
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 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

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

Daily Calendar **Wednesday, June 16, 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

June 24, 1999	10 am	San Francisco
July 8, 1999	10 am	San Francisco
July 22, 1999	10 am	San Francisco

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

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

June 21, 1999	1:30 pm	San Francisco
July 6, 1999	1:30 pm	San Francisco
July 19, 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 4th 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.

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) 576-7055.

<u>Date/Time</u>	<u>Commissioner</u>	<u>Location</u>
6/17/99, 9 am - 12 pm	Josiah L. Neeper	State Office Building 1350 Front Street, Room 4006 San Diego

PUBLIC MEETINGS & WORKSHOPS

Workshop Notice - Southern California Edison's PBR Midterm Review Workshops

June 16, 17, 18, 1999 9 am to 5 pm	California Public Utilities Commission 505 Van Ness Avenue Conference Room 5012 San Francisco, CA
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Pursuant to Assigned Commissioner's Ruling (ACR), dated May 27, 1999, the Energy Division (ED) will convene four days of workshops on June 15, 16, 17, and 18, 1999. The workshops will be held in the Commission's conference room 5012, 505 Van Ness Avenue, San Francisco CA, from 9 a.m. to 5 p.m.

As specified in the ACR, the Commission will utilize the workshop process to review Southern California Edison's (SCE's) reports and studies associated the various components of their PBR mechanism, and evaluate that mechanism, in compliance with Decisions (D.) 96-09-092, D.98-07-077, D.98-08-015, as well as to formulate recommendations. For more information contact Moises Chavez of the Energy Division at (415) 703-1851.

Public Meeting

June 17, 1999 1:30 pm - 4 pm	California Public Utilities Commission 505 Van Ness Avenue, Room 3204 (Corner of Van Ness Avenue and McAllister Street) San Francisco
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The Universal Lifeline Telephone Service (ULTS) Administrative Committee will hold its regularly scheduled monthly meeting to address the following: Review/Approve Meeting Minutes, Review/Approve Telephone Claims, Review/Approve ULTS/ULTSMB Expenses and Authorize Administrative Transfer, PUC Report and Action Items, Review/Acceptance of the Amervest Report and Recommendations, Review/Approve Administrative Report and Action Items, Set Agenda for Future Meetings, and Hear Public Comments. The ULTS Administrative Committee will meet in Executive Session to discuss/approve staff performance and salaries.

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

Public Meeting - California Board of Energy Efficiency

<p>June 18, 1999 10 am - 4 pm</p>	<p>Pacific Energy Center 851 Howard Street San Francisco</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 with any questions regarding teleconferencing.

The California Board for Energy Efficiency (CBEE) will meet to discuss the following topics: Program Year (PY) 1999 Programs and Priorities for PY 1999 and PY 2000/2001; Program Planning for PY 2000/2001; Briefings on Program Priorities; Follow-up on Prior Program Briefings; Energy Division Workshop on Board Structure and Operating Procedures; CBEE Annual Report; Market Assessment and Evaluation (MA&E); Legislative Update; Phase 2 Process on Future Administration; CBEE Work Plan and Schedule for 1999; Organizational Planning and Staffing; Board Compensation; Board Operations; 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 the meeting consult the CBEE Web Page at www.cbee.org.

Public Meeting

<p>June 18, 1999 10 am - 4 pm</p>	<p>Deaf and Disabled Telecommunications Program 1939 Harrison Street Conference Room 555 Oakland</p>
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The FIELD OPERATIONS SUBCOMMITTEE of the Deaf and Disabled Telecommunications Program Field Operations Subcommittee 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; c.) Miscellaneous Field Operations-related issues; d.) Formulation of Recommendations for the DDTP Administrative Committee; e.) Next 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

June 22, 1999
9:30 am - 4 pm

California Public Utilities Commission
505 Van Ness Avenue, Room 3204
Training Room
San Francisco

Pursuant to the May 25, 1999 Assigned Commissioner's Ruling in the Revenue Cycle Services Docket, A.99-03-013; A.99-03-024; and A.99-03-019, the Energy Division will hold a workshop to have the utilities describe their filed proposals and to discuss what should be included in the utilities LRMC testimony. If parties have specific questions they want to have addressed at the workshop they should submit questions to the Energy Division no later than 5:00 pm Monday, June 7, 1999. Parties should submit questions by fax or email to Jim Hendry (phone: 415-703-2181 Fax: 415-703-2200; e-mail jeh@cpuc.ca.gov) or Roderick A. Campbell (phone: 415-703-1214; fax: 415-703-2200; e-mail rax@cpuc.ca.gov) of the Energy Division. For further information contact Jim Hendry at 415-703-2181.

Public Meeting

June 22, 1999
10 am - 1 pm

California Public Utilities Commission
505 Van Ness Avenue, Room T.B.A.
(Corner of Van Ness Avenue and McAllister Street)
San Francisco

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 April 29, 1999 TPIC Meeting; (3) Staff Reports -- including Financials and Staffing. (4) Discussion of Sample Form for Application to Obtain Program Equipment; (5) Review of Bids from the RFQ -- TPIC Director will provide a Summary of the bids; (6) Public Input; and (7) New Items for Future Agenda.

