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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, January 5, 1999**

- 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



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 19, 1999	1:30 pm	San Francisco
February 1, 1999	1:30 pm	San Francisco
February 16, 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**

**NONE**

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**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: California Board for Energy Efficiency**

<i>January 5, 1999 9:30 am to 4 pm</i>  <i>Teleconference Information:</i>  <i>This meeting is accessible by teleconference. To call in, dial: 1-888-550-5969. After the prompt, enter the access code followed by the pound sign.</i>  <i>To obtain the access code, please contact Elizabeth Gunn, Board Coordinator, at (415) 703-1956, or by e-mail at <a href="mailto:egunn@cpuc.ca.gov">egunn@cpuc.ca.gov</a>.</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Room 5012 (Corner of Van Ness Avenue and McAllister Street) San Francisco</i>
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The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: CBEE Filings Submitted on December 17; Proposed Decision on Administrative Structures; Program Planning for 1999 and Utilities' November 16/17 Advice Letter Filings; Market Assessment and Evaluation (MA&E) Planning Process; Reporting

Requirements; Board Functioning; Updates and Status Reports; Scheduling and Agenda Planning for Future Meetings. The meeting is open to the public. The contact person is Mark Thayer (619) 594-5510. For further information about the CBEE and this meeting consult the CBEE Web Page at [www.cbее.org](http://www.cbее.org).

**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 - Technical Advisory Committee**

<i>January 6, 1999 9:30 am - 4 pm</i>	<i>Pacific Energy Center 851 Howard Street, 1<sup>st</sup> Floor San Francisco</i>
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The Technical Advisory Committee for the California Board for Energy Efficiency will conduct a meeting. The following agenda items will be discussed: CPUC Draft Decision, Future Program Planning, Implementation of 1999 Programs, Res Contractors Program, Res Workshops, Shareholder Incentives, CREATE Program, Market Assessment and Evaluation (MA&E) Reports Submitted to CBEE, Coordination of Utility/Local Government Initiatives, Updates on 11/16 and 11/17 IOU Filings Comments by CBEE and Other Parties, 1999 DSM Program Plans, Long-term Planning of TAC, Cost Effectiveness Evaluation. For more information contact Wm. Stevens Taber, Jr., Chairman, at (415) 457-7498.

**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**

<p>January 8, 1999 1:30 pm - 4 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Room 3212 (Corner of Van Ness Avenue and McAllister Street) <b>San Francisco</b></p>
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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**

<p>January 11, 1999 10 am - 2 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 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.

**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**

<p>January 12, 1999 10 am - 2 pm</p>	<p>One Crow Canyon Court Building 7 - Conference Room <b>San Ramon</b></p>
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The Payphone Service Providers Enforcement Committee will conduct a monthly meeting. For more information, please contact Adam Thaler at (415) 703-1157.

**Public Meeting California Board for Energy Efficiency**

<p>January 12, 1999 1 pm - 5 pm</p> <p><b><u>Teleconference Information</u></b></p> <p><i>This meeting is accessible by teleconference. To call in dial: 1-888-550-5969. After the prompt, enter the access code followed by the pound sign.</i></p> <p><i>To obtain the access code, please contact Elizabeth Gunn, Board Coordinator, at (415) 703-1956</i></p>	<p>Sempra Energy (Formerly SDG&amp;E Electric Building)</p> <p>101 Ash Street</p> <p><b>San Diego</b></p>
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The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: Proposed Decision on Administrative Structures; Early 1999 Activities and Programs; Program Planning for 1999 and Utilities' November 16/17 Advice Letter Filings; Market Assessment and Evaluation (MA&E) Planning Process; Reporting Requirements; Board Functioning; Updates and Status Reports; Support Services; and Scheduling and Agenda Planning for Future Meetings. The meeting is open to the public. The contact person is Mark Thayer (619) 594-5510. For further information about the CBEE and this meeting consult the CBEE Web Page at [www.cbee.org](http://www.cbee.org).

**Public Meeting California Board for Energy Efficiency**

<p>January 13, 1999 9:30 am - 4 pm</p> <p><b><u>Teleconference Information</u></b></p> <p><i>This meeting is accessible by teleconference. To call in dial: 1-888-550-5969. After the prompt, enter the access code followed by the pound sign.</i></p> <p><i>To obtain the access code, please contact Elizabeth Gunn, Board Coordinator, at (415) 703-1956</i></p>	<p>Sempra Energy (Formerly SDG&amp;E Electric Building)</p> <p>101 Ash Street</p> <p><b>San Diego</b></p>
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The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: Proposed Decision on Administrative Structures; Early 1999 Activities and Programs; Program Planning for 1999 and Utilities' November 16/17 Advice Letter Filings; Market Assessment and Evaluation (MA&E) Planning Process; Reporting Requirements; Board Functioning; Updates and Status Reports; Support Services; and Scheduling and Agenda Planning for Future Meetings. The meeting is open to the public. The contact person is Mark Thayer (619) 594-5510. For further information about the CBEE and this meeting consult the CBEE Web Page at [www.cbef.org](http://www.cbef.org).

