
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>

Daily Calendar Thursday, February 25, 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

March 4, 1999	10 am	San Francisco
March 18, 1999	10 am	San Francisco
April 1, 1999	10am	San Francisco

REGULAR COMMISSION ADMINISTRATIVE MEETINGS

March 2, 1999	4 pm	San Francisco
March 9, 1999	4 pm	San Francisco
March 16, 1999	4 pm	San Francisco
March 23, 1999	4 pm	San Francisco
March 30, 1999	4 pm	San Francisco

For further information contact the Public Advisor
(415) 703-2074, E-mail: public.advisor@cpuc.ca.gov

**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.

March 1, 1999	1:30 pm	San Francisco
March 15, 1999	1:30 pm	San Francisco
March 29, 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.

COMMISSIONER OFFICE HOURS

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

<u>Date/Time</u>	<u>Commissioner</u>	<u>Location</u>
3/10/99, 9 am - 12 pm	Josiah L. Neeper	State Office Building 107 South Broadway, Room 5109 Los Angeles
3/12/99, 9 am - 12 pm	Josiah L. Neeper	State Office Building 1350 Front Street, Room 4006 San Diego

PUBLIC MEETINGS & WORKSHOPS

Public Meeting - NXX Code Lottery Workshop

*February 25, 1999
9 am - 4 pm*

*State Building
455 Golden Gate Avenue
Conference Rooms 2 and 3
San Francisco*

The Telecommunications Division of the California Public Utilities Commission will be holding a third 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 third 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. The Lottery Subcommittee will present their final Draft of the Pent-up Demand Form.

If you plan to attend the February 25, 1999 workshop please RSVP by February 23, 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 Building Manager at (415) 703-4100 five working days in advance of the event.

Public Meeting - TIME CHANGED

February 25, 1999

10 am - 3 pm

Deaf and Disabled Telecommunications Program

1939 Harrison Street, Suite 555

Oakland

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.

Workshop Notice

February 25, 1999

1 pm - 5 pm

State Building

505 Van Ness Avenue, Room 3212

San Francisco

The Telecommunications Division will conduct a workshop required by Ordering Paragraph 5 of Decision 98-12-023. As ordered, the subject of the workshop will be methods of determining the value of the post-NRF facilities that will convert to INC upon reconfiguration of the MPOEs on Irvine Apartment Communities' affected properties. Those attending the workshop should be prepared to propose a valuation method and to discuss alternative methods suggested. Pursuant to D.98-12-023, the Telecommunications Division will make a recommendation to the Commission based on the discussion in the workshop. For more information, please contact Lorann King at (415) 703-3473 or Mike Amato at (415) 703-1863.

Workshop Notice

February 26, 1999

9 am - 5 pm

CPUC

First Floor Training Room

505 Van Ness Avenue

San Francisco

*Continuation of workshop held on
2/10 and 2/11/99*

Pursuant to Ordering Paragraph 11 in D.98-12-069, in Rulemaking (R) 93-04-003 and Investigation (I) 93-04-002, and R 95-04-043/I.95-04-044, the Telecommunications Division will direct a workshop to review the unbundled switching routing requests which Pacific Bell has denied on the basis of technical infeasibility. The purpose of the workshop is to determine which custom routing functions--including routing options B and C and "2 PIC"--have already been tested and to review the outcome of the tests so that previous tests will not have to be repeated. For more information contact Telecommunications Division staff member Karen Jones at (415) 703-1955.

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.

Public Meeting

March 3, 1999
10 am – 2 pm (PST)

*PG&E Energy Center
851 Howard Street (between 4th and 5th Streets)
Green Room
San Francisco*

The Board will meet to discuss the following topics: LIGB comments on the role, structure, purpose, and operations of the LIGB which will be submitted in preparation for the Program Planning Workshop on March 10, 1999. An agenda for the meeting is being developed and can be obtained from the LIGB's website at www.ligb.org. The meeting is open to the public. For more information contact Sharon Weinberg at (510) 251-2888, extension 2025.

Public Meeting

March 4, 1999
9 am - 5 pm

*1924 East Deere Avenue
Santa Ana*

The California Number Pooling Task Force will be holding a public meeting on March 4, 1999 at 1924 East Deere Avenue, Santa Ana, California. The California Number Pooling Task Force was established by the California Public Utilities Commission to

examine the efficient use of numbering resources, including the feasibility of developing improved tools for conserving central office codes.