Public Meeting

June 24, 1999
10 am - 2 pm

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

The VIDEO RELAY SERVICE SUBCOMMITTEE of the Deaf and Disabled Telecommunications Program will conduct a meeting to address the following: a.) Public Input; b.) Review Information Regarding Additional VRS Public Sites; c.) Review Draft Agreement for VRS Public Sites; d.) Discuss Operational Policies and Procedures; e.) Miscellaneous VRS-related Issues; f.) Next Meeting. For more information about the meeting, or if you plan to attend the meeting and need sign language interpretation or real-time captioning, contact Elana Kalisher at 510-874-1410 voice or 510-874-1411 TTY.

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

Public Meeting

<p>June 25, 1999 10 am - 4 pm</p>	<p>Deaf and Disabled Telecommunications Program 1939 Harrison Street, Suite 555 DDTP Conference Room Oakland</p>
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The CALIFORNIA RELAY SERVICE ADVISORY COMMITTEE of the Deaf and Disabled Telecommunications Program (DDTP) will conduct a meeting to address the following: a.) Routine Business (Introductions, Public Input, Review of Minutes) b.) Sprint CRS Data Report c.) MCI CRS Data Report d.) Speech-to-Speech Data Report e.) DDTP Staff Report (Executive Director’s Report, Consumer Affairs Specialist’s Report, Outreach Specialist Supervisor’s Report) f.) CRS Listing in the (800) Directory g.) Public Input (Promptly at 1:00pm) h.) Approval of Pacific Bell Representative Appointment j.) Outreach Specialist Presentation Regarding Asian Populations k.) Outreach Specialist Reporting Formats l.) Review of Model Speech-to-Speech Outreach Plan m.) Report and Recommendations From the Video Relay Trial Subcommittee n.) CRSAC Representation to DDTPAC o.) Member Reports p.) Adjournment. For more information about the meeting, or if you plan to attend the meeting and need sign language interpreting 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 6/3/99

<p>June 29, 1999 9am - 5 pm</p>	<p>GTE Offices 711 Van Ness Avenue, Room 300 San Francisco</p>
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The ULTS Marketing Board (ULTSMB) will hold its regular meeting to discuss the following: Review/Approve Meeting Minutes, Review/Approve Administrative Report and Action Items, Review/Approve ULTSMB Expenses for May 1999, Interim Marketing Program Update, Review ULTSMB Correspondences, Low Income Governing Board Resolution Discussion, PUC Report and Action Items, Discussion of Year 2000 Planning Retreat, Review Previous Studies and Data, Announcements, Set Agenda Items for Future Discussion, and Hear Public Comments. **Executive Session:** Review and Approve Market Research RFP, and Discuss Interim Marketing Program.

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

Public Meeting - Low Income Governing Board (RESCHEDULED AS OF 6/15/99)

June 29 & 30, 1999
10 am - 4 pm

PG&E Energy Center
851 Howard Street
San Francisco

The Board will meet to discuss the following topics: (1) report from the Chair; (2) approve and adopt meeting minutes; (3) develop recommended LIGB outreach initiative for operating budget compliance filing; (4) develop recommended LIGB monitoring proposal for Energy Division review and determination; (5) deliberate and approve action on pending legislation; (6) review recent Commission rulings and adopt a Board position regarding customer eligibility (G.O. 153, liquid asset test, etc.); (7) Updates from the CPUC Energy Division, Office of Ratepayer Advocates, and Legal Division; (8) presentation and update from Shute, Mihaly & Weinberger; (9) discuss and adopt transition plan for technical and administrative support ; (10) deliberate and adopt the information compliance filing pursuant to resolution E-3601; (11) deliberate and develop AEAP comments or testimony; (12) discuss and refine critical path; (13) report and update from Advisory Committee; (14) discuss and deliberate criteria for the nominee process for new Board members; (15) deliberate and adopt plans to increase public participation; (16) deliberate and adopt comments on utility proposed treatment of administrative costs; (17) review and discuss Board expenditures; (18) deliberate and consider Standardized Reporting Guidelines Recommendations.

An agenda for the meeting is being developed and can be obtained from the LIGB's website at www.ligb.org. This location is wheelchair accessible. The meeting is open to the public. For more information contact Tess Kouyate at (510) 251-2888, extension 2208.

Town Hall Meeting

June 30, 1999
6 pm

Casa Familiar
212 West Park Avenue
San Ysidro

CPUC Commissioner Josiah Neeper will hold an open forum on telecommunications marketing abuses affecting Spanish-speaking consumers in the San Ysidro area. The purpose of the meeting is to provide the Hispanic community an opportunity to learn about such marketing abuses as slamming and cramming, and to express their concerns. Commissioner Neeper scheduled the meeting as a result of discussions with Hispanic community leaders. He will welcome comments from all consumers on these and related issues. Staff persons from the CPUC Consumer Services Division and a representative of Pacific Bell, the incumbent local exchange carrier, will be on hand to assist with specific information on how consumers can protect their rights. A Spanish language interpreter will be available at the meeting. The Commission encourages the public to attend its meetings. The meeting site is accessible to everyone. If specific accommodations for the disabled are needed, contact Ms. Andrea Skorepa, at (619) 428-1115, at least five days in advance of the meeting.