**Public Meeting**

<p>January 14, 1999 9:30 am - 3:30 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 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 - LIGB Meeting Notice**

<p>January 19, 1999 10 am – 4 pm (PST)</p> <p>and</p> <p>January 20, 1999 10 am – 4 pm (PST)</p>	<p><i>Hilton Universal City and Towers 555 Universal Terrace Parkway Universal City</i></p> <p><b>Note: Southern California location of meeting.</b></p>
<p><i>Conference Call Information</i></p> <p>January 19, 1999 Dial (415) 356-1430 Passcode = 2408347#</p> <p>January 20, 1999 Dial (415) 356-0687 Passcode = 2408347#</p>	<p><i>Note: If you experience problems trying to access this conference call please contact Confertech at 1-800-314-3558 and have them verify the Dial-in # and Passcode scheduled under Master Reservation #10383502 for CH2M HILL (Sharon Weinberg is the designated Chairperson)</i></p>

The Board will meet to discuss the following topics: report from the Chair; subcommittee reports; financial status report; discussion of ACR (Draft or Final) Ruling; discuss/decide future direction and status for the Board and LIGB Advisory Committee (AC) including disbanding formal AC role; revision of the LIGB budget for 1999; discussion of Legal opinion on conflict of interest and what action is needed; discussion paper on needs assessment per Commission's directions; discuss LIEE & CARE performance incentives; submit work paper; discuss pilot projects per Commission's orders; critique and discuss Commission Decision on the four technical advice letter filings; discuss and prepare budgets for consultants; set future meeting dates; set content of future meetings; revision of milestones schedule; process for taking action between Board meetings; and review and approval of meeting minutes. An agenda for the meeting is being developed and can be obtained from the LIGB's website at [www.ligb.org](http://www.ligb.org). The meeting is open to the public. For more information contact Sharon Weinberg at (510) 251-2888, extension 2025.

**Public Meeting**

<p>January 20, 1999          Lottery begins at 1:30 pm</p>	<p>California Public Utilities Commission          505 Van Ness Avenue, training room          (Corner of Van Ness Avenue and McAllister Street)          San Francisco</p>
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**LOTTERY FOR TELEPHONE NUMBER PREFIX ASSIGNMENTS IN THE 209/559, 213/323, 310, 408/831, 415, 510, 619, 650, 714, 805, 818, AND 909 NUMBERING PLAN AREAS**

The Telecommunications Division of the California Public Utilities Commission will be conducting a lottery to determine allocations of central office codes (NXXs) in the 209/559, 213/323, 310, 408/831, 415, 510, 619, 650, 714, 805, 818, and 909 area codes pursuant to the provisions of D.96-09-087. Applications should be submitted to the California Code Administrator prior to the close of business on January 12, 1999. All companies applying for central office codes must have a Jeopardy COCUS (Central Office Code Utilization Survey) on file with the California Code Administrator. For information on the Jeopardy COCUS filing, call (925) 363-8736. For information on the lottery process, call (415) 703-1879. If specialized accommodations for the disabled are needed, call the Public Advisor at (415) 703-2032 five working days in advance of the event. Companies who wish to have a sealed envelope prepared for them on an ongoing basis containing their confidential letter designations for each NPA lottery drawing, should submit such a request in writing prior to the close of business on January 12, 1999 to: Mary Jo Borak, Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102.

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

January 22, 1999 10 am - 4 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b>
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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**

January 25, 1999 10 am - 4 pm	DDTP 1999 JOINT MEETING Oakland Airport Hilton 1 Hegengerger Road <b>Oakland</b>
<b>NOTE: Contact Elana Kalisher before 15 January if you wish to attend the luncheon (12 pm - 1 pm)</b>	<b>(Room located on ground floor)</b>

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**

January 26, 1999 10 am - 4 pm	Deaf and Disabled Telecommunications Program Oakland Airport Hilton 1 Hegenberger Road, Pacific Room (Ground Floor) <b>Oakland</b>
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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**

<i>February 2, 1999 10 am - 4 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b></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>February 11, 1999 9:30 am - 3:30 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b></i>
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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**

<i>February 25, 1999 10 am - 2 pm</i>	<i>Deaf and Disabled Telecommunications Program 1939 Harrison Street, Suite 555 <b>Oakland</b></i>
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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**

February 26, 1999  
10 am - 4 pm

Deaf and Disabled Telecommunications Program  
1939 Harrison Street  
DDTP Conference Room, Suite 555  
**Oakland**

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.

