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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*

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

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

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## **Daily Calendar** **Thursday, April 22, 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**

April 22, 1999	10 am	San Francisco
May 13, 1999	10 am	San Francisco
May 27, 1999	10 am	San Francisco

**REGULAR COMMISSION ADMINISTRATIVE MEETINGS**

April 27, 1999	4 pm	San Francisco
May 4, 1999	4 pm	San Francisco
May 11, 1999	4 pm	San Francisco
May 18, 1999	4 pm	San Francisco
May 25, 1999	4 pm	San Francisco

For further information contact the Public Advisor  
(415) 703-2074, e-mail: [Public\\_advisor@cpuc.ca.gov](mailto: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.*

May 10, 1999	1:30 pm	San Francisco
May 24, 1999	1:30 pm	San Francisco
June 7, 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; Suite 500, 320 West 4<sup>th</sup> Street 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.

**Board Appointment Notice**

Pursuant to D.97-12-105, you are hereby notified that Cynthia Walker of California Cable Television Association has requested to be appointed to the Universal Lifeline Telephone Service Marketing Board (Board). Ms. Walker will represent competitive local exchange carriers (CLCs) on the Board. A copy of Ms. Walker's resume may be obtained from Joseph Abhulimen at (415) 703-1458.

Parties who wish may file a protest to Ms. Walker's request with the Executive Director of the Commission within 30 days from the date of this notice. If no protests are received, Ms. Walker appointment to the Board will become effective 31 days from the date of this notice.

**SUBSCRIPTION INFORMATION**

**Subscription Notice for Draft Agenda Items**

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

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

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

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

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

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

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

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**COMMISSIONER OFFICE HOURS**

*(For further information or to make an appointment, please contact Sandra Graham at (213) 576-7055.*

<b><u>Date/Time</u></b>	<b><u>Commissioner</u></b>	<b><u>Location</u></b>
5/18/99, 9 am - 12 pm	Josiah L. Neeper	State Office Building 320 West 4th Street, Suite 500 <b>Los Angeles</b>
5/20/99, 9 am - 12 pm	Josiah L. Neeper	State Office Building 1350 Front Street, Room 4006 <b>San Diego</b>

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**PUBLIC MEETINGS & WORKSHOPS**

**Public Meeting - CANCELLED AS OF 4/14/99**

April 22, 1999 10 am - 2 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street, Suite 555 DDTP Conference Room, Suite 555 <b>Oakland</b>
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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 - REVISED AS OF 4/15/99**

<p>April 23, 1999 10 am - 4 pm</p>	<p><i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</i></p>
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The Deaf and Disabled Telecommunications Program (DDTP) CALIFORNIA RELAY SERVICE ADVISORY COMMITTEE (CRSAC) will hold its regularly scheduled monthly meeting to address the following: a.) Routine Business (Review of Minutes from Previous CRSAC Meeting, CRS Reports from MCI and SPRINT, MCI Speech-to-Speech Report, and DDTP Staff Reports), b.) CRS Listings in the 800 Directory, c.) Public Input (at 1 pm), d.) Reports and Recommendations from these Subcommittees (Video Relay Trial, Outreach and 711, e.) Review of MCI Report on Review Procedures of Redundant Systems for Speech-to-Speech, f.) Alternate Formats for Public Input, g.) Authorization of Kathleen Barrett to Speak to EPAC on CRSAC's Behalf, h.) CRSAC Representation at 4 May 1999 DDTPAC Meeting, and i.) Member Reports (CRS Complaints and Commendations) (New Business/Topics for Next Month's Agenda). 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 - Candidate Interviews**

<p>April 26, 1999 9 am - 5 pm</p>	<p><i>California Public Utilities Commission 505 Van Ness Avenue (Corner of Van Ness and McAllister Street) Training Room San Francisco</i></p>
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**Executive Session:** The ULTS Marketing Board (ULTSMB) Selection Committee will meet in executive session to conduct oral interviews of applicants whose proposals are being considered for the ULTSMB Interim Marketing Program.

**Public Meeting - REVISED AS OF 4/15/99**

April 27, 1999 10 am - 2 pm	Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland
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The Deaf and Disabled Telecommunications Program (DDTP) FIELD OPERATIONS SUB COMMITTEE (FO) will conduct a meeting to address the following: a.) Public Input, b.) Review and Discuss Information Received From the Local Telcos Regarding Field Service and Walk-In Center Operations, and c.) Miscellaneous Field Operations and Related Issues. 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 28, 1999 9:30 am - 12:30 pm	California Public Utilities Commission 505 Van Ness Avenue, Room 3204 San Francisco
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The Administrative Committee for CHCF-A, CHCF-B and the CTF will conduct its next monthly meeting on April 28, 1999. The agenda for this meeting is: 1. Introductions; 2. Public Comments; 3. Approve public meeting minutes of 3/24/99; 4. Status of the selection of a financial institution for trusts for CHCF-B and CTF; 5. Status of the selection of a CPA firm for the annual audit of CHCF-A; 6. Review and approve CHCF-A, CHCF-B and CTF expenses; 7. Status report of the April 14, 1999, CTF workshop; 8. Status report of the CTF fund and claims process; 9. Review and approve CHCF-B claims; and 10. Schedule the next meeting. For more information please contact Robert Weissman at 415-703-1989.