For information regarding visitor parking, special accommodations, and other meeting

Public Meeting - California Board for Energy Efficiency

March 4, 1999

10 am - 5 pm

Pacific Energy Center

851 Howard Street

San Francisco

Teleconference Information:

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. To obtain the access code, please contact Elizabeth Gunn, Board Coordinator, at (415) 703-1956, or by e-mail at egunn@cpuc.ca.gov

The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: Commission Decision on Administrative Structures; Early 1999 Activities and Programs, Including Commission Resolution Extending Bridge Funding; Program Planning for 1999 and Utilities' November 16/17 Advice Letter Filings, Including Program Descriptions; Market Assessment and Evaluation (MA&E); Reporting Requirements and February 11 ACR; Response to Energy Division Letter; CBEE Work Plan and Schedule for 1999; Organizational Planning and Staffing; Board Compensation; CBEE Web Site Revisions; Updates and Status Reports from Committees; Administrative and Technical 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.cbее.org

Public Meeting - DATE CHANGE AS OF 2/22/99

March 8, 1999

10 am - 4 pm

Deaf and Disabled Telecommunications Program

1939 Harrison Street

DDTP Conference Room, Suite 555

Oakland

The ADMINISTRATIVE COMMITTEE 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

March 8, 1999
7 pm

Hutchins Street Square
Cottage-Pisano Room
125 S. Hutchins Street,
Lodi

The Environmental Review Team of the CPUC Energy Division is holding a scoping meeting on the Environmental Impact Report for Application 98-11-012. This application for a Certification of Public Convenience and Necessity has been submitted by Lodi Gas Storage, LLC. For more information on this project and/or public meeting please call 415-989-1446 ext. 85. Information is also available on the CPUC Web Site at: www.cpuc.ca.gov/divisions/energy/environmental/info/lodi-gas.htm

Public Meeting

March 9, 1999
7 pm

Isleton Community Center
208 Jackson Boulevard
Isleton

The Environmental Review Team of the CPUC Energy Division is holding a scoping meeting on the Environmental Impact Report for Application 98-11-012. This application for a Certification of Public Convenience and Necessity has been submitted by Lodi Gas Storage, LLC. For more information on this project and/or public meeting please call 415-989-1446 ext. 85. Information is also available on the CPUC Web Site at: www.cpuc.ca.gov/divisions/energy/environmental/info/lodi-gas.htm

Public Meeting

March 19, 1999
9 am - 2 pm

Los Angeles International Airport Hilton
5711 West Century Boulevard
Los Angeles
(Consult Hotel Directory for Room Information.)

The EQUIPMENT PROGRAM ADVISORY COMMITTEE 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 - Time Change (REVISED AS OF 2/10/99)

March 17, 1999
10 am - 4 pm

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

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 - Administrative Committee - CHCF-A, CHCF-B, and CTF

March 24, 1999

California Public Utilities Commission

9:30 am - 12:30 pm

505 Van Ness Avenue, Room 3212

San Francisco

AGENDA: Introduction and Public Comments; Approve Public Meeting Minutes of 2/17/1999; Status of the selection of a Financial Institution(s) for Trusts for CHCF- B and CTF; Status of the selection of a CPA firm for the Annual Audit of CHCF-A; Review and approve CHCF-B claims and expenses; Review and approve CHCF-A expenses; Review and approve CTF expenses; Review and approve CTF expenses; Status Report of the CTF Fund and Claims Process; and Discussion of Relationship of CTF Program with Federal E-rate Program. For more information, please contact Public Program Branch at 415-703-1638.

Public Meeting

March 25, 1999

Deaf and Disabled Telecommunications Program

10 am - 4 pm

1939 Harrison Street

DDTP Conference Room, Suite 555

Oakland

The OUTREACH 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

March 26, 1999

Deaf and Disabled Telecommunications Program

10 am - 4 pm

1939 Harrison Street

DDTP Conference Room, Suite 555

Oakland

The CALIFORNIA RELAY SERVICE ADVISORY COMMITTEE 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

April 6, 1999
10 am - 4 pm

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

The ADMINISTRATIVE COMMITTEE 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

April 8, 1999
and
April 9, 1999
10 am - 4 pm

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

The EQUIPMENT PROGRAM ADVISORY COMMITTEE 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

April 23, 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 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

May 4, 1999
10 am - 4 pm

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

The ADMINISTRATIVE COMMITTEE 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

May 13, 1999
10 am - 4 pm

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

The EQUIPMENT PROGRAM ADVISORY COMMITTEE 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

May 21, 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 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))**