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**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

Pursuant to the Daily Calendar Notice of December 18, 1998, 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.

Members of the public may obtain a copy of L-276 for review and submission of written comments, which are due January 8, 1999. An copy of the December 18, 1998, Calendar Notice, 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 copies.

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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

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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**

12/24/98	A98-12-024	Mohave Cooperative Services, Inc., for a certificate of public convenience and necessity to provide resold competitive local exchange services and interexchange services
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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

**NONE**

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

**NONE**

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**ADVICE LETTER FILINGS**

**NONE**

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**MISCELLANEOUS TRANSPORTATION ITEMS**

**January 5, 1999**

Filings with Rail Safety and Carriers Division

**NONE**

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

**January 5, 1999**

**INVITATION FOR BID**

**PUBLIC BID OPENING**

**January 20, 1999  
10:00 A. M.**

**California Public Utilities Commission  
505 Van Ness Avenue, Training Room  
San Francisco, CA 94102**

**AGENDA:**

Introduction

Procedure

Bid Opening - Invitation For Bid Number IFB-1000. Financial Institution For Trust  
Accounts for California High Cost Fund-B and California Teleconnect Fund

Protest Period

Closing Comments/Questions

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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

A98-05-004 Minkin-Pacific Gas and Electric Company to establish  
A98-05-006 the eligibility and seek recovery of certain electric  
industry restructuring implementation costs as provided  
for in Public Utilities Code Section 376, and related  
matter, **Evidentiary hearing held and no report given**

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**REMOVALS FROM CALENDAR**

**NONE**

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**NEW SETTINGS**

1/11/99 1:00 p.m. (EH)-Dorothy Dominguez and Ralph A. Martinez vs.  
ALJ Bennett C.98-08-008 Great American Stageline for refusal to allow  
Comr Duque passengers to board, **Commission Courtroom, Los  
Angeles**

2/25/99 ALJ Bushey Comr Duque	10:00 1.m. A98-07-043	<b>(EH)</b> -Application of 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 a concessionaire agreement with Los Angeles International Airport,
	A.98-09-001	<b>(EH)</b> -Application of Xpress Management Systems L.L.C. to provide on-call door-to-door passenger stage service to the extent required to enter into a concessionaire agreement with Los Angeles World Airport (LAX), <b>Commission Courtroom, Los Angeles (also February 26)</b>
4/1/99 ALJ Bushey Comr Neeper	9:00 a.m. C.98-09-011	<b>(EH)</b> -Ralph Azevedo, Ronald Azevedo, and Albert Ferari, vs. Union Pacific Railroad Company and California Northern Railroad Company for replacement and/or maintenance of fence line, <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

1/5/98	9:30 a.m.	NONE SCHEDULED
1/12/99	9:30 a.m.	NONE SCHEDULED
1/19/99	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.

**(PHC) = Prehearing Conference**  
**(EH) = Evidentiary Hearing**  
**(PPH) = Public Participation Hearing**  
**(IAM) = Initial Arbitration Meeting**  
**(M) = Mediation**

**(FOA) = Final Oral Argument**  
**(WS) = Workshop**  
**(FPH) = Full Panel Hearing**  
**(AH) = Arbitration Hearing**  
**(CA) = Closing Argument**

1/5/99 ALJ Minkin Comr Bilas	10:00 a.m. A.98-05-004  A.98-05-006  A.98-05-015	<b>(EH)</b> - Pacific Gas and Electric Company, to establish the eligibility and seek recovery of certain electric industry restructuring implementation costs as provided for in Public Utilities Code Section 376, <b>(EH)</b> -San Diego Gas & Electric Company, for (1) a determination of eligibility for recovery under Public Utilities Code Section 376 of certain cost categories and activities, (2) a finding of reasonableness of the costs incurred through 12/31/97, (3) approval of an audit methodology for verifying the eligibility of Section 376 costs for recovery from 1998 through 2001, and (4) approval of a section 376 balancing account mechanism to recover eligible costs, <b>(EH)</b> -Southern California Edison Company, to address restructuring implementation costs pursuant to Public Utilities Code Section 376, in compliance with Ordering Paragraph 18 of D.97-11-074, <b>Commission Courtroom, San Francisco</b> <b>(also January 6-8, (CA) 9:00 a.m., January 13)</b>
1/5/99 ALJ Barnett Comr Duque	10:00 a.m. A.98-11-023	<b>(PHC)</b> -Pacific Gas and Electric Company to establish performance based ratemaking for electric and gas utility distribution service effective January 1, 2000, <b>Commission Courtroom, San Francisco</b>
1/7/99 ALJ Malcolm Comr Conlon Comr Neepser	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	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

