-Nuclear Generation Capital Additions in the Competition Transition Charge Pursuant to PU Code Section 367, <b>(EH)</b> -Application of San Diego Gas & Electric Company (U 902-E) for Competition Transition Charge (“CTC”) Recovery of Capital Additions, <b>Commission Courtroom, San Francisco, (also January 12-14)</b>
1/11/99 ALJ Rosenthal Comr Conlon	10:00 a.m. A.98-06-051	<b>(EH)</b> -Isam M. Alziq to transfer and A&M United Group, L.L.C. to acquire a certificate of public convenience and necessity and certain other assets, pursuant to Section 851, et. seq. of the California Public Utilities Code, <b>Commission Courtroom, Los Angeles (also January 12-15)</b>
1/11/99 ALJ Walwyn Comr Bilas	1:30 p.m. R.97-10-016  I.97-10-017	<b>(WS)</b> -Commission Order Instituting Rulemaking on the Commission’s own motion into monitoring performance of operations support systems, <b>(WS)</b> -Commission Order Instituting Investigation on the Commission’s own motion into monitoring performance of operations support systems, <b>Commission Courtroom, San Francisco</b>
1/12/99 ALJ Stalder Comr Duque	9:00 a.m. A.98-04-003	<b>(PHC)</b> -Pacific Gas and Electric Company for Commission order finding that its electric operations during the reasonableness period from January 1, 1997 to December 31, 1997 as well as certain of its gas operations during the reasonableness periods from January 1, 1996 to December 31, 1996 and January 1, 1997 to December 31, 1997, were prudent; made to seek recovery of costs related to the ISO-PX Implementation Delay Memorandum Account, <b>Commission Courtroom, San Francisco (also (EH) February 1-16)</b>
1/12/99 ALJ Vieth Comr Duque	10:00 p.m. A.98-09-013  A.98-09-014	<b>(EH)</b> - California Water Service Company for a general rate increase to increase revenues by \$897,400 or 6.1% in the year 1999, \$307,400 or 2.0%, in the year 2000, \$369,000 or 2.3% in the year 2001, and \$377,000 or 2.3% in the year 2002 in the East Los Angeles District, <b>(EH)</b> -California Water Service Company for a general



		rate increase to increase revenues by \$1,371,800 or 12.3% in the year 1999, \$353,500 or 2.8% in the year 2000, \$325, 100 or 2.5% in the year 2001, and \$334,800 or 2.5% in the year 2002 in the Bear Gulch district,
	A.98-09-015	<b>(EH)</b> -California Water Company for an order authorizing it to increase rates charged for water service in the Hermosa-Redondo district,
	A.98-09-016	<b>(EH)</b> -California Water Service Company for an order authorizing it to increase rates charged for water service in the Visalia district, <b>Commission Courtroom, San Francisco (also 9:00 a.m., January 13-15)</b>
1/13/99 ALJ DeUlloa Comr Knight	9:30 a.m. C.98-06-028	<b>(EH)</b> -Pacific Bell vs. MCI Telecommunications Corp., Inc., and MCI Metro Access Transmission Services, Inc., for breach of the interconnection agreement, <b>Commission Courtroom, San Francisco, (also January 14-15)</b>
1/13/99 ALJ Ryerson Comr Neeper	10:00 a.m. C.98-09-020	<b>(PHC)</b> -Greg Roberts vs. Pacific Bell and Southwestern Bell Corporation for not providing repair services, <b>Commission Courtroom, Los Angeles</b>
1/13/99 ALJ Patrick Comr Conlon	1:00 p.m. A.98-05-014 A.98-05-022	<b>(PHC)</b> -Application of Southern California Edison Company to report on the valuation process for certain generation-related assets pursuant to D.97-11-074, <b>(PHC)</b> -Application of Pacific Gas and Electric Company to report assessments of inventory balances and to address appraisal of retained generation assets, <b>Commission Courtroom, San Francisco</b>
1/14/99 ALJ Bushey Comr Duque	10:00 a.m. I.98-08-004	<b>(PHC)</b> -Commission Order Instituting Investigation into the operations, practices and conduct of the Coral Communications, Inc. (Coral) and Michael Tinari, President of the Coral; William Gallo, Senior Vice President of Coral; Devon Porcella, Vice President of Sales and Operations of Coral; Neal Deleo, Vice President Finance and MIS of Coral to determine whether the corporation or its principals have operated within California without having a certificate to operate from the Commission and whether they have charged California Subscribers for telecommunications services the subscribers never authorized, <b>Commission Courtroom, San Francisco</b>
1/14/99 ALJ McVicar	2:00 p.m. A.98-11-011	<b>(PHC)</b> -Application of Red and White Ferries, Inc., for a certificate of Public Convenience and Necessity to