NONE

NEW FILINGS

NONE

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

2/19/99	A97-05-022	San Diego Gas & Electric Company, for: (1) authority to reduce rates effective 1/1/98; (2) to sell or assign transition property to one or more financing entities; (3) to service rate reduction bonds on behalf of financing entities; and (4) to establish charges sufficient to recover fixed transition amounts; Petition for Modification of D97-09-057 by San Diego Gas & Electric Company
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DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING OFFICER'S DECISION * ARBITRATOR'S REPORTS

NONE

ADVICE LETTER FILINGS

NONE

MISCELLANEOUS TRANSPORTATION ITEMS

February 25, 1999

Filings with Rail Safety and Carriers Division

NONE

MISCELLANEOUS TELECOMMUNICATION MATTERS

February 25, 1999

NONE

ADJOURNMENTS * RESETTINGS * SUBMISSIONS

- A.98-11-024 Mattson-Petition by Pacific Bell (U 1001 C) for arbitration of an interconnection agreement with Pac-West Telecomm, Inc. (U 5266 C) pursuant to Section 256(b) of the Telecommunications Act of 1996, **Arbitration Hearing held and continued to February 25**
- R.93-04-003 Walwyn-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, **Evidentiary Hearing held and continued to February 25**
- R.97-10-016 Reed-Order Instituting Rulemaking on the Commission's Own Motion into Monitoring Performance of Operations Support Systems,
- I.97-10-017 Walwyn- Order Instituting Investigation on the

Commission's Own Motion into Monitoring
Performance of Operations Support Systems,
Workshops held and completed

C.98-10-025 DeUlloa-James D. Korn vs. Pacific Bell for acting as
billing and/or collection agent for other companies; and
for slamming practices,
Prehearing Conference held and submitted

REMOVALS FROM CALENDAR

A.98-01-014 Minkin-Application of San Diego Gas & Electric
Company (SDG&E) for authority to implement a
distribution performance-based ratemaking mechanism,
**Hearing set for March 1, 1999, removed from
calendar**

NEW SETTINGS

3/25/99 ALJ Weiss Comr Duque	9:30 a.m. A.98-07-046	(PHC) - Sereno Del Mar Water Company and Russian River Utility, for an order authorizing Sereno Del Mar Water Company to transfer and Russian River Utility to acquire the water system in Sonoma County, Commission Courtroom, San Francisco
4/12/99 ALJ Vieth Comr Bilas	10:00 a.m. A.99-01-006	(PHC) - Maria Avelar and Timothy Allen Wosick, dba Bottom Line Results Moving for a household goods carrier permit, Commission Courtroom, San Francisco

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

2/23/99	9:30 a.m.	NONE SCHEDULED
3/2/99	9:30 a.m.	NONE SCHEDULED
3/9/99	9:30 a.m.	NONE SCHEDULED

FINAL ORAL ARGUMENT

NONE

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

2/25/99	9:00 a.m.	(EH) -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,
ALJ Walwyn	R.93-04-003	
Comr Bilas		
Comr Duque		
	I.93-04-002	(EH) -Investigation of the Commission’s Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks, Commission Courtroom, San Francisco (also February 26)
2/25/99	10:00 a.m.	(EH) -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,
ALJ Bushey	A98-07-043	
Comr Duque		
	A.98-09-001	(EH) -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), Commission Courtroom, Los Angeles
(also February 26)**

2/25/99 ALJ Weiss Comr Duque	1:00 p.m. A.98-11-003	(PHC) -Southern California Water Company for a certificate of public convenience and necessity pursuant to California Public Utilities Code Section 1001 to extend its West Orange County System to the Bolsa Chica Planned Community,
	A.98-11-015	(PHC) -Southern California Water Company (U 133 W) for a Certificate of Public Convenience and Necessity pursuant to California Public Utilities Code Section 1001 to Operate and Maintain a Wastewater System to Provide Service to the Bolsa Chico Planned Community, Commission Courtroom, San Francisco
2/25/99 ALJ Mattson Comr Neeper	9:00 a.m. A.98-11-024	(AH) -Petition by Pacific Bell (U 1001 C) for arbitration of an interconnection agreement with Pac-West Telecomm, Inc. (U 5266 C) pursuant to Section 256(b) of the Telecommunications Act of 1996, Commission Courtroom, San Francisco
2/25/99 ALJ DeUlloa Comr Neeper	1:30 p.m. C.98-11-027	(PHC) -Reuben Bercovitch and Blanche Bercovitch vs. Sempra Energy, State Office Building, 1350 Front St., B102, San Diego
3/2/99 ALJ McVicar Comr Bilas	10:00 a.m. A.99-01-018	(PHC) -Antone Sylvester Tug Service, Inc., for a certificate of public convenience and necessity as a common carrier of property by vessel between points in the Los Angeles, Long Beach, and Redondo Beach Harbor areas on the one hand, and on the other points on Santa Catalina Island, Commission Courtroom, San Francisco
3/3/99 ALJ Kotz	10:00 a.m. R.99-02-001	(WS) -Rulemaking for Purposes of Implementing Certain Statutory Requirements Regarding Public Review and Comment for Specified Commission Decisions, Commission Courtroom, San Francisco
3/4/99 ALJ Vieth Comr Duque	10:00 a.m. A98-09-013	(EH) -Application of California Water Service Company (U 60 W), a corporation, for an order authorizing it to increase rates charged for water service in the East Lost Angeles district, Commission Courtroom, SF