Comr Duque		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 Ryerson Comr Bilas	10:00 a.m. A98-03-035	<b>(EH)</b> -PCSTC, Inc., dba Pacific Coast Sightseeing Tours, for certificate of public convenience and necessity to operate as passenger stage corporation for scheduled and on-call service over the most direct

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		routes: 1. Between Los Angeles International Airport and John Wayne Airport on the one hand, and places in the communities in Orange County and the other hand; and 2. Between John Wayne Airport in Orange County on the one hand, and places in the communities in Orange County on the other hand. Pursuant to the provisions of Section 1031 et seq. of the Public Utilities Code, <b>Commission Courtroom, Los Angeles (also January 12-13)</b>
1/11/99 ALJ Rosenthal Comr Conlon	10:30 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 Bennett Comr Duque	1:00 p.m. C.98-08-008	<b>(EH)</b> -Dorothy Dominguez and Ralph A. Martinez vs. Great American Stageline for refusal to allow passengers to board, <b>Commission Courtroom, Los Angeles</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	<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,

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	A.98-09-014	\$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 Comr Duque	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 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>
1/15/99 ALJ Vieth Comr Duque	10:00 a.m. C.98-09-036	<b>(PHC)</b> -Rick E. Thurber vs. Pacific Gas and Electric Company and Pacific Bell, for permitting foreign attachments as signs, posters, banners, decorations, wires, etc. upon their facilities, <b>Commission Courtroom, San Francisco</b>
1/15/99 ALJ Stalder Comr Conlon	9:30 a.m. A.95-08-038	<b>(PHC)</b> -In the Matter of the Application of SAN JOSE WATER COMPANY (U-168-W), a corporation, for an order authorizing it to increase rates charged for water service, <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 Knight	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, (OA) 1:00 p.m., February 10, (EH) March 1-5)</b>
1/20/99 ALJ Stalder Comr Neeper	9:00 a.m. C.98-07-031	<b>(PHC)</b> -Wesley Crawford Muhammad and Shontelle Crawford Muhammad vs. Pacific Gas and Electric Company, requesting to refund overcharged amounts, increase discounts, and to restore Medical baseline and LIRA baseline, <b>Tax Service Center, Franchise Tax Board, Large Training Room, 1800 30<sup>th</sup> Street, Bakersfield</b>

**Please ask for Linda Turner**

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 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; and compliance with Ordering Paragraph 6 of D.98-09-070, <b>Commission Courtroom, San Francisco</b>
2/8/99 ALJ O'Donnell	10:00 a.m. I.98-12-013	<b>(PHC)</b> -Order Instituting investigation into the power outage that occurred on December 8, 1998 on Pacific Gas and Electric Company's electric system, <b>Commission Auditorium, San Francisco (also (EH) April 5, 1999)</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 Comr 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>
2/9/99 ALJ Econome Comr Bilas Comr Knight	2:00 p.m. R.97-04-011 I.97-04-012	<b>(PHC)</b> -Order Instituting Rulemaking to establish standards of conduct governing relationship between energy utilities and their affiliates, <b>(PHC)</b> - Order Instituting Rulemaking to establish standards of conduct governing relationship between energy utilities and their affiliates, <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 ALJ McVicar Comr Duque Comr Neeper	9:00 a.m. I.98-09-007	<b>(EH)</b> -Commission Order 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>Commission Courtroom, San Francisco, (also February 23-26, March 1-5)</b>
2/24/98 ALJ Econome Comr Bilas	9:30 a.m. C.93-07-046 C.94-02-009	<b>(PHC)</b> -Utility Audit Company, Inc., vs. Southern California Gas Company for charging excessive rates for gas service relating to the multi-family sites and master meter accounts listed in complaint, <b>(PHC)</b> -Utility Audit Company, Inc., vs. Southern California Gas Company for three years of overcharges relating to multi-family sites and master meter accounts; requests refunds plus interest, <b>Commission Courtroom, San Francisco</b>
2/25/99	10:00 1.m.	<b>(EH)</b> -Application of RIDESHARE PORT