**Public Meeting - Low Income Governing Board - REVISED AS OF 4/20/99**

April 28, 1999 11 am - 4 pm	Pacific Energy Center 851 Howard Street HVAC Room San Francisco
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The Board will meet to discuss the following topic: (1) deliberate and propose changes to the current bylaws for the Low Income Governing Board. 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). This location is wheelchair accessible. The meeting is open to the public. For more information contact Charlene Treat at (510) 251-2888, extension 2090.

**Public Meeting - DATE CHANGE AS OF 4/1/99, NOTICE REVISED AS OF 4/15/99**

<p><b>April 29, 1999</b> 10 am - 1 pm</p>	<p><i>Deaf and Disabled Telecommunications Program</i> 1939 Harrison Street DDTP Conference Room, Suite 555 <b>Oakland</b></p>
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The Deaf and Disabled Telecommunications Program (DDTP) FINANCE SUB-COMMITTEE will conduct a meeting to address the following: a.) Public Input, b.) Discussion of the 1998 Agreed Upon Procedures Report, c.) Discussion of Recommendations Made in the 1998 Audit Report, d.) Discussion of the 1999 Financial Audit RFP, and e.) Next Meeting Date. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at (510) 874-1410 VOICE or (510) 874-1411 TTY.

Environmental Reminder: Please refrain from wearing perfumes or scents to DDTP meetings, because people with environmental illness or multiple chemical sensitivity must reduce their exposure in order to attend.

**Public Meeting**

<p>April 29, 1999 10 am - 1 pm</p>	<p><i>California Public Utilities Commission</i> 505 Van Ness Avenue Room 4206 <b>San Francisco</b></p>
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The TDD Interim Placement Committee (TPIC) will conduct a monthly meeting. For more information, please contact Adam J. Thaler at (415) 703-1157. For directions to the meeting, or for additional information, please contact the TPIC Program at (925) 855-3890.

The TPIC will meet to discuss the following topics: 1) Meeting Overview; 2) Minutes from March 30, 1999 TPIC Meeting; 3) Staff Reports -- including Financials and Staffing. 4) Discussion of Scope Letter to 3 Firms Identified as Bidders for RFP; 5) Development of Form for Request of TDD Equipment from the Program; 6) Discussion of Education for PSP's, the Public, and the Deaf Communities; 7) Public Input; and 8) New Items for Future Agenda.

**Public Meeting- REVISED TELECONFERENCE NUMBER AS OF 4/19/99**

<p>April 29, 1999 10 am - 5 pm</p> <p style="text-align: center;"><i>and</i></p> <p>April 30, 1999 9 am - 3 pm</p>	<p><i>Pacific Energy Center</i> 851 Howard Steet <b>San Francisco</b></p>
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Teleconference Information: This meeting is accessible by teleconference. To call in, dial: **1-800-226-1024**. After the prompt, enter the access code (566123) followed by the pound

sign. Please contact Elizabeth Gunn, Board Coordinator, at (415) 703-1956, or by e-mail at [egunn@cpuc.ca.gov](mailto:egunn@cpuc.ca.gov) with any questions regarding teleconferencing.

The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: Program Planning and Implementation for Program Year (PY) 1999, Including Clarification of Resolution E-3592; PY 2000/2001 Program Planning; PY 1998 Updated Status Reports; Energy Division Workshop on Board Structure and Operating Procedures; Board Compensation; Board Operations, Including Immediate CBEE Issues in Letter to Commissioner Nepper; Annual Report; Market Assessment and Evaluation (MA&E), Including Utility Advice Letter on 1999 MA&E; CBEE Work Plan and Schedule for 1999; Organizational Planning and Staffing; Phase 2 Process on Future Administration; Legislative Update; Reporting Requirements; Updates and Status Reports from Committees; 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>May 4, 1999 10 am - 4 pm</p>	<p><i>Deaf and Disabled Telecommunications Program 1939 Harrison Street DDTP Conference Room, Suite 555 Oakland</i></p>
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The 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.

### **Workshop Notice**

<p>May 5 - 6, 1999 9:30 am</p> <p><i>*May 6 workshop will be held only if an additional day is necessary</i></p>	<p><i>California Public Utilities Commission 505 Van Ness Avenue Room 3204 (May 5) Training Room (May 6)* San Francisco</i></p>
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Notice of workshop to address the implementation details associated with D.98-12-084, ordering GTEC to pay \$4.85 million over a three-year period, to be used for a Telecommunications Consumer Protection Fund.

Parties to this proceeding have been asked to send their proposals to James Simmons of the Telecommunications Division by April 15, 1999. The workshops will provide parties the opportunity to discuss suggested implementation plans to evolve the proposals into a common proposal which can then be presented to the Commission for adoption via resolution. For further information, contact James Simmons at 415-703-2883.