3/4/99 ALJ Stalder Comr Duque	9:00 a.m. A.89-03-026	(EH) -Southern California Edison Company for certificate to construct and operate 220KV transmission line between Kramer substation and Victor Substation in San Bernardino County, Commission Courtroom, San Francisco (also March 5, March 8-10)
3/4/99 ALJ Bennett Comr Bilas	9:00 a.m. C.97-09-030	(EH) -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, Commission Courtroom, San Francisco (also March 5)
3/4/99 ALJ Malcolm Comr Conlon Comr Neeper	11:00 a.m. R.96-11-004	(PHC) -Commission Order Instituting Rulemaking to develop standards for electric system reliability and safety pursuant to D96-09-073, Commission Courtroom, San Francisco
3/8/99 ALJ Bushey Comr Neeper	10:00 a.m. I.96-02-043	(PHC) -Investigation on the Commission's own motion into the operations, practices, and conduct of Communication Telesystems International and Edward S. Soren, President of Communication Telesystems International to determine whether they have complied with the laws, rules, regulations and applicable tariff provisions governing the manner in which California consumers are switched from one long distance company to another, and other requirements for long distance carriers, Commission Courtroom, San Francisco
3/10/99 ALJ Gottstein Comr Neeper	10:00 a.m. R.98-07-037	(WS) -Order Instituting Rulemaking on the Commission's Proposed Policies and Programs Governing Energy Efficiency, Low-Income Assistance, Renewable Energy and Research Development and Demonstration, Commission Courtroom, San Francisco
3/11/99 ALJ Rosenthal Comr Duque	10:00 a.m. A.98-06-051	(EH) -Application of A & M United Group, LLC, a limited Liability Company, to acquire, and Isam M. Alziq to transfer a passenger stage certificate of public convenience and necessity and certain other assets, pursuant to section 851, et seq, of the California Public Utilities Code, Commission Courtroom, Los Angeles (also March 12)

03/15/99 ALJ Gottstein Comr Conlon	10:00 a.m. A.96-03-031 A.96-04-030	<p>(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%),</p> <p>(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, Commission Courtroom, San Francisco (also 9:00 a.m., March 16-19)</p>
3/16/99 ALJ McVicar Comr Duque Comr Neeper	9:00 a.m. I98-09-007	<p>(EH)-Investigation on the Commission's Own Motion into the operations and practices of the Pacific Gas and Electric Company in connection with Public Utilities Code Section 451, General Order 95, and other applicable standards governing tree-line clearances, Commission Courtroom, San Francisco (also (EH) March 17-19, March 22-26, March 29-31, April 1-2)</p>
3/16/99 ALJ Gottstein Comr Duque	2:00 p.m. A.98-12-021	<p>(PHC)-Application of Southern California Edison Company for order approving termination agreement for termination of a negotiated power purchase agreement between Southern California Edison Company and O'Brien California Cogen Limited., Commission Courtroom, San Francisco</p>
3/16/99 ALJ Walker Comr Duque	2:00 p.m. A.98-12-028	<p>(PHC)-Elk Grove Water Works for an order authorizing it to increase rates for water service for its total service area and approving its planned water filtration plant installation, Commission Courtroom, San Francisco</p>
3/16/99 ALJ Gottstein Comr Duque	3:00 p.m. A.98-12-038	<p>(PHC)-Southern California Edison Company for order approving Amendment No.2 to power purchase agreement between Edison and Colmac Energy, Inc., Commission Courtroom, San Francisco</p>
3/17/99 ALJ Wright	10:00 a.m. C.99-02-022	<p>(ECP)-Rebecca Neiderlander and Michael Turmon vs. Airtouch Cellular, Department of Motor Vehicles, Conference Room, 49 South Rosemead Boulevard, Pasadena</p>