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

Draft Resolution Approving Disclosure Of Investigative Report of the Utilities Safety Branch (USB) and Correspondence between USB and Southern California Edison Company Available For Public Review And Comment.

A draft resolution (L-279) of the Legal Division approving disclosure of information concerning Incident 19980527-01 will be on the June 24, 1999, Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote until later. When the Commission votes on L-279, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution.

The draft resolution was circulated on May 24, 1999, to the requesting party, Douglas M. Booth and to Southern California Edison Company, the utility whose facilities were involved in Incident 199800527-01. A revised draft resolution L-279 was circulated June 8, 1999, to the parties receiving the initial draft resolution.

Interested parties may obtain a copy of L-279 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

Andrew Ulmer
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 4300
San Francisco, CA 94102
Telephone: (415) 703-1998

An original and 2 copies of comments must be received by the Legal Division no later than Thursday, June 17, 1999. Comments shall focus on factual, legal or technical error in the proposed resolution. Late filed comments will ordinarily be rejected. However, in extraordinary circumstances, a request for leave to submit comments late, together with the proposed comments, may be filed. An accompanying declaration under penalty of perjury shall also be submitted setting forth all the reasons for the late submission.

Draft Resolution Approving Disclosure Of Investigative File And Report In Electrical Incident Involving Allan Kimball Which Occurred May 8, 1998, Available For Public Review And Comment.

A draft resolution (L-280) of the Legal Division approving disclosure of the investigative file and report concerning a May 8, 1998, electrical incident involving Allan Kimball will

be on the July 8, 1999, Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote until later. When the Commission votes on L-280, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution.

The draft resolution was circulated on June 8, 1999, to the Resolution L-280 Service List. This service list includes the party requesting the records and Southern California Edison Company, the utility whose facilities were involved in the electric incident.

Interested parties may obtain a copy of L-280 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

Maria J. Oropeza, Staff Counsel
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5022
San Francisco, CA 94102
Telephone: (415) 703-2004

An original and 2 copies of comments must be received by the Legal Division by June 23, 1999. Comments shall focus on factual, legal or technical error in the proposed resolution. Late filed comments will ordinarily be rejected. However, in extraordinary circumstances, a request for leave to submit comments late, together with the proposed comments, may be filed. An accompanying declaration under penalty of perjury shall also be submitted setting forth all the reasons for the late submission.

Draft Resolution (M-4794) Regarding the Level of Public Utilities Commission
Transportation Reimbursement Account Fees to be Imposed for Fiscal year 1999-2000

Pursuant to Public Utilities Code Section 421 (added 1983, Chapter 323), the Commission is required to annually determine a fee to be paid by every passenger stage corporation, charter party carrier of passengers, pipeline corporation, for-hire vessel operator, common carrier vessel operator, railroad corporation, and commercial air operators and every other common carrier and related business subject to the jurisdiction of the Commission, except as provided in Section 431 (other public utilities). The annual fee shall be established to produce a total amount equal to the amount established in the authorized Commission budget to support the Commission's regulatory activities for the class from which the fee is collected, including adjustments for increases in employee compensation, other increases appropriated by the Legislature, and an appropriate reserve, less the amount to be paid from special accounts or funds pursuant to Public Utilities Code Section 403, reimbursements, federal funds, other revenues, and unencumbered funds from the preceding year.

The staff's proposed resolution will continue the fees at the same levels fixed for the current (1998-99) fiscal year for passenger vehicle operators, vessel operators, commercial air operators and pipeline corporations.

<u>CLASS</u>	<u>FEE</u>
Passenger Vehicle Operators	½ of 1% of gross revenue plus minimum \$10.00 quarterly fee / \$25.00 annual fee
Vessel Operators:	
Common Carrier Vessel Operator	½ of 1% of gross revenue plus minimum \$10.00 quarterly fee / \$25.00 annual fee
For-Hire Vessel Operator	\$25 each
Railroad Corporations:	
Class I:	
Burlington Northern Santa Fe	29% of \$2,821,850 = \$818,336.50
Union Pacific	71% of \$2,821,850 + \$2,500 = 2,006,013.50
Class II and II (shortline)	0.23% of gross revenue, minimum of \$500 each
Commercial Air Operators	\$25 each
Pipeline Corporations	3/100 of 1% of gross revenue

Draft Resolution M-4795 Regarding the Level of Transportation Rate Fund Fee to be Imposed for Fiscal Year 1999-2000

Pursuant to Section 5003.1 of the Public Utilities Code (amended 1996, Chapter 1042), every household goods carrier owning or operating motor vehicles in the transportation of property for hire upon the public highways under the jurisdiction of the Commission shall...pay to the Commission a fee equal to one third of one percent of the amount of such gross operating revenue. Section 5003.2 of the PU Code further provides that the Commission may raise the fee imposed by Section 5003.1 up to a maximum of one-half of 1 percent of gross operating revenue if the Commission decides this increase is necessary to maintain adequate financing for the Transportation Rate Fund.