Comr Duque		establish and operate vessel common carrier service between San Francisco on the one hand, and the Alameda Gateway Area and the Port of Oakland, on the other hand, <b>Commission Courtroom, San Francisco</b>
1/18/99 ALJ Walwyn Comr Bilas Comr Duque	10:00 a.m. R.93-04-003  I.93-04-002	<b>(EH)</b> -Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish a Framework for Network Architecture Development of Dominant Carrier Networks, <b>(EH)</b> -Investigation of the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks, <b>Commission Courtroom, San Francisco (also January 19-22)</b>
1/19/99 ALJ Weissman Comr Bilas	10:00 a.m. R.98-01-011	<b>(EH)</b> -Commission Order Instituting Rulemaking on the Commission's own motion to assess and revise the regulatory structure governing California's natural gas industry, <b>Commission Courtroom, San Francisco (also January 20-22, January 25-29)</b>
1/19/99 ALJ Barnett Comr Neepser	1:30 p.m. A.98-05-033	<b>(EH)</b> -Southern California Edison Company for Orders approving contract amendments necessitated by Industry Restructuring between Southern California Edison Company and AES Placerita, Brea Power Partners, Kern River Cogeneration Company, Midway Sunset Cogeneration, OLS-Camarillo, OLS-Chino, Ontario Cogeneration, Sycamore Cogeneration, and Watson Cogeneration, <b>Commission Courtroom, San Francisco (also January 20-21)</b>
1/22/99 ALJ Wright	10:00 a.m. C.98-12-010	<b>(ECP)</b> -Idowu S. Famuyiwa, Pako Construction vs. Southern California Edison Company, Edison International Co. for overcharges and disconnection of services, <b>Library Lecture Hall, 101 West Manchester Blvd., Inglewood</b>
1/25/99 ALJ Barnett Comr Conlon	10:00 a.m. A.98-04-016	<b>(EH)</b> -Pacific Gas and Electric Company for authorization to sell the El Dorado Hydroelectric Project to El Dorado Irrigation District, <b>Commission Courtroom, San Francisco (also January 26-29)</b>
1/26/99 ALJ Bennett Comr Duque	9:30 a.m. I.98-03-013	<b>(PHC)</b> -Commission Order Instituting Investigation on the Commission's own motion into whether existing standards and policies of the Commission regarding

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		drinking water quality adequately protect the public health and safety with respect to contaminants such as Volatile Organic Compounds, Perchlorate, MTBEs, and whether those standards and policies are being uniformly complied with by Commission regulated utilities; compliance filing by utilities is due in 120 days from the date of the order, <b>Commission Courtroom, San Francisco</b>
1/26/99 ALJ Patrick Comr Conlon	10:00 a.m. R.92-03-050	<b>(PHC)</b> -Order Instituting Rulemaking on the Commission's Own Motion to consider the line extension rules of electric and gas utilities, <b>Commission Courtroom, San Francisco</b>
1/28/99 ALJ Bushey Comr Duque	9:00 a.m. A98-07-043	<b>(EH)</b> -Rideshare Port Management, L.L.C., dba Prime Time Shuttle to provide on-call-door-to-door passenger stage service to the extent required to enter into concessionaire agreement with Los Angeles International Airport, <b>Commission Courtroom, Los Angeles, (also January 29)</b>
2/9/99 ALJ Walker Comr Duque	10:00 p.m. A.98-06-005	<b>(EH)</b> -Southern California Water Company for authority to assess a reservation fee for fire protection for persons occupying or owning property within the service territory of the Desert District, <b>February 10, Commission Courtroom, San Francisco)</b>
2/9/99 ALJ Gottstein Com Duque	1:30 p.m. A.98-07-007	<b>(PHC)</b> -Application of Pacific Gas and Electric Company to construct the Northeast San Jose Transmission Reinforcement Project, <b>Commission Courtroom, San Francisco</b>
2/11/99 ALJ Bushey Comr Duque Comr Neeper	9:00 a.m. R.97-10-049	<b>(OA)</b> -Commission Order Instituting Rulemaking on the Commission's own motion to set rules and to provide guidelines for the Privatization and Excess Capacity as it relates to investor owned water companies, <b>Commission Courtroom, San Francisco</b>
2/16/99 ALJ Bennett Comr Bilas	9:00 a.m. C.97-09-030	<b>(EH)</b> -Energy Alternatives vs. Pacific Gas and Electric Company for failure to conduct an open and fair bidding process with respect to the awarding of the Energy Partners program administrative contract for 1997, <b>Commission Courtroom, San Francisco (also February 17)</b>
2/22/99	9:00 a.m.	<b>(EH)</b> -Commission Order Instituting Investigation into