3/19/99 ALJ DeUlloa Comr Duque	10:00 a.m. A.99-01-037	(PHC) -Mountain Utilities for authority among other things, to more precisely define its revenue requirement and increase rates and charges for electric services, Council Chambers, 1900 Lake Tahoe Blvd., So. Lake Tahoe
3/22/99 ALJ Bushey Comr Neeper	1:30 p.m. R.97-08-001 I.97-08-002	(OA) -Rulemaking on the Commission's own motion to consider adoption of rules applicable to interexchange carriers for the transfer of customers including establishing penalties for unauthorized transfer, (OA) -Investigation on the Commission's own motion to consider adoption of rules applicable to interexchange carriers for the transfer of customers including establishing penalties for unauthorized transfer, Commission Courtroom, San Francisco
3/22/99 ALJ Patrick Comr Duque	10:00 a.m. A.98-05-014 A.98-05-022	(EH) -Southern California Edison Company (U 338-E) to report on the valuation process for certain generation-related assets pursuant to D.97-11-074, (EH) -Pacific Gas and Electric Company to report assessments of inventory balances and to address appraisal of retained generation assets, Commission Courtroom, San Francisco (also March 23-24)
3/23/99 ALJ Weissman Comr Bilas	9:00 a.m. R.98-01-011	(OA) - Commission Order Instituting Rulemaking on the Commission's own motion to assess and revise the regulatory structure governing California's natural gas industry, Commission Courtroom, San Francisco
3/23/99 ALJ Vieth	10:00 a.m. C.99-02-028	(ECP) -Cheryl Duke vs. Pacific Bell, Commission Courtroom, San Francisco
3/23/99 ALJ Barnett Comr Bilas	2:00 p.m. A.98-07-005 A98-10-012 A.98-10-031	(PHC) -San Diego Gas and Electric Company and Southern California Gas Company for approval of a gas transmission service tariff, (PHC) -Southern California Gas Company for authority to revise its rates effective August 1, 1999 in its biennial cost allocation proceeding, (PHC) -Application of San Diego Gas & Electric 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)**

3/25/99 ALJ Bushey Comr Duque	9:00 a.m. I.98-08-004	(EH) -Investigation on the Commission's own motion into the operations, practices, and conduct of Coral Communications, Inc. (Coral) and Michael Tinari, President of Coral; William Galo, 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 charge California subscribers for telecommunications services the subscribers never authorized, Commission Courtroom, San Francisco, (also March 26, March 29-31, April 1)
3/25/99 ALJ Weiss Comr Duque	9:30 a.m. A.98-07-046	(PHC) - Sereno Del Mar Water Company and Russian River Utility, for an order authorizing Sereno Del Mar Water Company to transfer and Russian River Utility to acquire the water system in Sonoma County, Commission Courtroom, San Francisco
3/29/99 ALJ Walker Comr Duque	7:00 p.m. A.98-09-040	(PPH) -Apple Valley Recreation and Park District, 13467 Navajo Road, Apple Valley, (also March 30, City of Barstow Council Chambers, 220 East Mountain View, Barstow; March 31, Morongo Valley Elementary School, 10951 Hess Blvd., Morongo Valley; April 1, Fremont School, 501 West Main Street, Calipatria; April 19, Wrightwood Country Club, 1387 Oriole Road, Wrightwood; April 20, Senior Citizen Community Bldg., 201 East Bonita Avenue, San Dimas; April 21, Claremont City Hall Council Chambers, 207 Harvard Avenue, Claremont; April 22, Stanton City Hall Council Chambers, 7800 Katella Avenue, Stanton)
3/30/99 ALJ Bennett Comr Duque	10:00 a.m. C.98-08-008	(EH) -Dorothy Dominguez and Ralph A. Martinez vs. Great American Stageline for refusal to allow passengers to board, Commission Courtroom, Los Angeles
3/31/99 ALJ Econome	9:30 a.m. C.93-07-046	(PHC) -Utility Audit Company, Inc., vs. Southern California Gas Company for charging excessive rates for