The proposed resolution will continue the fees at the same levels fixed for the current (1998-99) fiscal year for household goods carriers which is one-half of one percent (.005) of gross operating revenue for all household goods carriers owning or operating motor

vehicles in the transportation of property for hire upon the public highways under the jurisdiction of the Commission.

Interested parties may obtain a copy of M-4795 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

Mike Cooper
Executive Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5222
San Francisco, CA 94102
Telephone: (415) 703-2691

An original and 2 copies of comments must be received by the Executive Division no later than Monday, June 23, 1999. Comments shall focus on factual, legal or technical error in the proposed resolution.

Draft Resolution (M-4796) Regarding the Level of Public Utilities Commission utilities Reimbursement Account Fees to be Imposed for Fiscal year 1999-2000

Pursuant to Public Utilities Code Section 431 (added 1983, Chapter 323), the Commission is required to annually determine a fee to be paid by every electrical, gas, telephone, telegraph, water, sewer system, and heat corporation and every other public utility providing service directly to customers or subscribers and subject to the jurisdiction of the Commission, except as provided in Section 421 (common carriers and related businesses). The annual fee shall be established to produce a total amount equal to that amount established in the authorized Commission budget for the same year (including adjustments for increases in employee compensation, other increases appropriated by the Legislature, and an appropriate reserve) to regulate public utilities less the amount to be paid from special accounts or funds, reimbursements, federal funds, and any other revenues, and the amount of unencumbered funds from the preceding year.

The proposed resolution will continue the fees at the same levels fixed for the current (1998-99) fiscal year for electric, gas and heat, telephone and telegraph, and water and sewer system corporations as show below:

CLASS

FEE

Electrical Corporations

.012 ¢/kWh

Gas and Heat Corporations	.076 ¢/therm 1.4 ¢/thousand lbs steam
Telephone and Telegraph Corporations	11/100 of 1% of revenue (.0011)
Water and Sewer System Corporations	1.4% of revenue (.014)

Interested parties may obtain a copy of M-4796 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

Mike Cooper
Executive Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5222
San Francisco, CA 94102
Telephone: (415) 703-2691

An original and 2 copies of comments must be received by the Executive Division no later than Monday, June 23, 1999. Comments shall focus on factual, legal or technical error in the proposed resolution.

NEW FILINGS

6/14/99	A99-06-015	Pacific Fiber Link, LLC, for approval of a pro forma change of control and transfer of a certificate of public convenience and necessity to Worldwide Fiber Networks, Inc. under Section 854 of the Public Utilities Code
6/14/99	A99-06-016	City of Visalia, for a railroad crossing over the San Joaquin Valley Railroad Company's railroad at the intersection of Oak Avenue and Bridge Street Section 29, Township 18 South, Range 25 East, M.D.B. & M

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

6/11/99	R95-01-020	Commission Order Instituting Rulemaking to address the requirements of Assembly Bill 3643 and to develop new rules regarding Universal Service.
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	I95-01-021	Commission Order Instituting Investigation to address the requirements of Assembly Bill 3643 and to develop new rules regarding Universal Service; Application for Rehearing of D99-05-013 by AT&T Communications of California
6/14/99	R95-01-020	Commission Order Instituting Rulemaking to address the requirements of Assembly Bill 3643 and to develop new rules regarding Universal Service.
	I95-01-021	Commission Order Instituting Investigation to address the requirements of Assembly Bill 3643 and to develop new rules regarding Universal Service; Application for Rehearing of D99-05-013 by Cellular Carriers Association of California
6/14/99	C97-12-022	Independent Energy Producers vs. Pacific Gas and Electric Company, that defendant is in violation of PU Code Section 453(d) and purpa prohibitions by using June, July and August billing envelopes for political/policy advocacy, and for refund of cost for postage, etc.; Application for Rehearing of D99-05-032 by Pacific Gas and Electric Company

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

NONE

ADVICE LETTER FILINGS

NONE

MISCELLANEOUS TRANSPORTATION ITEMS

June 16, 1999

Filings with Rail Safety and Carriers Division

NONE

		existing facilities and to construct additional interconnection facilities, (OA) - Western Gas Resources vs. Pacific Gas and Electric Company (U-39-G), Commission Courtroom, San Francisco
10/12/99	10:00 a.m.	(PHC) - 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, Commission Courtroom, San Francisco (to be followed by (EH); also (EH) October 13-15, 9:00 a.m.)
ALJ Bytof	A.99-03-049	
Comr Duque		