ALJ McVicar Comr Duque Comr Neeper	I.98-09-007	the operations and practices of Pacific Gas and Electric Company in connection with compliance with PU Code Section 451, General Order 95, and other applicable standards governing tree-line clearances, <b>Commission Courtroom, San Francisco, (also February 23-26, March 1-5)</b>
03/15/99 ALJ Gottstein Comr Conlon	10:00 a.m. A.96-03-031	(EH)-Southern California Gas Company for authority to revise its rates effective January 1, 1997 in its Biennial Cost Allocation Proceeding for a total reduction in annual revenues of approximately \$147.9 million (5.7%),
	A.96-04-030	(EH)-San Diego Gas & Electric Company for authority to revise its rates effective January 1, 1997 in its Biennial Cost Allocation Proceeding for an approximately \$42 million decrease over presently authorized revenues, <b>Commission Courtroom, San Francisco (also 9:00 a.m., March 16-19)</b>
3/29/99 ALJ O'Donnell Comr Conlon Comr Neeper	10:00 a.m. C.97-09-043	(EH)-The Utility Reform Network and Utility Consumers' Action Network vs. SBC Communications Inc., Pacific Telesis Group and Pacific Bell for violation of the service quality requirements of D97-03-067 and the Public Utilities Code and for attempting to mislead the Commission with respect to Pacific Bell's service quality performance, <b>Commission Courtroom, San Francisco, (also March 30, April 2)</b>
4/2/99 ALJ Barnett Comr Neeper	10:00 a.m. A.98-05-053	(PHC)-Southern California Edison Company for review of the reasonableness of its operations and all fuel and power purchase costs during the period from 4/1/97 through 12/31/97, <b>Commission Courtroom, San Francisco (also (EH) 10:00 a.m., April 12-16, April 19-23)</b>
4/16/99 ALJ Bushey Comr Knight	10:00 a.m. C.95-08-039	(PHC)-Bayside Village, The Fillmore Center, and North Point Apartments vs. Pacific Bell for failure to take responsibility for all building cross connects, <b>Commission Courtroom, San Francisco</b>
5/24/99 ALJ Galvin Comr Duque	10:00 a.m. A98-07-020 A.98-07-029	(EH)-In the Matter of the Application of Pacific Bell a corporation, for Authority to Categorize Centrex as a Category III Service, (EH)-In the Matter of the Application of Pacific Bell a corporation, for Authority to Categorize Toll-Free (8XX) and Business MTS IntraLATA Toll Services as

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		Category III Services, <b>Commission Courtroom, San Francisco (also May 25-28, June 1-4)</b>
6/14/99	10:00 a.m.	(PHC)-Application of Pacific Gas and Electric
ALJ Minkin	A98-09-003	Company for Review and Recovery of the Costs and
Comr Duque		Revenues in the Transition Cost Balancing Account (U
Comr Conlon		39 E),
	A98-09-008	(PHC)-Application of Southern California Edison
		Company to Review and Recovery Transition Cost
		Balancing Account Entries from January 1, 1998
		through June 30, 1998 and Various Generation-Related
		Memorandum Account Entries,
	A98-09-009	(PHC)-Application of San Diego Gas & Electric
		Company in the Annual Transition Cost Proceeding
		Regarding the Transition Cost Balancing Account
		(TCBA),
		<b>Commission Courtroom, San Francisco (also (EH) 6/21-25, 6/28-30, 7/1-2, 7/5-8, (CA) 7/9, 9:00 a.m.</b>

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### EXECUTIVE ORDERS SIGNED

12/1/98	D98-12-001	A98-10-035 - California Network Management, dba Corporate Network Management, for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code section 1013. <b>Granted to the extent authorized by D94-09-065 and subject to the conditions set forth in the appendices. Proceeding is closed.</b>
	D98-12-002	A98-10-036 - <b>Globalcom, Inc.</b> , for registration as an interexchange carrier telephone corporation. <b>Granted to the extent authorized by D94-09-065 and subject to the conditions set forth in the appendices. Proceeding is closed.</b>
12/3/98	D98-12-003	A94-11-015 - Pacific Gas and Electric Company, for authority to revise its gas rate under the biennial cost allocation proceeding (BCAP) for increase by approximately \$173 million beginning 10/1/1995, and ending 9/30/1997, etc. <b>Application for rehearing of D96-12-026 denied.</b>
12/3/98	D98-12-030	A98-10-039 - Access One, Inc., for registration as an interexchange carrier telephone corporation. <b>Granted as set forth. Proceeding is closed.</b>