Comr Bilas		gas service relating to the multi-family sites and master meter accounts listed in complaint, (PHC) -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, Commission Courtroom, San Francisco
	C.94-02-009	
4/1/99	9:00 a.m.	(EH) -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, Commission Courtroom, San Francisco
ALJ Bushey	C.98-09-011	
Comr Neeper		
4/5/99	10:00 a.m.	(EH) -Order Instituting investigation into the power outage that occurred on December 8, 1998 on Pacific Gas and Electric Company's electric system, Commission Auditorium, San Francisco
ALJ O'Donnell	I.98-12-013	
4/8/99	10:00 a.m.	(PHC) -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, Commission Courtroom, San Francisco
ALJ Patrick	R.92-03-050	
Comr Conlon		
4/12/99	10:00 a.m.	(PHC) - Maria Avelar and Timothy Allen Wosick, dba Bottom Line Results Moving for a household goods carrier permit, Commission Courtroom, San Francisco
ALJ Vieth	A.99-01-006	
Comr Bilas		
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		
4/28/99	10:00 a.m.	(PHC) -Order Instituting Investigation Into the Power Outage Which Occurred on December 8, 1998 on Pacific Gas & Electric Company's Electric System, Commission Courtroom, San Francisco (also (EH) June 1-4, June 7-11)
ALJ O'Donnell	I.98-12-013	
Comr Bilas		
4/29/99	9:00 a.m.	(PHC) -Application of the Southern California Edison Company (U 338-E) for Review of the Reasonableness of Southern California Edison Company's Operations During the Period from April 1, 1997 through
ALJ Bennett	A.98-05-053	
Comr Neeper		

		December 31, 1997, Commission Courtroom, San Francisco (also (EH) May 18-21, May 24-28)
4/30/99 ALJ Barnett Comr Duque	10:00 a.m. A.98-11-023	(PHC) -Pacific Gas and Electric Company to establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2001, Commission Courtroom, San Francisco, (also (EH) August 9-13, August 16-20, August 23-27, August 30-31, September 1-3, September 6-10, September 13-17, September 20-24, September 27-30, October 1)
5/3/99 ALJ O'Donnell Comr Duque	10:00 a.m. A.98-12-025	(PHC) -Southern California Edison Company and San Diego Gas and Electric Company for the nuclear decommissioning cost triennial proceeding to set contribution levels for the companies' nuclear decommissioning trust funds and address other related issues, Commission Courtroom, San Francisco (also 9:30 a.m., May 4-7)
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 Category III Services, Commission Courtroom, San Francisco (also May 25-28, June 1-4)
5/24/99 ALJ Walker Comr Duque	10:00 a.m. A.98-09-040	(EH) -Application of the Southern California Water Company for authority pursuant to Public Utilities Code Section 454 to restructure the water rates of its Barstow, Calipatria-Niland, Claremont, Desert, Orange County, San Dimas, San Gabriel and Wrightwood Districts into region-wide tariffs, Commission Courtroom, San Francisco (also May 25-28)
6/14/99 ALJ Barnett Comr Conlon Comr Bilas	10:00 a.m. A.97-12-039	(EH) -San Diego Gas & Electric Company for authority to sell electrical generation facilities and power contracts, Commission Courtroom, San Francisco (also June 15-18)1
6/14/99 ALJ Minkin	10:00 a.m. A98-09-003	(PHC) -Application of Pacific Gas and Electric 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),
		Commission Courtroom, San Francisco (also (EH)
		June 21-25, June 28-30, July 1-2, July 5-8, (CA)
		9:00 a.m., July 9

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

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

NONE

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.

1/28/99 A97-10-021 Citizens Telecommunications Company, for review of its new regulatory framework.

Summary: On January 26, 1999, Barbara Snider, attorney for Citizens Telecommunications Company of California, Inc. (Citizens), contacted ALJ Mattson by telephone. Snider discussed the timing and procedure for issuing a decision in accord with D98-08-011 granting Citizens' motion to defer portions of the review of its new regulatory framework. Snider stated it was her belief that the intent of the motion and the Commission's decision granting the motion was to have the Commission decide all issues related to Citizens' request for relief from the SQAM and associated penalties notwithstanding the fact that D98-08-011 only referred to issue 2 of Attachment A to the application and failed to mention issue 8. California, Inc. (Citizens), contacted ALJ Mattson by telephone. Snider discussed the timing and procedure for issuing a decision in accord with D98-08-011 granting Citizens' motion to defer portions of the review of its new regulatory framework. Snider stated it was her belief that the intent of the motion and the Commission's decision granting the motion was to have the Commission decide all issues related to Citizens' request for relief from the SQAM and associated penalties notwithstanding the fact that D98-08-011 only referred to issue 2 of Attachment A to the application and failed to mention issue 8.

Filer: Citizens Telecommunications Company of California, Inc.

Contact: Barbara Snider

Phone: NONE LISTED

1/28/99 A98-05-014 Southern California Edison Company, to report on the valuation process for certain generation-related assets pursuant to D97-11-074.
 A98-05-022 Pacific Gas and Electric Company, to report assessments of inventory balances and to address appraisal of retained generation assets.