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

6/1/99	9:30 a.m.	NONE SCHEDULED
6/8/99	9:30 a.m.	NONE SCHEDULED
6/15/99	9:30 a.m.	NONE SCHEDULED

FINAL ORAL ARGUMENTS

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

6/16/99 ALJ Econome Comr Bilas	9:00 a.m. A.98-11-012	(EH) - Application of Lodi Gas Storage, LLC for Certificate of Public Convenience and Necessity for construction and operation of gas storage facilities, Commission Courtroom, San Francisco, (also June 17-18, 9:00 a.m., also (CA) June 22, 1:30 p.m.)
6/16/99 ALJ Biren Comr Bilas	9:00 a.m. A.99-03-020	(WS) - 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, Conference Room 5012, San Francisco, (also June 17-18)
6/16/99 ALJ Kenney Comr Neeper	7:00-10:00 p.m. R.98-12-014	(PPH) - Order instituting rulemaking on the Commission's own motion regarding commission policy on area code relief, City Administration Building, Council Chambers, 202 C Street, 12th floor, San Diego June 17, 1999, 7:00 - 10:00 p.m. - Glendale Civic Auditorium, 1401 North Verdugo Road, Glendale June 24, 1999, 7:00 - 10:00 p.m. - San Jose State University, Morris Dailey Auditorium, One Washington Square, San Jose June 30, 1999, 7:00 - 10:00 p.m. - City Hall Council Chambers, 531 K Street, Eureka July 1, 1999, 7:00 - 10:00 p.m. - Sacramento State University, Union Auditorium, 6000 J Street, Sacramento July 27, 1999, 7:00 - 10:00 p.m. - Fresno Convention Center, Wine Room, 700 M Street, Fresno
6/18/99 ALJ DeUlloa Comr Duque	1:00 p.m. C.99-04-037	(PHC) - George M. Sawaya vs. Pacific Bell and Sprint Communications Company, Employment Development Department Building, Conference Room, Suite 1A, 4535 Missouri Flat Road, Placerville

6/22/99 ALJ DeUlloa Comr Bilas	10:00 a.m. I.99-04-023	(PHC) - Investigation into Accutel Communications, Inc., dba Florida Accutel Communications, Inc., Commission Courtroom, San Francisco
6/23/99 ALJ Bennett Comr Bilas	9:00 a.m. I.99-04-020	(PHC) - Investigation on the Commission's own motion into the operations, practices, and conduct of Vista Group International, Inc. (U-5650-C), doing business as Vista Communications (Vista), Thomas Coughlin, Chief Executive Officer of Vista, and Philip Bethune, President of Visa, to determine whether they have violated the laws, rules, and regulations governing the manner in which California consumers are switched from one long distance carrier to another, Telephone Conference, Room 5012 San Francisco
6/25/99 ALJ Vieth Comr Duque	10:00 a.m. I.98-12-012	(PHC) - Order instituting investigation on the Commission's own motion into the rates, charges, and practices of water and sewer utilities providing service to mobile home parks and multiple unit residential complexes and the circumstances under which those rates and charges can be passed to the end user, Commission Courtroom, San Francisco
6/25/99 ALJ McVicar Comr Duque	1:30 p.m. A.99-05-020 A.99-05-023 A.99-05-024	(PHC) - Application of Kern River Valley Water Company (U-295-W) for authority to increase rates charged for water service to increase revenues by approximately \$609,700 (31.36%) in the year 2000, and \$2,200 (0.11%) in the year 2002, (PHC) - Antelope Valley Water Company for authority to increase rates charged for water service to increase revenue by approximately \$354,200 (or 36.98%) in the year 2000, \$38,200 (or 3.84%) in the year 2001, and \$3,300 (or 0.33%) in the year 2002, (PHC) - Dominguez Water Company for authority to increase rates charged for water service in the South Bay Division to increase gross revenue of approximately \$3,609,800 in the year 2000 (13.26%);\$488,900 in the year 2001 (1.76%); and \$35,500 (0.13%) in the year 2002, Commission Courtroom, San Francisco
6/25/99 ALJ McVicar Comr Duque	2:45 p.m. A.99-05-013	(PHC) - Application of Alisal Water Corporation (U-206-w) for authority to (1) include the area known as Rosehart Industrial Park in its service area, (2) to

		establish rates for service, and (3) issue an evidence of indebtedness, Commission Courtroom, San Francisco
6/28/99 ALJ Barnett Comr Neeper	10:00 a.m. A.98-05-053	(EH) - 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, Commission Courtroom, San Francisco, (also June 29-30)
6/28/99 ALJ Minkin Comr Duque	10:00 a.m. A.98-09-003 A.98-09-008 A.98-09-009	(EH) - 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), (EH) - 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, (EH) - 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 June 29-30, July 1-2, July 5-8, (CA) 9:00 a.m., July 9)
6/28/99 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 June 29-July 2)
6/28/99 ALJ McVicar Comr Duque	7:00 p.m. A.99-05-020 A.99-05-023	(PPH) - Application of Kern Valley Water Company for authority to increase rates charged for water service to increase revenues by approximately \$609,700 (31.36%) in the year 2000, and \$2,200 (0.11%) in the year 2002, (PPH) - Antelope Valley Water Company for authority to increase rates charged for water service to