ALJ Bushey Comr Duque	A98-07-043	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 a concessionaire agreement with Los Angeles International Airport,
	A.98-09-001	<b>(EH)</b> -Application of Xpress Management Systems L.L.C. to provide on-call door-to-door passenger stage service to the extent required to enter into a concessionaire agreement with Los Angeles World Airport (LAX), <b>Commission Courtroom, Los Angeles (also February 26)</b>
3/1/99 ALJ Barnett Comr Conlon Comr Bilas	10:00 a.m. A.97-12-039	<b>(EH)</b> -San Diego Gas & Electric Company for authority to sell electrical generation facilities and power contracts, <b>Commission Courtroom, San Francisco (also March 2-5, March 8-11)</b>
3/8/99 ALJ Stalder Comr Duque	9:00 a.m. A.89-03-026	<b>(EH)</b> -Southern California Edison Company for certificate to construct and operate 220KV transmission line between Kramer substation and Victor Substation in San Bernardino County, <b>Commission Courtroom, San Francisco (also March 9-12)</b>
03/15/99 ALJ Gottstein Comr Conlon	10:00 a.m. A.96-03-031	<b>(EH)</b> -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	<b>(EH)</b> -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>
3/23/99 ALJ Barnett Comr Bilas	10:00 a.m. A.98-07-005	<b>(PHC)</b> -San Diego Gas and Electric Company and Southern California Gas Company for approval of a gas transmission service tariff,
	A98-10-012	<b>(PHC)</b> -Southern California Gas Company for authority to revise its rates effective August 1, 1999 in its biennial cost allocation proceeding,
	A.98-10-031	<b>(PHC)</b> -Application of San Diego Gas & Electric



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Company for Authority to revise its gas rates effective August 1, 1999, in its biennial cost allocation proceeding.  
**Commission Courtroom, San Francisco (also (second PHC) 10:00 a.m., (EH) 1:30 p.m., April 5, (EH) April 6-9, April 12-16, April 19-23, April 26-30)**

3/29/99 10:00 a.m. (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, **Commission Courtroom, San Francisco, (also March 30, April 2)**  
ALJ O'Donnell C.97-09-043  
Comr Conlon  
Comr Neeper

4/1/99 9:00 a.m. (EH)-Ralph Azevedo, Ronald Azevedo, and Albert Ferrari, vs. Union Pacific Railroad Company and California Northern Railroad Company for replacement and/or maintenance of fence line,  
**Commission Courtroom, San Francisco**  
ALJ Bushey C.98-09-011  
Comr Neeper

4/16/99 10:00 a.m. (PHC)-Bayside Village, The Fillmore Center, and North Point Apartments vs. Pacific Bell for failure to take responsibility for all building cross connects,  
**Commission Courtroom, San Francisco**  
ALJ Bushey C.95-08-039  
Comr Knight

5/24/99 10:00 a.m. (EH)-In the Matter of the Application of Pacific Bell a corporation, for Authority to Categorize Centrex as a Category III Service,  
A98-07-020  
(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 Category III Services,  
**Commission Courtroom, San Francisco (also May 25-28, June 1-4)**  
ALJ Galvin A.98-07-029  
Comr Duque

6/14/99 10:00 a.m. (PHC)-Application of Pacific Gas and Electric Company for Review and Recovery of the Costs and Revenues in the Transition Cost Balancing Account (U 39 E),  
A98-09-003  
(PHC)-Application of Southern California Edison Company to Review and Recovery Transition Cost Balancing Account Entries from January 1, 1998  
A98-09-008  
ALJ Minkin  
Comr Duque  
Comr Conlon

A98-09-009 through June 30, 1998 and Various Generation-Related Memorandum Account Entries,  
**(PHC)**-Application of San Diego Gas & Electric Company in the Annual Transition Cost Proceeding Regarding the Transition Cost Balancing Account (TCBA),  
**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.**

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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.*

12/3/98          A97-05-027          Southern California Edison Company, for an order approving the settlement agreements between Southern California Edison Company and winning bidders in Edison's biennial resource plan update auction.

**Summary:** LATE FILED. On November 19, 1998 Bruce C. Foster of Southern California

Edison Co. ("Edison") initiated a meeting with Commissioner Conlon at CPUC and told the commissioner that the draft and alternate draft decisions are unfair. He said they propose to reduce the aggregate amount of the settlements between Edison and the winning bidders in the utility's BRPU by 60% or, alternatively, 40%. The Edison representative said the settlements were entered into by the parties in good faith based on circumstances know to them at the time, and that the parties should not now be penalized for having followed Commission's directives to settle.