**Public Meeting**

<i>May 5, 1999 1 pm - 5 pm</i>	<i>Pacific Energy Center 851 Howard Street San Francisco</i>
<i>and</i>	
<i>May 6, 1999 9 am - 3 pm</i>	

*Teleconference Information:* This meeting is accessible by teleconference. To call in, dial: 1-800-226-1024. After the prompt, enter the access code (566123) followed by the pound sign. Please contact Elizabeth Gunn, Board Coordinator, at (415) 703-1956, or by e-mail at [egunn@cpuc.ca.gov](mailto:egunn@cpuc.ca.gov) with any questions regarding teleconferencing.

The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: Program Planning and Implementation for Program Year (PY) 1999; PY 2000/2001 Program Planning, Including the CBEE's May 10 Filing and Performance Incentives for Future Years; PY 1998 Annual Reports from the Utilities; Energy Division Workshop on Board Structure and Operating Procedures; Board Compensation; Board Operations; CBEE Annual Report; Market Assessment and Evaluation (MA&E), Including the Utility Advice Letter on 1999 MA&E; CBEE Work Plan and Schedule for 1999; Organizational Planning and Staffing; Phase 2 Process on Future Administration; Legislative Update; Reporting Requirements; Updates and Status Reports from Committees; 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](http://www.cbее.org).

**Public Meeting - Low Income Governing Board**

<i>May 11, 1999 10 am - 4 pm</i>	<i>Pacific Energy Center, Green Room 851 Howard Street San Francisco</i>
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The Board will meet to discuss the following topics: (1) Public Comment; (2) report from the Chair; (3) approve and adopt meeting minutes; (4) deliberate and adopt recommendations on per diem issues and changes; (5) review and modify critical path schedule; (6) presentations by PG&E, So Cal Edison, So Cal Gas, and SDG&E on administrative costs, standardized reporting format, competitive bidding/expanded partnership, and AEAP proposals; (7) updates from the CPUC Energy Division, Office of Ratepayer Advocates, and Legal Division; (8) deliberate and approve action on proposed Commission orders; (9) deliberate and approve action on pending utility filings; (10) deliberate and approve action on ongoing Commission proceedings; and (11) deliberate and approve action on pending legislation.

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). This location is wheelchair accessible. The meeting is open to the public. For more information contact Charlene Treat at (510) 251-2888, extension 2090.

**Public Meeting - Low Income Governing Board**

<i>May 12, 1999 9 am - 4 pm</i>  <i>Note: Earlier start time than usual.</i>	<i>Pacific Energy Center 851 Howard Street Conference Room (Street Level) <b>San Francisco</b></i>
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The Board will meet to discuss the following topics: (1) Public Comment; (2) Report from the Chair; (3) deliberate and adopt recommendations on the specific tasks the Energy Division RFP on technical and administrative services should specify; (4) update on the Energy Division workshop of April 12-13, 1999; (5) deliberate and adopt recommendations for Phase II; (6) update from Advisory Committee and ratification of new Advisory Committee members; (7) approve and adopt Board position regarding performance incentives (AEAP schedule); (8) updates from the CPUC Energy Division, Office of Ratepayer Advocates, and Legal Division; (9) deliberate and approve action on proposed Commission orders; (10) deliberate and approve action on pending utility filings; (11) deliberate and approve action on ongoing Commission proceedings; (12) deliberate and approve action on pending legislation.

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). This location is wheelchair accessible. The meeting is open to the public. For more information contact Charlene Treat at (510) 251-2888, extension 2090.

**Public Meeting**

<i>May 13, 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 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 - REVISED AS OF 3/30/99**

<i>May 21, 1999 10 am - 4 pm</i>	<i>Department of Rehabilitation 2000 Evergreen Street Feather River Room, 1<sup>st</sup> Floor <b>Sacramento</b></i>
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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.

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**NOTICE OF DRAFT RESOLUTIONS  
(Pursuant to PU Code § 311(g))**

NONE

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**NEW FILINGS**

NONE

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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**

**April 22, 1999**

Filings with Rail Safety and Carriers Division

NONE

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MISCELLANEOUS TELECOMMUNICATION MATTERS

April 22, 1999

NONE

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ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS

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|------------|--|
| A98-07-005 | Barnett - San Diego Gas and Electric Company and Southern California Gas Company for approval of a gas transmission service tariff,  |
| A98-10-012 | Barnett - Southern California Gas Company for authority to revise its rates effective August 1, 1999 in its biennial cost allocation proceeding,   |
| A98-10-031 | Barnett - Application of San Diego Gas & Electric Company for authority to revise its gas rates effective August 1, 1999, in its biennial cost allocation proceeding,<br><b>Evidentiary Hearing held and continued to April 22</b>   |
| A98-09-040 | Walker - In the matter of the application of the Southern California Water Company (U 133 W) for the 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,<br><b>Public Participation Hearing held and continued to April 22</b> |
| A89-03-026 | Stalder - In the matter of the application of Southern California Edison Company (U 338-E) for a certificate that the present and future public convenience and necessity requires or will require Edison to construct and operate a 220 kV double-circuit transmission line between the Kramer substation and the Victor substation in San Bernardino County, California,                                       |
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**Evidentiary Hearing held and continued to  
April 22**