- 12/8/98      D98-12-031      A98-10-042 - Network International, LLC., for registration as an interexchange carrier telephone corporation pursuant to the provisions of Public Utilities Code section 1013. **Granted to the extent authorized by D94-09-065 and subject to the condition set forth in the appendices. Proceeding is closed.**
- D98-12-032      A98-10-041 - Progressive Concepts, Inc., for registration as an interexchange carrier telephone corporation. **Granted to the extent authorized by D94-09-065 and subject to the condition set forth in the appendices. Proceeding is closed.**
- 12/3/98      D98-12-033      C98-02-047 - City of Bakersfield vs. Union Pacific Railroad Company. **Dismissed upon written and unopposed request of complainant.**
- D98-12-034      A96-06-018 - City of Yorba Linda, for authority to widen Route 90 (Imperial Highway) at A.T. & S.F. railway crossing M.P. (Public Utilities Commission crossing N. 2-B-38.4). **Dismissed upon written and unopposed request of application.**
- 12/7/98      D98-12-035      A98-03-051 - Associated Limousine Operators of San Francisco, to transfer and Associated Limousines, Inc. to acquire certificate of public convenience and necessity and certain assets and liabilities of Associated Limousine Operators of San Francisco. **Order correcting omission; Page 3 shall be included in Appendix PSC-11737, attached to D98-09-064.**
- 12/4/98      D98-12-036      C98-08-047 - (ECP) Carmen E. Didley vs. GTE California, Inc. **Dismissed upon written request of complainant and defendant. Complainant's deposit \$822.08 is disbursed as follows: \$348.49 to GTE, and \$473.59 to Carmen E. Didley.**

**COMMISSION MEETING OF DECEMBER 3, 1998**

- 12/3/98      D98-12-004      A96-10-022 - San Diego Gas and Electric Company, for annual energy cost adjustment clause for the period from 05/01/97 to 04/30/98. **Settlement between San Diego Gas and Electric Company and Office of Ratepayer Advocates is adopted. Proceeding is closed.**

- D98-12-005      C97-08-061 - Malbour L. Watson vs. MCI Telecommunications Corporation. **Complaint is dismissed for lack of prosecution.**
- D98-12-006      R96-11-004 - Commission Order Instituting Rulemaking, to develop standards for electric system reliability and safety pursuant to D96-09-073. **Grants the Utility Reform Network an award of \$27,060.91 in compensation for its contribution to D98-03-036 and D98-07-097. Proceeding remains open to consider those matters identified for review in D98-07-079.**
- D98-12-007      A92-07-047 - Southern California Gas Company, for an expedited procedure for the approval of long-term negotiated discount contracts. A92-07-049 - related matter. **Grants the Utility Reform Network an award of \$12,942, in compensation for its contribution to D94-09-070. Proceedings are closed.**
- D98-12-008      I97-09-001 - Commission Order Instituting Investigation into the operations, practices, and conduct of National Telephone and Communications, Inc., (NTC) to determine whether it has violated the laws, rules, and regulations governing the manner in which California consumers are switched from one long distance carrier to another. **Approves the settlement agreement and amendment affixed as Attachment A and made a part to this decision is approved. Proceeding is closed.**
- D98-12-009      A98-08-029 - Timothy James Smith, and Terrence Blaine Kirschman, dba S.P.A.C.E. Shuttle, Inc., for authority to operate as a passenger stage corporation, to and from the Sacramento, Oakland, and San Francisco Airports, between Pleasanton, Tracy, Manteca, Modesto, Stockton and Lodi. **Granted as set forth. Proceeding is closed.**
- D98-12-010      I98-08-004 - Commission Order Instituting Investigation into the operations, practices, and conduct of Coral Communications, Inc. (Coral) and Michael Tinari, President of Coral; William Gallo, Senior Vice President of Coral; Devon Porcella, Vice President of Sales and Operations of Coral; Neal Deleo, Vice President Finance and MIS of Coral to determine whether the corporation or its principals have operated within California without having a certificate to operate from the Commission and whether they have charged California Subscribers for