**Filer: Southern California Edison Company**

**Contact: Anthony Archer**

**Phone: (626) 302-3104**

12/4/98            A97-11-006            Preferred Transportation, Inc., dba SuperShuttle, for authority to extend its existing passenger stage certificate to include: scheduled service over the most direct routes from points in communities in Orange County, on the one hand, and Los Angeles International Airport and Orange County Airport, on the other hand.

**Summary:** On December 1, 1998, attorney Daniel Gaston sent an ex parte letter to administrative law judge ("ALJ") Ryerson. Mr. Gaston did so on behalf of Preferred Transportation, Inc., ("Preferred") doing business as "SuperShuttle." The letter is attached to Preferred's Notice of Ex Parte Communications. Mr. Gaston was responding to Mr. Mohamamed Ghods' earlier letter to ALJ Ryerson in which Ghods' was protesting Preferred's application. Mr. Gaston said Preferred would be exonerated in any inquiry into the acquisition which is the subject of the application, that in any case Mr. Ghods' protest is not relevant to the issuance of the certificate, and that Preferred would suffer extreme prejudice by continued delay of the application. Mr. Gaston ended the letter by suggesting further delay was in the interest of Mr. Ghods' client, "Buslink," and that approval of Preferred's application would enhance competition in the geographical area in question.

**Filer: Preferred Transportation, Inc., dba SuperShuttle**

**Contact: Daniel K. Gaston**

**Phone: (626) 795-4700**

12/10/98            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.  
R95-04-043            Rulemaking on the Commission's own motion into competition for local exchange service and  
I95-04-044            Investigation on the Commission's own motion into competition for local exchange service.

**Summary:** On December 7, 1998, AT&T Communications of California, Inc. ("AT&T")

initiated and conducted oral ex parte communications at CPUC in four (4) consecutive sessions with commissioners and their respective advisors. The commissioners and advisors were, in order of the sessions: (1) Commissioner Neeper and Fasil Fenikile, (2) Commissioner Duque and Timothy Sullivan, (3) Commissioner Knight and Dorothy Duda, and (4) Commission President Bilas and Lester Wong. The AT&T contingent included Rick Witherington for all of the meetings, John Sumpter for meetings (1) and (2), and Bob Kargol for meetings (3) and (4). The communications in each meeting covered the same points. Mr. Witherington expressed AT&T's support for the draft decision of the administrative law judge regarding steps Pacific Bell ("PacBell") should take to implement the § 271 "competitive checklist." AT&T further recommended that certain clarifying language be added to the ordering paragraphs and Appendix B. Appendix B matters in question were OSS testing (to specify that parties may comment on the reasonableness of PacBell's test plan), collocation (to require that PacBell provide CLC's 45 days notice of proposed changes to the Collocation Handbook), and UNE combinations (to find that PacBell's current methods of combining UNE's are deficient).

**Filer: AT&T Communications of California**

**Contact: Doreatta Dea**

**Phone: (415) 442-2985**

- 12/11/98      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.
- R95-04-043      Rulemaking on the Commission's own motion into competition for local exchange service and
- I95-04-044      Investigation on the Commission's own motion into competition for local exchange service.

**Summary:** On December 7, 1998, MCI Telecommunications Corp.' representatives met with Commissioner Knight and advisor Dorothy Duda at CPUC and conveyed oral and written communications. The MCI representatives were Michael A. Beach and Richard B. Severy. MCI conveyed the following positions. MCI was generally satisfied with the administrative law judge's draft decision. The use of unbundled network elements, including combinations of UNE's, is the best service delivery method available to serve residential customers on a mass basis. Pacific Bell's ("PacBell's) five (5) proposed methods for offering UNE combinations would create technical problems and impair service quality, and are insufficient under FCC's Bell South Louisiana II decision. PacBell's separate proposal to impose a non-cost based \$40 NRC and \$5 monthly recurring charge to provision UNE combinations is not a viable economic option for CLC's. MCI asked that the Commission either resolve the UNE combination policy issue in its "271" decision or that it explain how the issue will be squarely and promptly resolved. Amplifying details were provided in support of the above points. The written ex parte communication

consisted of pages 98 through 105 of FCC 98-271 pertaining to the matter of "Combining Network Elements."

**Filer: MCI Telecommunications Corporation**

**Contact: Leslie Watkins**

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

12/15/98	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.
	R95-04-043	Rulemaking on the Commission's own motion into competition for local exchange service and
	I95-04-044	Investigation on the Commission's own motion into competition for local exchange service.