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**REMOVALS FROM CALENDAR**

A98-05-014 Patrick - Application of Southern California Edison Company (U-338-E) to report on the valuation process for certain generation-related assets pursuant to D.97-11-074,  
A98-05-022 Patrick - Application of Pacific Gas and Electric Company to report assessments of inventory retained generation assets,  
**Evidentiary Hearing set for April 26, removed from the calendar**

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**NEW SETTINGS**

6/2/99 2:00 p.m. (PHC) - Order instituting rulemaking for electric distribution facility standard setting,  
ALJ Malcolm R.96-11-004  
Comr Neepser **Commission Courtroom, San Francisco**

6/4/99 10:00 a.m. (EH) - Pacific Gas and Electric Company for authority to establish post-transition period electric ratemaking mechanisms,  
ALJ Malcolm A.99-01-016  
ALJ Minkin (EH) - San Diego and Electric Company for authority to implement post rate freeze ratemaking mechanism,  
Comr Duque A.99-01-019  
A.99-01-034 (EH) - Southern California Edison Company (U 338-E) to: (1) propose a method to determine and implement the end of rate freeze; and (2) propose ratemaking which should be in place after the end of the rate freeze period,  
A.99-02-029 (EH) - Application of San Diego Gas & Electric Company: (1) informing the Commission of the probable timing of the end of its electric rates through implementation of interim ratemaking mechanisms concurrent with termination of the electric rate freeze, and (3) for authorization to change electric rates by adding new, and revising or terminating existing, rate and revenue mechanisms and rate designs,  
**Commission Courtroom, San Francisco**

8/31/99 10:00 a.m. (PHC) - Application of Pacific Gas and Electric  
ALJ Malcolm A.99-01-011 Company to recover costs recorded in the catastrophic

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Comr Duque event memorandum account (CEMA) effective January 1, 2000 (U 39 M),  
**Commission Courtroom, San Francisco, (also (EH) September 8-10, September 13-15, 10:00 a.m.)**

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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

4/13/99	9:30 a.m.	NONE SCHEDULED
4/20/99	9:30 a.m.	NONE SCHEDULED
4/27/99	9:30 a.m.	NONE SCHEDULED

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### FINAL ORAL ARGUMENTS

5/11/99	1:00 p.m.	<b>(FOA)</b> - Order instituting rulemaking on the Commission's own motion to consider modifications to the universal lifeline telephone service program and general order 153, <b>Commission Auditorium, San Francisco</b>
ALJ Kenney	R.98-09-005	
Comr Neeper		

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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

4/22/99 ALJ Barnett Comr Duque	9:30 a.m. A.98-07-005  A.98-10-012  A.98-10-031	<b>(EH)</b> – San Diego Gas and Electric Company and Southern California Gas Company for approval of a gas transmission service tariff, <b>(EH)</b> – Southern California Gas Company for authority to revise its rates effective August 1, 1999 in its biennial cost allocation proceeding, <b>(EH)</b> – Application of San Diego Gas & Electric Company for Authority to revise its gas rates effective August 1, 1999, in its biennial cost allocation proceeding, <b>Commission Courtroom, San Francisco (also April 23, April 26-30)</b>
4/22/99 ALJ Stalder Comr Duque	9:00 a.m. A.89-03-026	<b>(EH)</b> – In the matter of the application of Southern California Edison Company (U 338-E) for a certificate that the present and future public convenience and necessity requires or will require Edison to construct and operate a 220 kV double-circuit transmission line between the Kramer substation and the Victor substation in San Bernardino County, California, <b>Commission Courtroom, San Francisco (also April 23)</b>
4/22/99 ALJ Walker Comr Duque	7:00 p.m. A.98-09-040	<b>(PPH)</b> - In the matter of the application of the Southern California Water Company (U 133 W) for the 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, <b>Stanton City Hall Council Chambers, 7800 Katella Avenue, Stanton)</b>
4/22/99 ALJ Weiss Comr Duque	1:30 p.m. A.98-11-003  A.98-11-015	<b>(PHC)</b> - In the matter of the application of the Southern California Water Company (U 133 W) 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, <b>(PHC)</b> - In the matter of the application of the 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