- telecommunications services the subscribers never authorized. **Easy Access International, Inc., is ordered to add as a respondent to this investigation.**
- D98-12-011 A97-05-049 - Airport Cruiser, Inc., to transfer and Buslink Corp. to acquire the passenger stage certificate and for finding of revocation of PSC-5877 error. **Granted, subject to the condition that the transferor pay a reinstatement fee in the amount of \$125.00 before the transfer may become effective. Proceeding is closed.**
- D98-12-012 A97-12-039 - San Diego Gas and Electric Company, to sell electrical generation facilities and power contracts. **Interim order - The Mitigated Negative Declaration is adopted. The mitigation, monitoring, and reporting program prepared by the Energy Division for the project is approved.**
- D98-12-013 A98-07-006 - San Diego Gas and Electric Company, for approval of consolidated changes in 1999 authorized revenue and revised rate components; the CTC rate component and associated headroom calculations, RGTCOMA balances; credit computations, disposition of various balancing/memorandum accounts; and electric revenue allocation and rate design changes. A98-07-003 and A98-07-026 - related matters. **Interim order - the request of San Diego Gas and Electric Company to establish a "Transition Revenue Account" (TRA) is granted with modifications.**
- D98-12-014 A98-07-004 - Airport Services of Balwinder S. ptrola, dba Royal Shuttle, for authority to expand its passenger stage operations to include additional points between Alameda County and Oakland International Airport. **Granted as set forth. Proceeding is closed.**
- D98-12-015 A92-11-037 - Southwest Gas Corporation, for authority to: (a) issue one or more types or series of debt securities in the aggregate principal amount of up to \$250,000,000; (b) issue and sell one or more series of preferred and/or preference stock in the principal amount of up to \$50,000,000; and (c) issue and sell up to \$3,000,000 shares of its \$1 per value common stock. **Supplemental order - Petition for modification of D93-02-008, as modified by D95-08-038 and D96-11-013 is granted as set forth. The authority granted to Southwest Gas**



- Corp. by D93-02-008, as modified by D95-08-048 and D96-11-013, is modified to extend the period of authorization to December 31, 1999.**
- D98-12-016      A98-04-051 - Catalina Channel Express, Inc., for authority to establish a zone of rate freedom for its vessel common carrier service between authorized Southern California mainland points and authorized points on Santa Cataline Island. **Catalina Channel is authorized to establish a zone of rate freedom (ZORF) of ten percent above and below its existing fare levels. Proceeding is closed.**
- D98-12-017      A98-09-034 - Cherry Communications Inc., to transfer and WAXS Inc., to acquire ownership and control of Cherry Communications Incorporated. **Granted as set forth. Proceeding is closed.**
- D98-12-018      A93-11-031 - Pacific Bell to notify the Commission to enter electronic publishing service market. **Motion to dismiss application filed by Toward Utility Rate Normalization is granted. Application is dismissed without prejudice. Proceeding is closed.**
- D98-12-019      A98-09-035 - Sierra Pacific Power Company, for an order authorizing it to issue securities having an aggregate principal amount not to exceed \$200,000,000, consisting of one or more series of debt securities (including debt securities issued in connection with a tax advantaged preferred security arrangement), to execute and deliver one or more indentures, to guarantee securities, and to sell, assign mortgage, or otherwise dispose of or encumber utility property. **Granted as set forth. The authority granted by this order shall become effective when Sierra Pacific pays \$9,655, the fee set forth by PU Code § 1904(b). Proceeding is closed.**
- D98-12-020      A98-06-054 - City of Los Angeles, to construct one public at-grade railroad crossing at Mason Avenue across the Los Angeles County Metropolitan Authority (LACMTA)/Amtrak/Union Pacific (UP) track and right of way; to make safety improvements at five adjacent crossings and physically vacate a street and close the existing public-at-grade crossing at Doran Street across the LACMTA/Amtrak/UP track in the City of Los Angeles. **Granted as set forth. Proceeding is closed.**