**Summary:** On December 10, 1998, Rick Witherington, Government Affairs Vice President for AT&T Communications of California, Inc. (AT&T), met with Cmmr. Conlon in San Francisco. Also present were: Jose Jimenez, advisor to Cmmr. Conlon; and Rose Johnson, General Attorney, Michael Morris, and John Sumpter, Regulatory Director, for AT&T. Written material (attached to the notice) was used. Witherington expressed AT&T's support for the draft decision of ALJ Reed and recommended that certain clarifying language be added to the ordering paragraphs and Appendix B. Witherington explained that these items covered OSS testing (to specify that parties can comment on the reasonableness of Pacific Bell's (PacBell) test plan), and UNE combinations (to find that PacBell's current methods of combining UNEs are deficient.) Morris discussed collocation and recommended that PacBell be required to provide competitive local carriers with 45 days notice of proposed changes to the Collocation Handbook.

**Filer: AT&T Communications**

**Contact: Doretta Dea**

**Phone: (415) 442-2985**

12/15/98	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.

**Summary:** On December 10, 1998, Jenny Wong, Director of Regulatory Affairs of GTE California Incorporated (GTE), met with Tim Sullivan, advisor to Cmmr. Duque, Dorothy Duda, advisor to Cmmr. Knight, Fassil Fenikile, advisor to Cmmr. Neepner, and Lester

Wong, advisor to Cmmr. Bilas, in four separate meetings in San Francisco. Also present was Rodney Langley, Manager-Costing, for GTE. In the meetings with Tim Sullivan and Fasil Fenikile also participated Margo Friedrich - Manager-Regulatory Affairs, for GTE. Written material (attached to the notice) was used. GTE expressed concern with the proposed decision's (PD) implication that GTE's cost studies were not responsive to the ALJ's ruling, and to the imposition of Pacific Bell's (PacBell) cost study upon GTE. GTE representatives stated that in its comments of Decembr 7, 9198, GTE clarifies areas the Commission identified as non-responsive. GTE also argued that it can not readily use PacBell's model, as there are major differences between the two models. Specifically, GTE noted that PacBell's model used product rather than a process-reporting scheme, as well as work groups that do not exist in GTE - systems are different, and processes are different. GTE representatives also pointed out that a difference in PacBell's and GTE's costs studies, beyond each study being company specific, is a matter of style and presentation. GTE emphasized that the PD assumes that both companies are the same. GTE urged the Commission to adopt its cost model for GTE to ensure proper recovery of its OSS costs.

**Filer: GTE California Incorporated**

**E-Mail: irene.alcantar@telops.gte.com**

**Contact: Irene Alcantar**

**Phone: (415) 474-3926**

12/16/98            A97-10-024            Southern California Edison Company, for authority to recover capital additions to its fossil generating facilities made between 1/1/96 and 12/31/96.

**Summary:** On December 14, 1998, Chris Danforth, a project coordinator for the Office of Ratepayer Advocates (ORA), met with Cmmr. Neeper and Cmmr. Knight in two separate meetings; and on December 15, 1998, with Cmmr. Bilas, all in San Francisco. At the meeting with Cmmr. Neeper also present were David Gamson, advisor to Cmmr. Neeper, and Robert Finkelstein, attorney for the Utility Reform Network; with Cmmr. Knight - Robert Lane, advisor to Cmmr. Knight. Elena Schmid, director of the Office of Ratepayer Advocates (ORA) participated in the meetings with Cmmr. Neeper and Cmmr. Knight; and Hallie Yacknin, assistant general counsel for ORA, participated in the meeting with Cmmr. Bilas. ORA's reply comments to the alternate were used. Danforth explained that there is a distinction between the economic life of a capital addition and its physical life, and that uncertainty, such as the inquiry into the restructuring of the electric industry, calls for conservatism in applying economic cost-benefit analysis tests. Danforth also stated that the fact that the market values of these plants exceeded the book values does not necessary make incremental additions to the plant cost effective; and that this kind of argument that Southern California Edison company has propounded in its opening comments relies on unsupported speculation. Danforth stated that eliminating the capital additions in dispute would have a minimal impact on reliability - specifically, only 2 to 7 days of "outage" on an equivalent outage that, in view of the regional generation overcapacity, is easily replaceable.

**Filer: Office of Ratepayer Advocates**

**E-Mail: mnt@cpuc.ca.gov**

**Contact: Susie Toy**

**Phone: (415) 703-1858**

12/17/98            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.