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		provide service to the Bolsa Chica planned community, <b>Commission Courtroom, San Francisco, (also (EH) July 26, 10:00 a.m.)</b>
4/23/99 ALJ Weissman Comr Neeper	2:00 p.m. A.98-12-023	(PHC) - In the matter of the application of San Diego Gas & Electric Company (U 902-E) for a permit to construct the Pico Substation, <b>Council Chambers, San Clemente City Hall, 100 Avenida Precidio, San Clemente</b>
4/26/99 ALJ McVicar Comr Duque	10:00 a.m. C.97-09-023	(PHC) - Twean, a New York General Partnership, dba Time Warner Cable of Bakersfield vs. Pacific Gas and Electric Company, for violations of Section 767.5 of the California Public Utilities Code, <b>Commission Courtroom, San Francisco</b>
4/26/99 ALJ Weissman Comr Duque	1:30 p.m. A.99-03-012	(PHC) - In the matter of the application of Sierra Pacific Power Company (U-903-E) for an order authorizing it to sell certain generating plants and related assets located in the State of Nevada pursuant to Public Utilities Code Section 851, <b>Commission Courtroom, San Francisco</b>
4/27/99 ALJ Vieth Comr Duque	10:00 a.m. A.99-02-004	(PHC) - Joint application of California Water Service Company (U-60-W), Dominguez Water Company (U-330-W), Kern River Valley Water Company (U-295-W) and Antelope Valley Water Company (U-281-U) for approval of a plan of merger of California Water Service Company, Dominguez Water Company, Kern River Valley Water Company, and Antelope Valley Water Company, <b>Commission Courtroom, San Francisco</b>
4/28/99 ALJ O'Donnell Comr Bilas	10:00 a.m. I.98-12-013	(PHC) - Order Instituting Investigation Into the Power Outage Which Occurred on December 8, 1998 on Pacific Gas & Electric Company's Electric System, <b>Commission Courtroom, San Francisco (also (EH) June 1-4, June 7-11)</b>
4/28/99 ALJ Gottstein Comr Neeper	10:00 a.m. A.98-12-038	(PHC) - Application of Southern California Edison Company (U 338-E) for order approving amendment no. 2 to power purchase agreement between Southern California Edison Company and Colmac Energy, Inc., <b>Commission Courtroom, San Francisco</b>

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4/29/99 ALJ Barnett Comr Neeper	9:00 a.m. A.98-05-053	<b>(PHC)</b> - 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 December 31, 1997, <b>Commission Courtroom, San Francisco (also (EH) May 18-21, May 24-28)</b>
4/29/99 ALJ Hale Comr Bilas	9:00 a.m. A.99-03-062	<b>(PHC)</b> - Application of Southern California Edison (U 338-E) for an order under Section 701 of the Public Utilities Code granting Southern California Edison Company authorization to establish a pilot program for reselling bilateral forward purchases into the PX and ISO, <b>Commission Courtroom, San Francisco</b>
4/29/99 ALJ Walker Comr Duque	10:00 a.m. A.98-12-036	<b>(PHC)</b> - In the matter of the application of the Southern California Water Company (U 133W) for approval pursuant to Public Utilities Code Sections 454 and 851 of a settlement agreement delineating water rights in the six basins and for authority to effect related ratemaking changes in its Claremont District, <b>Commission Courtroom, San Francisco</b>
4/30/99 ALJ Barnett Comr Duque	2:00 p.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, 2001, <b>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)</b>
5/3/99 ALJ Hale Comr Neeper	10:00 a.m. A.99-03-013	<b>(PHC)</b> - Application of Pacific Gas and Electric Company submitting electric revenue cycle services cost and rate proposals in compliance with Decision 98-09-070,
	A.99-03-019	<b>(PHC)</b> - Application for Commission consideration of post-transition proposals for long-run marginal cost pricing and geographic de-averaging of revenue cycle services
	A.99-03-024	<b>(PHC)</b> - Application of Southern California Edison Company (U 338-E) relating to long-run marginal costs for unbundled metering and billing services, <b>Commission Courtroom, San Francisco</b>

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5/3/99 ALJ Walker Comr Duque	2:00 - 4:00 p.m. 7:00 - 9:00 p.m. A.98-12-028	<b>(PPH)</b> - In the matter of the application of Elk Grove Water Works (U 135-W) for an order authorizing it to increase rates for water service for its total service area, and approving its planned water filtration plant installation, <b>Elk Grove Community Services District, Board Room, 8820 Elk Grove Boulevard, Elk Grove</b>
5/4/99 ALJ Malcolm Comr Bilas	1:30 p.m. A.99-02-032	<b>(PHC)</b> - Southwest Gas Corporation and Oneok, Inc. for authorization to implement the agreement and plan of merger dated December 14, 1998, <b>Commission Courtroom, San Francisco</b>
5/10/99 ALJ Malcolm ALJ Minkin Comr Duque	10:00 a.m. A.99-01-016 A.99-01-019 A.99-01-034 A.99-02-029	<b>(EH)</b> - Pacific Gas and Electric Company for authority to establish post-transition period electric ratemaking mechanisms, <b>(EH)</b> - San Diego Gas & Electric Company for authority to implement post rate freeze ratemaking mechanisms, <b>(EH)</b> - Southern California Edison Company (U-338-E) to: (1) propose a method to determine and implement the end of rate freeze; and (2) propose ratemaking which should be in place after the end of the rate freeze periods, <b>(EH)</b> - Application of San Diego Gas and Electric Company: (1) informing the Commission of the probable timing of the end of its electric rate freeze, (2) for authorization to change electric rates through implementation of interim ratemaking mechanisms concurrent with termination of the electric rate freeze, and (3) for authorization to change electric rates by adding, and revising or terminating existing, rate and revenue mechanisms and rate designs, <b>Commission Courtroom, San Francisco, (also May 11-14, 9:00 a.m.)</b>
5/10/99 ALJ Biren Comr Bilas	10:00 a.m. A.99-03-020	<b>(PHC)</b> - Application of Southern California Edison Company (U 338-E) for approval of further guidelines for evaluation and reporting requirements on the distribution performance based ratemaking (PBR) mechanism, <b>Commission Courtroom, San Francisco</b>
5/10/99	1:00 p.m.	<b>(EH)</b> - Application of Sereno Del Mar Water Company