Summary: On January 26, 1999, personnel from the Office of Ratepayer Advocates ("ORA") engaged in oral ex parte communications at CPUC with Dorothy Duda, advisor to Commission President Bilas. The four (4) person ORA contingent told Ms Duda that Pacific Gas & Electric ("PG&E") and Edison's proposed market valuation schemes violate Commission rules on affiliate transactions. The contingent included attorney James Scarff, project manager Chris Danforth, Tom Thompson, and Scott Logan. They urged the creation of a separate rulemaking proceeding regarding the future of hydroelectric generating assets. They stated that difficulties would be encountered in appraisals due to the unknown nature of bidder specific values in the auction process. ORA urged the Commission not to fall into a trap wherein delayed action would eliminate options in how to market value the utilities' hydro and coal assets by the time of the AB 1890 deadline. ORA concluded by stating their office was actively seeking a solution that addresses the needs of many parties, not just electric ratepayers.

Filer: Office of Ratepayer Advocates

E-Mail: mnt@cpuc.ca.gov

Contact: Susie Toy

Phone: (415) 703-1858

1/29/99 A97-06-021 Southern California Edison Company, for authority to adopt a revenue-sharing mechanism for certain other operating revenues

Summary: On January 27, and January 28, 1999, Tom Thompson, the Office of Ratepayer Advocates (ORA) supervisor, met with Cmmr. Neepor, Cmmr. Bilas, and Michelle Cooke, advisor to Cmmr. Duque, in three separate meetings in San Francisco. Meetings with Cmmr. Bilas and Michelle Cooke took place on January 28, 1999. Also present at the meetings with Cmmr. Neepor and Bilas were: Bruce Foster and John Hughes, for Southern California Edison Company (Edison), and with Michelle Cooke also present was John Hughes. Written material (attached to the notice) was used during the last two meetings. Thompson discussed the adequacy of the record and stated that ORA believes that the filings made to date constitute sufficient basis to render a decision on the reasonableness of the settlement between Edison and ORA on the sharing of Revenues from Edison's offering of non-tariffed products and services.

Filer: Office of Ratepayer Advocates
Contact: Sue Muniz

E-Mail: sam@cpuc.ca.gov
Phone: (415) 703-2804

2/1/99 A98-05-014 Southern California Edison Company, to report on the valuation process for certain generation-related assets pursuant to D97-11-074
A98-05-022 Pacific Gas and Electric Company, to report assessments of inventory balances and to address appraisal of retained generation assets

Summary: On January 28, 1999, personnel from the Office of Ratepayer Advocates ("ORA") engaged in oral ex parte communications at CPUC with Michelle Cooke, advisor to Commissioner Duque. The four (4) person ORA contingent told Ms Cooke that Pacific Gas & Electric ("PG&E") and Edison's proposed market valuation schemes violate Commission rules on affiliate transactions. The contingent included attorney James Scarff, project manager Chris Danforth, Tom Thompson, and Scott Logan. They urged the creation of a separate rulemaking proceeding regarding the future of hydroelectric generating assets. ORA stated their office was actively seeking a solution that addresses the needs of many parties, not just electric ratepayers. ORA further stated they have been meeting with many parties and seeking to elicit a variety of alternative options for handling hydro assets even if such options might affect the immediate CTC credit ratepayers would receive.

Filer: Office of Ratepayer Advocates
Contact: Susie Toy

E-Mail: mnt@cpuc.ca.gov
Phone: (415) 703-1858

2/1/99 A98-05-019 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.
- A98-05-021 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.
- A98-05-024 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.

Summary: On January 27, 1999, in two (2) consecutive meetings Southern California Edison (“SCE”) representatives engaged in oral and written ex parte communications at CPUC with (a) Commissioner Neepser and advisor David Gamson, and (b) Commission President Bilas and advisor Dorothy Duda. The representatives were Bruce Foster and Alan Fohrer. The content of the communication was the same in each meeting. Mr. Foster described the performance based ratemaking (“PBR”) procedure authorized in D96-09-092. Details of those procedures were then related. Mr. Foster went on to state the limited purpose for SCE’s participation in this proceeding was to review generic issues related to unbundling cost of capital. Mr. Foster stated that ongoing efforts of other parties to broaden the proceeding would violate the automatic adjustment feature of the Commission’s trigger mechanism earlier described as authorized in D96-09-092. It was stated that in respect to the alleged unbundling discount, the record clearly shows the UDC is not less risky than the former integrated utility. SCE said that this conclusion was reached by the administrative law judge (“ALJ”), and that accordingly, the Commission should not change SCE’s return on equity and should allow the trigger mechanism to continue to operate as originally intended. Mr. Foster then discussed these factors as they pertain to Pacific Gas & Electric (“PG&E”) and Southern California Gas (“SoCalGas”). Mr. Fohrer then discussed the history of the Commission’s cost of capital decisions for SCE and SoCalGas. He concluded by saying historical treatment of electric and gas utility returns provides further support to the ALJ’s conclusion that the UDC is not less risky than the former integrated utility now that the generation function has been removed. A ten (10) page handout was provided each PUC official, comprising: (a) a summary sheet entitled “1999 Cost of Capital,” (b) a display entitled “Integrated Utility Risks,” (c) a display entitled “Risks of Utility in Transition,” (d) a page of data comparing equity returns for SCE and SoCalGas, (e) a table entitled “PBR Trigger Mechanism Adjusts Return,” with the phrase “Projected ROE Reduction to 10.82% in 2000” highlighted, and (f) two graph pages depicting the difference between “AA Utility Bond Rate and Thirty Year Treasury Rate (Risk Premium)” and Treasury and utility interest rates comparison between September, 1996, and the present.