- D98-12-021 C96-01-019 - City of Vernon vs. The Atchison, Topeka and Santa Fe Railway. **The City of Vernon has failed to prove that implementation of defendant's plan of expansion creates adverse environmental effects so as to make the expansion of the Hobart Yard unreasonable. Complaint is denied. Proceeding is closed.**
- D98-12-022 R94-04-031 - Commission Order Institution Rulemaking on its proposed policies governing restructuring California's electric services industry and reforming regulation. I94-04-032 - related matter. **Denies the Petition for modification of D97-05-039 filed on May 4, 1998 by School Project for Utility Rate Reduction and Regional Energy Management Coalition (SPURR/REMAC) to permit customers who do not purchase electric service from utility competitors to have the choice of subscribing to metering services of utility competitors. Grants a related proposal filed by SDG&E, SPURR/REMAC, Cellnet, Itron, Edison, PG&E, Coalition of California Utility Employees. Adopts suggestions made by Farm Bureau.**
- D98-12-023 C98-02-020 - Irvine Apartment Communities, Inc., CoxCom, Inc., dba Cox Communications Orange County, and Cox California Telecom, Inc. vs. Pacific Bell. **Granted as set forth. Pacific Bell is to reconfigure IAC's property as IAC requests, provided that Pacific Bell is compensated both for any additional network cable and facilities, as well as for the facilities which convert to INC on any IAC properties built between January 1, 1990 and August 8, 1993. The revised complainants' appeal of the presiding officer's decision is granted.**
- D98-12-024 A97-03-015 - Southern California Gas Company, for approval of a long term gas transmission service contract with Distribuidora de Gas Natural de Mexicali, S. de R.L. de C.V. **Grants Commission approval of the DGN transmission service contract; denies SoCalGas' request for special treatment of the cost of exclusion; and grants SoCalGas' request for exemption of the contract form Section X of GO 96-A.**
- D98-12-025 I98-04-010 - Commission Order Instituting Investigation,

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- into the operations and practices of the San Diego Gas & Electric Company in connection with its compliance with requirements to maintain proper clearance between power lines and vegetation. **The joint motion for adoption of a settlement filed on September 15, 1998 which would resolve all outstanding issues in this proceeding is granted. San Diego Gas and Electric Company is ordered to pay a penalty of \$1 million and to spend \$200,000 in educating the public regarding the safety benefits of tree trimming. Proceeding is closed.**
- D98-12-026 R94-02-003 - Commission Order Instituting Rulemaking to establish a simplified registration process for non-dominant telecommunications firms. I94-02-004 - related matter. **Petition for modification of D97-06-107 is denied.**
- D98-12-027 A96-07-001 - Pacific Gas and Electric Company, San Diego Gas and Electric Company, and Southern California Edison Company, for approval of a loan guarantee and trust mechanism to fund expenditures up to the amount of \$250 million for development and implementation of an independent system operator (ISO) and a power exchange (PX) by January 1, 1998. **Order granting limited rehearing partially modifying D97-12-042 and denying rehearing in other respects.**
- D98-12-028 R93-04-003 - Commission order instituting rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks. I93-04-002 - related matter. **Joint application for rehearing of D98-02-106 by AT&T Communications of California, Inc. and MCI Telecommunications Corp. is denied.**
- D98-12-029 A98-10-014 - Airporter, Inc., for rehearing of Resolution TL-18864 granting Marin Airporter route revision request for an additional service point at the Embassy Suites Hotel in San Rafael. **Rehearing of Resolution TL-18864 is denied.**

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## RESOLUTIONS

12/3/98 ALJ-176-3005 Ratification of preliminary determinations of category for

- proceedings initiated by application. The preliminary determinations are pursuant to Article 2.5, Rules 4 and 6.1 of the Commission's Rules of Practice and Procedure. (See also Rule 63.2(c) regarding notice of assignment.)  
**Adopted.**
- G-3245 Southern California Gas Company. Requests approval to competitively bid the weatherization portion of its 1999 low-income program. **Denied without prejudice.**
- SU-49 Resolution authorizing execution of Memorandum of Agreement with the Department of Conservation, Division Oil, Gas and Geothermal Resources clarifying regulatory responsibilities. **Adopted.**
- T-16218 Advice Letter 8774 of GTE California, Incorporated (GTEC). Request to provide Synchronous Optical Network Transport to the University of California Los Angeles under a government contract pursuant to D91-07-010. **Granted. Additionally, this resolution imposes a fine and penalties on GTEC for its failure to comply with General Order 96-A filing requirements.**
- T-16242 Advice Letter (AL) 201, Calaveras Telephone Company, AL 221, California-Oregon Telephone Company, AL 222, Ducor Telephone Company, AL 277, Evans Telephone Company, AL 254, Kerman Telephone Company, AL 137, Pinnacles Telephone Company, AL 235, The Volcano Telephone Company, AL 34, Citizens Telecommunications Company of the Golden State, AL 33, Citizens Telecommunications Company of Tuolumne, AL 188, Foresthill Telephone Company, AL 87, Happy Valley Telephone Company, AL 233, Sierra Telephone Company, AL 251, Siskiyou Telephone Company, AL 252, The Ponderosa Telephone Company, AL 91, Winterhaven Telephone Company CHCF-A Administrative Committee, AL 161, Hornitos Telephone Company, AL 461, GTE West Coast Incorporated. Seventeen small-size local exchange telephone carriers (LEC) and the California High Cost Fund-A Administrative Committee (CHCF-A). For approval of the CHCF-A draws and rate designs for the 17 small LECs for 1999. **Total approved CHCF-A draw is \$4,860,790. The surcharge for the funding of the CHCF-A shall remain at 0%. This resolution also approves an administrative budget in the amount of**