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ALJ Weiss Comr Duque	A.98-07-046	doing business as Sereno Del Mar Water Company to sell and Russian River Utility, a California Corporation to buy the water system in Sonoma County, <b>Santa Rosa State Building, Room 410-B, Santa Rosa</b>
5/11/99 ALJ DeUlloa Comr Bilas	10:00 a.m. A.99-02-012	<b>(PHC)</b> - Application of the San Francisco Bay Area Rapid Transit District for authority to institute revenue passenger service utilizing the advanced automatic train control system for safety-critical motion control, <b>Commission Courtroom, San Francisco</b>
5/12/99 ALJ Vieth Comr Duque	9:30 a.m. A.99-02-003	<b>(EH)</b> - Joint application of Dominguez Water Company (U-330-W) and Hawkins Water Service (U-114-W) for approval of the acquisition of the utility assets of Hawkins Water Service by Dominguez Water Company, <b>Commission Courtroom, San Francisco</b>
5/12/99 ALJ Walker Comr Duque	10:00 a.m. C.97-09-054	<b>(EH)</b> - Robert W. Merwin vs. Citizens Communications, <b>Jean Harvie Community Center, 14273 River Road, Walnut Grove</b>
5/12/99 ALJ Malcolm Comr Bilas	10:00 a.m. A.99-03-014	<b>(PHC)</b> - Application of Pacific Gas and Electric Company to revise its electrical marginal costs, revenue allocation and rates at the end of the rate freeze, <b>Commission Courtroom, San Francisco</b>
5/12/99 ALJ Vieth Comr Duque	1:30 p.m. A.99-02-005	<b>(EH)</b> - Joint application of Dominguez Water Company (U-330-W) and Coast Springs Water Company (U-130-W) for approval of the acquisition of the Utility Assets of Coast Springs Water Company by Dominguez Water Company, <b>Commission Courtroom, San Francisco</b>
5/14/99 ALJ Bytof Comr Duque	10:00 a.m. A.99-03-049	<b>(PHC)</b> - Application of Southern California Gas Company (U 904 G) under the catastrophic event memorandum account (CEMA) for recovery of costs related to the El Nino storms, <b>Commission Courtroom, San Francisco</b>
5/17/99 ALJ Econome	10:00 a.m. A.98-11-012	<b>(EH)</b> - Application of Lodi Gas Storage, LLC for certificate of public convenience and necessity for

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Comr Bilas		construction and operation of gas storage facilities, <b>Commission Courtroom, San Francisco, (also (EH) 9:00 a.m., May 18-21, (CA), 1:30 p.m., May 25)</b>
5/24/99 ALJ Galvin Comr Duque	10:00 a.m. A.98-07-020 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, <b>Commission Courtroom, San Francisco (also May 25-28, June 1-4)</b>
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, <b>Commission Courtroom, San Francisco (also May 25-28)</b>
5/24/99 ALJ Vieth Comr Bilas	10:00 a.m. A.99-01-006	(EH) - In the matter of the application of Maria Avelar Wosick and Timothy Allen Wosick, dba Bottom Line Results Moving for a household goods carrier permit, <b>Commission Courtroom, San Francisco, (also May 25-26)</b>
5/26/99 ALJ Bytof Comr Bilas	10:00 a.m. A.97-10-024	(PHC) - Application of Southern California Edison Company (U 338-E) for authority to recover capital additions to its fossil generating facilities made between January 1, 1996 and December 31, 1996 and related substantive and procedural relief, <b>Commission Courtroom, San Francisco</b>
6/2/99 ALJ Malcolm Comr Neeper	2:00 p.m. R.96-11-004	(PHC) - Order instituting rulemaking for electric distribution facility standard setting, <b>Commission Courtroom, San Francisco</b>
6/3/99 ALJ Mattson Comr Neeper	10:00 a.m. A.98-12-005	(PHC) - In the matter of the joint application of GTE Corporation ("GTE") and Bell Atlantic 98-12-005 Control of GTE's California Utility Subsidiaries to Bell Atlantic, which will occur indirectly as a result of GTE's merger with Bell Atlantic,

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**Commission Courtroom, San Francisco, (also (EH)  
June 7-11, June 14-18, June 21-25, 10:00 a.m.)**