Filer: Southern California Edison Company

Contact: Anthony Archer

Phone: (626) 302-3104

2/2/99 A97-06-021 Southern California Edison Company, for authority to adopt a revenue-sharing mechanism for certain other operating revenues

Summary: On January 28, 1999, John P. Hughes of Southern California Edison (“SCE”) engaged in oral ex parte communications at CPUC with two (2) PUC officials in consecutive meetings. The content of the communications was the same in each meeting. The first meeting was with Commission President Bilas, and the second with Michelle Cooke, advisor to Commissioner Duque. Present at each meeting was Tom Thompson of the Office of Ratepayer Advocates (“ORA”) and another SCE representative. SCE and ORA jointly initiated the meetings. SCE stated the method of sharing gross revenues was preferable to a net method since ratepayers would be guaranteed a revenue “stream” even if SCE shareholders were losing money on a given enterprise. SCE further stated the settlement in the proceeding is consistent with prior Commission decisions on revenue sharing mechanisms. SCE additionally made the point that hearings were unnecessary. The meeting concluded with SCE and ORA urging approval of the settlement as soon as possible.

Filer: Southern California Edison Company

Contact: Anthony Archer

Phone: (626) 302-3104

2/4/99 I98-03-013 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.

Summary: On February 3, 1999, the law firms of Engstrom, Lipscomb & Lack, Girardi & Keese and DeWitt, Algorri & Algorri, sent a letter (attached to the notice) to ALJ Bennett. The letter addresses two matters which occurred during the January 26, 1999 prehearing conference.

Filer: Engstrom, Lipscomb & Lack, et al.

Contact: Walter J. Lack

Phone: (310) 552-3800

2/8/99 A98-05-014 Southern California Edison Company, to report on the valuation process for certain generation-related assets pursuant to D97-11-074.
 A98-05-022 Pacific Gas and Electric Company, to report assessments of inventory balances and to address appraisal of retained generation assets.

Summary: On February 5, 1999, James Scarff, attorney for the Office of Ratepayer

Advocates (ORA), met with Michelle Cooke, advisor to Cmmr. Duque, in San Francisco. Also present were: Chris Danforth, project manager, and Robert Kinosian, analyst, for - ORA. ORA noted the distinction drawn in the scoping memo between market valuation of hydro resources for calculation of the transition charge and final disposition of the asset. ORA commented that consideration of any interim valuation of hydro and coal assets must consider the ratemaking consequences of such a valuation. ORA stated its position that the Commission should not act in an interim valuation in a way that forecloses desirable long-term disposition options. ORA also stressed the need to have any California Environmental Quality Act review occur before the Commission acts in a way to create environmental impacts, and that such a triggering action may be an interim valuation of the assets for transition cost purposes rather than the final section 851 or 377 filing. Finally, ORA stated that it saw nothing in AB 1890 which exempted nuclear plants from the requirement that they be market valued.

Filer: ORA-Scarff

Contact: Susie Toy

Phone: (415) 703-1858

2/10/99

198-03-013

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.

Summary: On February 8, 1999, William Bagley of Nossaman, Guthner, Knox & Elliott, LLP, counsel for California Water Association, wrote a letter (attached to the notice) to Cmmr. Duque. A copy of the letter was also delivered to ALJ Bennett. The letter responded to letters from plaintiffs complaining about the Commission's procedures followed at the second prehearing conference and about a pleading suggesting scoping memo concepts. Bagley explained in the letter that the referenced pleading was proper and noted the unfamiliarity of plaintiffs' counsel with Commission procedures.

Filer: California Water Association

Contact: Jeannie Wong

Phone: (415) 438-7250