	A.99-05-024	increase revenue by approximately \$354,200 (or 36.98%) in the year 2000, \$38,200 (or 3.84%) in the year 2001, and \$3,300 (or 0.33%) in the year 2002, (PPH) - Dominguez Water Company for authority to increase rates charged for water service in the South Bay Division to increase gross revenue of approximately \$3,609,800 in the year 2000 (13.26%); \$488,900 in the year 2001 (1.76%); and \$35,500 (0.13%) in the year 2002, Carson Community Center, 801 East Carson Street, Carson June 29 - 2:00 p.m. - Oxford Inn 1651 West Avenue K, Lancaster June 29 - 7:00 p.m. - Oxford Inn 1651 West Avenue K, Lancaster June 30 - 2:00 p.m. - Chamber of Commerce 11447 Kernville Road, Kernville June 30 - 7:00 p.m. - Lake Isabella Senior Citizens Center, 6405 Lake Isabella Boulevard, Lake Isabella
6/29/99 ALJ O'Donnell Comr Bilas	10:00 a.m. A.99-04-017	(PHC) In the matter of the annual depreciation application of Citizens Telecommunications Company of California, Inc., Commission Courtroom, San Francisco
6/30/99 ALJ DeUlloa Comr Neeper	9:30 a.m. C.98-11-027	(EH) - Reuben and Blanche Bercovitch vs. San Diego Gas & Electric Company and Sempra Energy, for cutting out electric poles to complainants' property, Kearny Mesa Lab Conference Room, 7177 Opportunity Road, San Diego
7/1/99 ALJ Bytof Comr Bilas	10:00 a.m. A.99-04-024	(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, Commission Courtroom, San Francisco
7/1/99 ALJ O'Donnell Comr Neeper	10:00 a.m. C.99-04-046	(PHC) - Pacific Bell vs. FirstWorld Communications, Inc., for an order finding that the access agreement between FirstWorld and the Mills Corporation is unfairly discriminatory in violation of D.98-10-058 Commission Courtroom, San Francisco

7/6/99 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, Commission Courtroom, San Francisco, (also (EH) July 12-16, July 19-23, July 26-30, 10:00 a.m.)
7/7/99 ALJ Barnett Comr Duque	10:00 a.m. A.98-07-005 A.98-10-012 A.98-10-031	(EH) - San Diego Gas and Electric Company and Southern California Gas Company for approval of a gas transmission service tariff, (EH) - Southern California Gas Company authority to revise its rates effective August 1, 1999 in its biennial cost allocation proceeding, (EH) - 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 July 8)
7/7/99 ALJ Stalder Comr Neeper	1:30 p.m. A.99-05-002 A.99-05-005 A.99-05-007 A.99-05-008	(PHC) - In the matter of the application of San Diego Gas & Electric Company for authority to increase its gas and electric revenue requirements to reflect its accomplishments for demand-side management program years 1994 and 1997, energy efficiency program year 1998, low income program year 1998, and to address policy and procedural issues for future program years 1999 through 2001 in the 1999 annual earning assessment proceeding (“AEAP”), (PHC) - and related matters, (PHC) - and related matters (PHC) - and related matters Commission Courtroom, San Francisco
7/12/99 ALJ Barnett 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 July 13)
7/12/99 ALJ Biren Comr Bilas	10:00 a.m. A.99-04-010	(OA) - Application of Western Gas Resources-California, Inc. for a certificate of public convenience and necessity to provide public utility gas transmission and distribution services through the use of certain

		existing facilities and to construct additional interconnection facilities, (OA) - Western Gas Resources vs. Pacific Gas and Electric Company (U-39-G), Commission Courtroom, San Francisco
7/12/99 ALJ Ryerson Comr Bilas	1:30 p.m. A.99-03-003	(PHC) - Application of the City of Richmond for an order granting a variance to General Order No. 135 to further limit the time permitted for blocking the public streets with crossings at Richmond Avenue and Marina Bay Parkway in the City of Richmond, Contra Costa County, California, Commission Courtroom, San Francisco
7/13/99 ALJ Reed Comr Bilas	10:00a.m. R.97-10-016 I.97-10-017	(WS) - Order instituting rulemaking on the Commission's own motion into monitoring performance of operations support systems, (WS) - Order instituting investigation on the Commission's own motion into monitoring performance of operations support systems, Commission Auditorium, San Francisco (also July 14-16)
7/13/99 ALJ DeUlloa Comr Duque	7:00-10:00 p.m. A.99-01-037	(PPH) - 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 service, Commission Auditorium, San Francisco, (also (PPH) July 17, City Council Chambers, City of South Lake Tahoe, 1900 Lake Tahoe Boulevard, South Lake Tahoe, 2:00 p.m. - 5:00 p.m.)
7/15/99 ALJ Econome Comr Bilas	9:30 a.m. A.99-04-045	(PHC) - In the matter of the application of Southern California Edison Company pursuant to D.98-08-035 for authorization to allow non-discriminatory access to its customer communication center, Commission Courtroom, San Francisco
7/19/99 ALJ Vieth Comr Neeper	10:00 a.m. C.99-01-039	(EH) - The Greenlining Institute and Latino Issues Forum vs. Pacific Bell for undisclosed untariffed charges for voicemail services, Commission Courtroom, San Francisco, (also July 20-21)
7/19/99	10:00 a.m.	(EH) - Order to show cause why the Burlington