6/4/99	10:00 a.m.	(EH) - Pacific Gas and Electric Company for authority to establish post-transition period electric ratemaking mechanisms,
ALJ Malcolm	A.99-01-016	
ALJ Minkin		
Comr Duque	A.99-01-019	(EH) - San Diego and Electric Company for authority to implement post rate freeze ratemaking mechanism,
	A.99-01-034	(EH) - Southern California Edison Company (U 338-E) to: (1) propose a method to determine and implement the end of rate freeze; and (2) propose ratemaking which should be in place after the end of the rate freeze period,
	A.99-02-029	(EH) - Application of San Diego Gas & Electric Company: (1) informing the Commission of the probable timing of the end of its electric rates through implementation of interim ratemaking mechanisms concurrent with termination of the electric rate freeze, and (3) for authorization to change electric rates by adding new, and revising or terminating existing, rate and revenue mechanisms and rate designs,
		<b>Commission Courtroom, San Francisco</b>
6/7/99	9:30 a.m.	(EH) - Reuben and Blanche Bercovitch vs. San Diego Gas & Electric Company and Sempra Energy, for cutting out electric poles to complainants' property,
ALJ DeUlloa	C.98-11-027	<b>Kearny Mesa Lab Conference Room, 7177 Opportunity Road, San Diego, (also June 8)</b>
Comr Neeper		
6/7/99	10:00 a.m.	(EH) - In the matter of the joint application of GTE Corporation ("GTE") and Bell Atlantic 98-12-005 Control of GTE's California Utility Subsidiaries to Bell Atlantic, which will occur indirectly as a result of GTE's merger with Bell Atlantic,
ALJ Mattson	A.98-12-005	<b>Commission Courtroom, San Francisco, (also June 8-11, June 14-18, June 21-25)</b>
Comr Neeper		
6/10/99	10:00 a.m.	(PHC) - Gene H. Whitmore, Jr. vs. Pacific Bell, for payment of money generated to complainant's 900 account number,
ALJ Ryerson	C.99-02-011	<b>Telephone Conference, San Francisco</b>
Comr Neeper		
6/14/99	10:00 a.m.	(EH) - San Diego Gas & Electric Company for authority to sell electrical generation facilities and power contracts,
ALJ Barnett	A.97-12-039	
Comr Conlon		

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Comr Bilas		<b>Commission Courtroom, San Francisco (also June 15-18)</b>
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),
ALJ Minkin	A.98-09-003	
Comr Duque		
Comr Conlon	A.98-09-008	(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,
	A.98-09-009	(PHC) - Application of San Diego Gas & Electric Company in the Annual Transition Cost Proceeding Regarding the Transition Cost Balancing Account (TCBA),
		<b>Commission Courtroom, San Francisco (also (EH) June 21-25, June 28-30, July 1-2, July 5-8, (CA) 9:00 a.m., July 9</b>
7/13/99	10:00 a.m.	(EH) - In the matter of the application of Elk Grove Water Works (U 135-W) for an order authorizing it to increase rates for water service for its total service area, and approving its planned water filtration plant installation,
ALJ Walker	A.98-12-028	
Comr Duque		<b>Commission Courtroom, San Francisco, (also July 14-16)</b>
7/19/99	10:00 a.m.	(EH) - The Greenlining Institute and Latino Issues Forum vs. Pacific Bell for undisclosed untariffed charges for voicemail services, <b>Commission Courtroom, San Francisco, (also July 20-21)</b>
ALJ Vieth	C.99-01-039	
Comr Neeper		
8/9/99	10:00 a.m.	(EH) - Application of Mountain Utilities (U 906-E) for authority, among other things, to more precisely define its revenue requirement and increase rates and charges for electric charges,
ALJ DeUlloa	A.99-01-037	
Comr Duque		<b>Commission Courtroom, San Francisco, (also August 10-13)</b>
8/23/99	10:00 a.m.	(EH) - Pacific Gas and Electric Company for authority to establish post-transition period electric ratemaking mechanisms,
ALJ Malcolm	A.99-01-016	
ALJ Minkin		
Comr Duque	A.99-01-019	(EH) - San Diego Gas & Electric Company for authority to implement post rate freeze ratemaking

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A.99-01-034 mechanisms,  
**(EH)** - Southern California Edison Company (U-338-E) to: (1) propose a method to determine and implement the end of rate freeze; and (2) propose ratemaking which should be in place after the end of the rate freeze periods,

A.99-02-029 **(EH)** - Application of San Diego Gas and Electric Company: (1) informing the Commission of the probable timing of the end of its electric rate freeze, (2) for authorization to change electric rates through implementation of interim ratemaking mechanisms concurrent with termination of the electric rate freeze, and (3) for authorization to change electric rates by adding, and revising or terminating existing, rate and revenue mechanisms and rate designs,  
**Commission Courtroom, San Francisco, (also August 24-27, August 30-September 3, 9:00 a.m.)**

8/31/99 10:00 a.m. **(PHC)** - Application of Pacific Gas and Electric  
ALJ Malcolm A.99-01-011 Company to recover costs recorded in the catastrophic  
Comr Duque event memorandum account (CEMA) effective January 1, 2000 (U 39 M),  
**Commission Courtroom, San Francisco, (also (EH) September 8-10, September 13-15, 10:00 a.m.)**

9/7/99 10:00 a.m. **(EH)** - Application of Pacific Gas and Electric  
ALJ Minkin A.98-08-003 Company for review and recovery of the costs and  
Comr Duque revenues in the transition cost balancing account,  
Comr Conlon A.98-09-008 **(EH)** - Application of Southern California Edison  
Company to review and recovery transition cost  
balancing account entries from January 1998 through  
June 30, 1998 and various generation-related  
memorandum account entries,  
A.98-09-009 **(EH)** - Application of San Diego Gas & Electric  
Company in the annual transition cost proceeding  
regarding the transition cost balancing account,  
**Commission Courtroom, San Francisco, (also September 8-10, 9:00 a.m.)**