**Summary:** On December 14, 1998, Jenny Wong, Director of Regulatory Affairs for GTE California Incorporated (GTE), met with Jose Jimenez, advisor to Cmmr. Conon. Also present were: Rodney Lanley, Manager-Costing, and Margo Friedrich, Manager-Regulatory Affairs, for GTE. Written material (attached to the notice) was used. GTE expressed concern with the proposed decision's (PD) implication that GTE's cost studies were not responsive to the ALJ's ruling, and the imposition of Pacific Bell's (PacBell) cost study upon GTE. GTE representatives stated that in its comments GTE clarifies areas the Commission identified as non-responsive. GTE also argued that it can not readily use PacBell's model, as there are major differences between the two models. GTE noted that PacBell's model uses produce rather than a process-reporting scheme, as well as work groups that do not exist in GTE - systems are different, and processes are different. GTE representatives also pointed out that a difference in PacBell's and GTE's cost studies, beyond each study being company specific, is a matter of style and presentation. GTE emphasized that the Commission's PD assumes that both companies are the same and urged the Commission to adopt its cost model for GTE to ensure proper recovery of its OSS costs.

**Filer: GTE California Incorporated**  
**Contact: Irene Alcantar**

**E-Mail: irene.alcantar@telops.gte.com**  
**Phone: (415) 474-3926**

12/17/98      A97-11-004      Pacific Gas and Electric Company, to identify cost savings for revenue cycle services provided by other entities and to propose credits for end-use customers in such circumstances.  
                  A97-11-011      Southern California Edison Company, to identify cost savings for revenue cycle services provided by other entities and to propose net avoided cost credits for end-use customers in such circumstances for implementation on 1/1/99.  
                  A97-12-012      San Diego Gas & Electric Company, to identify cost savings for revenue cycle services provided by other entities and to propose credits for end-use customers in such circumstances for implementation no later than 1/1/99.

**Summary:** On December 14, 1998, Aaron Thomas, Manager of Regulatory and Legislative Affairs for New Energy Ventures, Inc. (NEV), met with David Gamson, advisor to Cmmr. Neepner, and Michelle Cooke, advisor to Cmmr. Duque, in two separate meetings in San Francisco. At the meeting with David Gamson also present was Mona Petrochko,

Director of Regulatory Affairs for Enron Corp. (Enron). Jim Price of the Office of Ratepayer Advocates (ORA) was present at the meeting with Michelle Cooke. NEV, Enron and ORA expressed support for Resolution E-3582 regarding advice letters 1811-E (Pacific Gas and Electric Company) (PG&E) and 1338-E (Southern California Edison Company) (Edison) filed on October 7, 9198, advice letter 1129-E (San Diego Gas and Electric Company), supplements 1811-E-A (PG&E) and 1338-E-A (Edison) filed on October 21, 1998. NEV expressed support for the findings of the Resolution and the service fees applicable to energy service providers providing consolidated billing as set forth in Table 1 to the Resolution.

**Filer: New Energy Ventures, Inc.**  
**Contact: Delise Lucas**

**E-Mail: dlucas@newenergy.com**  
**Phone: (213) 996-6124**

- 12/23/98      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.
- R95-04-043      Rulemaking on the Commission's own motion into competition for local exchange service and
- I95-04-044      Investigation on the Commission's own motion into competition for local exchange service.

**Summary:** LATE FILED. Pacific Bell ("PacBell) filed a Notice of Ex Parte Communications on 12/23/98 indicating that between December 10 and 15, 1998, the following individuals wrote letters to Commission President Bilas and the other commissioners expressing support for PacBell's entry into the long distance market: Andrew F. Romero, Owner, The Engraving Shoppe, Long Beach, CA; Michael L. Saliba, Camarillo, CA; Wayne Boudreau, Director, Mobility Opportunities via Education, Antelope Valley, CA; Eileen Mosler, Director of Public Relations, Harbor—UCLA Research and Education Institute, Torrance, CA; Jill Caviezel, Community Alliance for the Blind, Whittier, CA; Ruben Jauregui, Co-Chair, Government Affairs Committee, Latin Business Association, Los Angeles, CA; Jim Morton, Owner, Rest Wel Motel, Lynwood, CA; Dennis W. Chiu, Esq., Murphy, Pearson, Bradley & Feeney, San Jose, CA; J. Richard Leyner, Senior Vice President, Capital Commercial Real Estate Services, Inc., Encino, CA; Bob Campbell, Retired California Sate Assembly Member, Oakland, CA; and Zoe J. Taylor, Chief Executive Office, Ventura Chamber of Commerce, Ventura, CA

**Filer: Pacific Bell**  
**Contact: Lila Tam**

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