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**\$45,000 for the CHCF-A for calendar year 1999.**

- T-16243 Payphone Service Providers Enforcement Committee. Request for 1999 budget of \$1,093,298. **Granted as set forth in Column C of appendix A.**
- T-16244 All Telecommunications Carriers. Requests approval of its 1999 budget of \$446.15 million and an increase of surcharge from 2.87% to 3.8% for 1999's California High Cost Fund-B program. **Granted as set forth in appendix.**
- T-16245 Universal Lifeline Telephone Service (ULTS) Administrative Committee. Request to establish 0.0% surcharge for the ULTS Program for 1999 and to adopt 1999 budget for the ULTS Trust Administrative Committee and the ULTS Marketing Board. **Granted as set forth in appendix. Adopts an administrative budget of \$606,308 for ULTS Administrative Committee and an administrative and program budget of \$7,378,382 for ULTS Marketing Board for 1999. Adopts a ULTS surcharge rate of 0.0% for 1999, a reduction from the current rate of 2.4%.**
- T-16252 Deaf and Disabled Telecommunications Program. Request to extend the provisional Speech-to-Speech Service and to increase the per session minute paid to MCI Telecommunications Corporation. **This resolution extends the Speech-to-Speech Service of the California Relay Service on a permanent basis, orders MCI Telecommunications Corporation to continue providing Speech-to-Speech Service pursuant to its current contract terms with the Deaf and Disabled Telecommunications Administrative Committee to present its proposal for permanent offering of Speech-to-Speech service to the executive director of the Commission by March 5, 1999.**
- T-16253 Advice Letter 8862 of GTE California, Incorporated. Request to waive certain end user charges and provide additional compensation to customers. **Granted.**
- TL-18873 Resolution denying issuance of charter-party authority or household goods carrier authority for failure to satisfy statutory provisions of the Public Utilities Code and Commission General Orders. **Adopted.**

- W-4123 Advice Letter 80 of Peerless Water Company. Request for an interim increase in rates producing an additional \$35,396 or 5% in annual revenue. **Granted.**
- W-4125 Advice Letter 22 of Ponderosa Community Services District (PCSD). Request of PCSD's, as court-appointed receiver of Rosella Water Company, Inc., to implement a stand-by fee for fire suppression for owners of unincorporated lots within the existing distribution system. **Granted.**
- W-4126 Hawkins Water Service. Request for a general rate increase producing \$6,440 or 31.6% additional annual revenue. **Granted as set forth in appendix.**
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#### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting". The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

**NONE FILED**

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#### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c) )

**NONE**

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#### NOTICE OF EX PARTE COMMUNICATIONS

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

- 12/9/98      A95-05-030      Roseville Telephone Company, for authority to increase its intrastate rates by \$26,890,729 effective 1/1/96; adopt

- A95-05-031 the new regulatory framework proposal, and Roseville Telephone Company, for authority to implement a proposed agreement and plan for reorganization which would result in a holding company structure, and
- I95-09-001 Commission Order Instituting Investigation, into the rates, charges, service, practices and regulation of Roseville Telephone Company.

**Summary:** On December 7, 1998, Michael D. Campbell, Executive Vice President and Chief Financial Officer of Roseville Telephone Company, sent a letter (attached) to Cmmr. Conlon. Copies of the letter were also sent to Cmmrs. Bilas, Duque, Knight, and Neeper; Executive Director Franklin; Administrative Law Judge Burton Mattson, and ORA staff counsel Ira Kalinsky. In the letter, Campbell stated that ORA's proposed audit is not reasonable because it contemplates covering matters not authorized by the Commission. Roseville estimates that over fifty percent of ORA's proposed audit tasks are inappropriate and Roseville's shareholders should not be required to pay for these extraneous costs. Roseville stated that the Commission should reopen the request for proposal process and solicit new bids if it determines that an audit should begin.