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**NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING**

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*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.*

4/20/99	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 April 15, 1999, Southern California Edison's ("SCE") Frank J. Cooley told Commissioner Duque that SCE supports the alternate decision ("AD"). Mr. Cooley spoke before an "all party" meeting initiated by the commissioner. Other parties in attendance were San Diego Gas & Electric Co., Pacific Gas & Electric Co., Office of Ratepayer Advocates, TURN/UCAN (represented by James Weil), Ray Czahar, and Ron Knecht. Mr.



Cooley said the AD reaches the correct policy determination in regard to operation of SCE's cost of capital trigger mechanism. Mr. Cooley explained the impact that unbundling would have on the utility distribution company's cost of capital, further noting that both the AD and PD find that there is no discount or premium associated with unbundling. Based on that finding, he said, the AD correctly decides to allow SCE's cost of capital trigger mechanism to continue to operate. In responding to a question, Mr. Cooley opined that the Commission may take official notice of the current level of interest rates. Mr. Cooley stated that the conclusion that there is no discount for unbundling is supported by prior PUC decision related to the SoCalGas' authorized returns of equity.

**Filer: Southern California Edison Company**

**Contact: Frank J. Cooley**

**Phone: (626) 302-3115**

4/20/99            A98-01-014            San Diego Gas & Electric Company, for authority to implement a distribution performance-based ratemaking mechanism.

**Summary:** On April 15, 1999, the Office of Ratepayer Advocates ("ORA") told Commissioner Neeper it favors either the second alternative decision of Commission President Bilas or the original proposed decision ("PD"). Both dispense with the timing issue that has arisen with the cancellation of the Gas Fixed Core Account, the ORA representative stated to the commissioner. The ORA representatives initiating the meeting and conveying the communications were Jason Zeller and Dave Fukutome. ORA stated that the first alternative decision is inconsistent with Commission sponsored demand side management programs because it gives the company an incentive to increase electric sales. ORA further stated the alternative decision's proposal to capture increases in sales by expanding the size of the initial sharing bond is not clearly tied to the increase in sales that SDG&E may experience. Additionally, ORA expressed its support of a rate indexing approach; however that position is contingent on requiring SDG&E to credit earnings above its authorized rate of return to the company's competitive transition costs account. ORA concluding by saying SDG&E's concern over counting customers under a revenue per customer cap can be easily managed. SoCalGas has lived under that system for two years, ORA said, and moreover rate indexing is not significantly easier to administer than a revenue per customer cap PBR mechanism.

**Filer: Office of Ratepayer Advocates**

**E-Mail: [mnt@cpuc.ca.gov](mailto:mnt@cpuc.ca.gov)**

**Contact: Susie Toy**

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

4/20/99            A98-05-004            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.

**Summary:** On April 15, 1999, Jana Corey of Pacific Gas & Electric Co. ("PG&E") telephoned David Gamson, advisor to Commissioner Neeper. Ms Corey stated that PG&E filed joint comments with parties to PG&E's settlement, stated support for Commissioner Neeper's alternative decision, and encouraged the Commission to vote out the decision at

the 4/22/99 decision conference. Ms Corey also stated that TURN had agreed to support the settlement. She added that PG&E believes Enron's functionalization proposal should be and has been considered in the revenue allocation proceeding, and that any concern with that issue can be dealt with in that proceeding.

**Filer: Pacific Gas and Electric Company**

**Contact: Sandra Ciach**

**Phone: (415) 972-5611**

4/20/99

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.

**Summary:** On April 15, 1999 Pacific Gas & Electric Co. ("PG&E") conveyed oral ex parte communications to Commissioner Duque during an "all party" meeting at CPUC. Kent Harvey, Sr., of PG&E initiated the communications. Advisors Michelle Cooke and Dorothy Duda were also present. Other parties in attendance were Sempra Energy, Southern California Edison, Office of Ratepayer Advocates, The Utility Reform Network and UCAN (represented by James Weil), and individuals Ron Knecht and Ray Czahar. Mr. Harvey told the commissioner a 60 basis point decline in return of equity ("ROE") from 11.2% to 10.6% is not justified. He said two calculation errors in the proposed decision ("PD") were made, and that correction of these errors would provide a yield of 10.9%. Mr. Harvey added that it was inappropriate for PUC to rely on the October 1998 DRI treasury bond forecast of 4.71%. The market was in turmoil at that time he said, with today's 30 year T-Bond rate already up to 5.5%. Another PG&E attendee, Shirley Woo, told the commissioner that PUC need not reopen the record--that judicial notice could be taken of current interest rates. Mr. Harvey concluded by saying an appropriate ROE for PG&E should be in the range of 11%.

**Filer: Pacific Gas and Electric Company**

**Contact: Sandra Ciach**

**Phone: (415) 972-5611**