ALJ Ryerson Comr Neeper	I.99-06-005	Northern Santa Fe Railway Company and the Union Pacific Railroad Company should not be ordered to comply with California Labor Code Section 6906, Commission Courtroom, San Francisco
7/20/99 ALJ Walker Comr Duque	10:00 a.m. A.98-12-028	(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, Commission Courtroom, San Francisco, (also July 21-23)
7/20/99 ALJ McVicar Comr Bilas	10:00 a.m. A.99-01-018	(EH) - In the matter of the application of 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
7/26/99 ALJ Barnett Comr Bilas	10:00 a.m. A.97-12-039	(EH) - In the matter of the application of San Diego Gas & Electric Company (U 902-E) for authority to sell electrical generation facilities and power contracts (SONGS), Commission Courtroom, San Francisco, (also July 27-30)
8/2/99 ALJ Patrick Comr Neeper	10:00 a.m. A.99-03-065	(EH) - In the matter of the application of the Southern California Water Company (U 133 W) for an Order Authorizing a General Rate Increase in its Wrightwood Customer Service Area to Increase Gross Revenues by \$5.98 or 13.065 in the Year 2000; \$7.04 or 13.59% in the Year 2001; and \$6.84 or 11.63% in the Year 2002,
	A.99-03-066	(EH) - and related matters,
	A.99-03-067	(EH) - and related matters,
	A.99-03-068	(EH) - and related matters, Commission Courtroom, San Francisco, (also August 3-6)
8/2/99 ALJ Malcolm Comr Bilas	7:00 p.m. A.99-02-032	(PPH) - In the matter of the application of Southwest Gas Corporation (U 905 G) and Oneok, Inc. for authorization to implement the agreement and plan of

		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 Chica Planned Community, Commission Courtroom, San Francisco, (also August 24-27)
8/23/99	10:00 a.m.	(EH) - Pacific Gas and Electric Company for authority to establish post-transition period electric ratemaking mechanisms, (EH) - San Diego Gas & Electric Company for authority to implement post rate freeze ratemaking 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, (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.)
ALJ Malcolm	A.99-01-016	
ALJ Minkin	A.99-01-019	
Comr Duque	A.99-01-034	
	A.99-02-029	
8/31/99	10:00 a.m.	(PHC) - Application of Pacific Gas and Electric Company to recover costs recorded in the catastrophic 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.)
ALJ Malcolm	A.99-01-011	
Comr Duque		
8/31/99	2:00 p.m.	(PHC) - Application of Pacific Gas and Electric Company to establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2000, Commission Courtroom, San Francisco
ALJ Barnett	A.98-11-023	
Comr Duque		
9/7/99	10:00 a.m.	(EH) - Application of Pacific Gas and Electric Company for review and recovery of the costs and
ALJ Minkin	A.98-08-003	

Comr Duque		revenues in the transition cost balancing account,
	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.)
9/8/99	10:00 a.m.	(EH) - Application of Pacific Gas and Electric Company to establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2000,
ALJ Barnett	A.98-11-023	Commission Courtroom, San Francisco (also September 9; September 13-16; September 20-23; September 27-30; October 4-7, 10:00 a.m.)
Comr Duque		
10/4/99	10:00 a.m.	(EH) - In the matter of the application of Roseville Telephone Company (U-1015-C) to review its new regulatory framework,
ALJ	A.99-03-025	Commission Courtroom, San Francisco, (also October 5-8, 9:30 a.m.)
O'Donnell		
Comr Neepser		
10/12/99	10:00 a.m.	(PHC) - 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,
ALJ Bytof	A.99-03-049	Commission Courtroom, San Francisco (to be followed by (EH); also (EH) October 13-15, 9:00 a.m.)
Comr Duque		
11/1/99	10:00 a.m.	(EH) - 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,
ALJ Vieth	A.99-02-004	Commission Courtroom, San Francisco, (also November 2-5)
Comr Duque		

11/16/99 ALJ DeUlloa Comr Neeper	10:00 a.m. A.98-08-001	<p>(EH) - In the matter of the application of Airporter, Inc., doing business as Santa Rosa Airporter, to amend and modify its passenger stage certificate #9023, by removing the “reservation only restrictions” for five listed cities in Marin County, and to expand its authorized service to all points in the cities of Novato, Marinwood, Terra Linda, San Rafael, Corte Madera, and Mill Valley for both routes 1 (SFO) and 2 (OAK), with retention of the current “Half-Mile proximity restriction” within these cities,</p> <p>Commission Courtroom, San Francisco</p>
11/16/99 ALJ Hale Comr Neeper	10:00 a.m. A.99-03-013	<p>(EH) - Application of Pacific Gas and Electric Company submitting electric revenue cycle services cost and rate proposals in compliance with Decision 98-09-070,</p>
	A.99-03-019	<p>(EH) - Application for Commission consideration of post-transition proposals for long-run marginal cost pricing and geographic de-averaging of revenue cycle services,</p>
	A.99-03-024	<p>(EH) - Application of Southern California Edison Company (U 338-E) relating to long-run marginal costs for unbundled metering and billing services,</p> <p>Commission Courtroom, San Francisco, (also November 17-19, November 22-24, also (CA) November 24)</p>
12/1/99 ALJ Malcolm Comr Bilas	10:00 a.m. A.99-03-014	<p>(EH) - Application of Pacific Gas and Electric Company to revise its electric marginal costs, revenue allocation, and rates at the end of the rate freeze,</p> <p>Commission Courtroom, San Francisco (also December 2-3; December 6-10; December 13-14)</p>

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.