**Filer: Roseville Telephone Company**

**Contact: Maria Incardona**

**Phone: (415) 433-1900**

- 12/9/98 R93-04-003 Commission order instituting rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks, and
- I93-04-002 Commission order instituting investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks architecture development, and
- R95-04-043 Commission order rulemaking into competition for local exchange service, and
- I95-04-044 Commission order instituting investigation into competition for local exchange service.

**Summary:** From December 1, 1998 through December 8, 1998, the following persons wrote letters (attached) to Cmmrs. Bilas, Conlon, Duque, Neeper, and Knight; and Executive Director Franklin, expressing support for Pacific Bell's entry in the long distance market. William Rodriguez, Executive Director of Communities in Schools, Pacoima in California; Dick Hackenberg, Development Chair of Cabrillo Marine Aquarium, San Pedro; Felix Elizalde of Alameda County Board of Education, Castro Valley; Suzi Blackman, President/CEO of Sunnyvale Chamber of Commerce; Heidi Harris, Executive Director of Mind Power Unlimited, Inc., LA; Oscar Arslanian, Arslanian & Associates, Inc., Hollywood; Lena Whittaker, General Manager of Whittaker Trucking, Carson; Jim Goodwin, Chief Executive Officer of Chico Chamber of Commerce; E. J. Huliani of Jamin' Company, Napa; Gary M. Thomas, Vice President of Victory Web & Graphic, Chatsworth;

Barbara Friedman, Psychotherapy and Professional Consultation, Pacific Palisades; T.K. Park, owner of MCI Appraisal Service, LA; Phillip Bagues, Director of Felipe Bagues Mortuary, LA; Elizabeth A. Gray, President of Western Cocktail Lounges, Inc., Gardena; and Patrick E. Lanthier, Rivera/Lanthier and Associates, San Mateo.

**Filer: Pacific Bell**

**Contact: Lila Tam**

**Phone: (415) 542-0144**

**Summary:** On December 7, 1998, Jim Callaway, President - External Affairs, Bill Blase, Vice President - Regulatory, Cynthia Marshall, Executive Director - Regulatory, and Peggy Garber, General Attorney - Legal, all with Pacific Bell (Pacific), held three separate meetings. The first meeting was with Cmmr. Knight and his advisor Dorothy Duda; the second meeting was with Cmmr. Neeper and Fassil Fenikile, his advisor; the last meeting was with Cmmr. Duque and his adv. Tim Sullivan. At each of the three meetings, Pacific's representatives discussed their major concerns with the proposed decision (PD). Specially, they raised the following concerns: (1) the lack of clarify in the PD as to what will transpire after Pacific makes it compliance filing; (2) OSS Interface Testing; (3) Flow Through compliance requirements; (4) Flow Through of xDSL; (5) OSS Interface Testing - 5 Methods of Combining; (6) Unbundled Switching - Dedicated Transport Overflow; (7) Unbundled Switching - Technical Trials of Switching Options B & C and 2-PIC and Customized Routing; (8) Collocation - Reservation of Space; (9) Methods for Combining UNEs - Extended Links; (10) Unbundled Local Loop - Repair, and (11) INER. A handout (attached) was used distributed during the meetings.

**Filer: Pacific Bell**

**Contact: Lila Tam**

**Phone: (415) 542-9268**

**Summary:** On December 4, 1998, Richard B. Severy, Director of Public Policy for MCI Telecommunications Corporation's Pacific Region, met with Cmmr. Duque and his adv. Tim Sullivan, in San Francisco. Severy stated that MCI was generally satisfied with the ALJ's Draft Decision (DD) and believed that it provides a clear direction of how the industry will need to move forward to open up the local telephone market to competition. He expressed concern that the proposed deferred policy issues related to the combination of unbundled network elements to OANAD are not adequately presented in the record of the costing and pricing docket, the proceeding may not be able to produce a decision resolving core policy issues that are critical to the market entry strategy of MCI and other competitors. Severy urged the Commission to direct Pacific to offer UNE combinations through other alternative means recommended by competitors during the collaborative process. Severy stated that an efficient expedited dispute resolution process is needed to promptly address problems that affect competitors and consumers. He also described problems encountered in the initial roll-out of xDSL services. He expressed hope that these issues would be resolved.

**Filer: MCI Telecommunications Corp.**

**Contact: Leslie Watkins**

**Phone: (415) 228-1245**

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