6/11/99	A98-11-024	Pacific Bell , for arbitration of an interconnection agreement with Pac-West Telecomm, Inc., pursuant to section 256(b) of the Telecommunications Act of 1996
	R95-04-043	Rulemaking on the Commission's own motion into competition for local exchange service and
	I95-04-044	Investigation on the Commission's own motion into competition for local exchange service.

Summary: On June 9, 1999, MediaOne Telecommunications of California, Inc. ("MediaOne") sent identical letters to Commission President Bilas, Commissioner Duque, and Commissioner Neeper. The letter urged the commission to affirm the result in D98-10-057 as consistent with the FCC's decision and to deny the Petitions for Rehearing filed by Pacific Bell and GTE, and to adopt the Final Arbitrator's Report and Proposed Decision in A98-11-024. The MediaOne letter was signed by Theresa L. Cabral.

Filer: MediaOne Telecommunications of California, Inc.

Contact: Sally Huerta

Phone: (510) 273-8680

6/11/99	A98-11-024	Pacific Bell , for arbitration of an interconnection agreement with Pac-West Telecomm, Inc., pursuant to section 256(b) of the Telecommunications Act of 1996.
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Summary: On June 8, 1999, acting on the request of ICG Telecom Group, Inc. ("ICG"), Mr. John D. Windhausen, President of the Association for Local Telecommunications Services ("ALT's"), sent a fax letter to Commissioner Lynch. Mr. Windhausen's letter stated ALTS is the leading national trade organization representing facilities based

competitive local exchange carriers ("CLEC's"). He went on to state that ALTS' members provide service to Internet Service Providers ("ISP's"). Mr. Windhausen added that ALTS is interested that reciprocal compensation be paid by incumbent local exchange carriers ("ILEC's") to CLEC's that terminate calls to ISP's when such calls originate on an ILEC's network. The ALTS official concluded by urging the Commission adopt the Final Arbitrator's Report and thereby support the payment of reciprocal compensation.

Filer: ICG Telecom Group, Inc.

Contact: Nancy Post

Phone: (650) 323-0990

6/14/99 A98-11-024 Pacific Bell , for arbitration of an interconnection agreement with Pac-West Telecomm, Inc., pursuant to section 256(b) of the Telecommunications Act of 1996

Summary: LATE FILED. On June 3, 1999 Pacific Bell ("PacBell") representatives initiated an ex parte meeting at the California state capital in Sacramento with Commissioners Lynch and Finney. This was a 60 minute meeting, although Commissioner Finney was not present for the full period. Oral and written communications were conveyed. PacBell representatives involved were Jim Callaway, President of Pacific Telesis, Bill Blase, Jim Young, Tom Moulton, and Darius Anderson. PacBell briefed the officials on network architecture and pricing for PacBell/Pac-West Internet bound calls. They indicated the following. Meet point billing is appropriate for Internet traffic. PacBell incurs the majority of costs associated with Pac-West's ISP service. Pac-West can recover its cost from ISP's and other customers. Pac-West is growing and is highly profitable without reciprocal compensation. Reciprocal compensation is not appropriate for interstate, Internet traffic. Many CLEC's serve ISP's but do not received reciprocal compensation. The Massachusetts Commission recently rejected reciprocal compensation. FCC and the courts traditionally have treated Internet traffic as interstate. The FCC has followed the well established precedent in its recent rulings. Internet traffic was not subject to reciprocal compensation under the Telecommunications Act. The FCC's interpretations of the Act were definitive under federal law. A thirteen (13) page handout was provided the officials, including summaries, a chronology of the underlying dispute, various pictorial displays of switching networks, cost and pricing data, and a list of companies (CLEC's) involving in certain billing arrangements.

Filer: Pacific Bell

Contact: Lila Tam

Phone: (415) 542-3820

Summary: On June 9, 1999 Michael J. Mahoney of RCN Telecom of California, Inc. ("RCN") wrote a letter to Commission President Bilas expressing support for the Arbitrator's Final Decision and opposition to Commissioner Neeper's proposed alternate decisions. It was stated that the alternate decisions could result in a class of traffic, ISP bound calls, for which a carrier terminates the call of a competitor and is not paid for that service. Such a result is not required by the FCC declaratory ruling and violates the Telecommunications Act according to Mr. Mahoney's letter. The RCN official concluded by stating this situation would impair the development of local competition in California.

Filer: RCN Telecom of California, Inc.

Contact: Richard M. Rindler

Phone: (202) 424-7500

6/14/99

R95-04-043

Rulemaking on the Commission's own motion into competition for local exchange service and

I95-04-044

Investigation on the Commission's own motion into competition for local exchange service.

Summary: On June 9, 1999, two hundred and fifty five (255) letters were written by ICG Telecom Group, Inc. ("ICG") employees to the PUC commissioners and other California officials. The letters supported reciprocal compensation. They stated, in part: "If you choose to allow Pacific Bell not to pay this reciprocal compensation, the rates of my ISP charges me may drastically increase to cover the cost of dialing onto the Internet." Thirty five (35) of the letters were attached to the filer's Notice of Ex Parte Communication.

Filer: ICG Telecom Group, Inc.

Contact: Nancy Post

Phone: (650) 323-0990
