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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, August 12, 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**

September 2, 1999	10 am	San Francisco
September 16, 1999	10 am	San Francisco
October 7, 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.*

August 30, 1999	1:30 pm	San Francisco
September 13, 1999	1:30 pm	San Francisco
October 4, 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.

**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>
9/3/99, 9 am - 12 pm	Josiah L. Neepser	320 West Fourth St., Suite. 500 <b>Los Angeles</b>

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**PUBLIC MEETINGS & WORKSHOPS**

**Public Meeting - California Board for Energy Efficiency (REVISED)**

August 11, 1999 Nonresidential Committee Meeting 10 am - 12 pm	Sempra Energy Center 101 Ash Street San Diego
CBEE Meeting 12 noon - 5 pm and August 12, 1999 9 am - 3 pm	<b>Teleconference Location:</b> <b>August 11 and August 12</b> <b>Members: Ortensia Lopez, Peter Miller, and Sara Myers</b> <b>California Public Utilities Commission</b> <b>505 Van Ness Avenue</b> <b>San Francisco</b>

**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.

**Utilities, Interested Parties, Market Participants, Stakeholders, and the Public:** The CBEE Non-Residential Committee will meet on August 11 prior to the CBEE meeting that afternoon. The purpose of the meeting is to review progress and the current status regarding the issues discussed at the July 27 committee meeting.

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; Briefing on Non-Residential New Construction Programs; Follow-up on Prior Briefings on Program Priorities; Program Planning for PY 2000/2001, Including Utility Status Reports on Planning Workshops and Meetings, and Preliminary Funding and Budgets; Proposed Decision on the CBEE's Recommendations for PY2000/2001 and Comments on the Proposed Decision; Energy Division Workshop on Board Structure and Operating Procedures; CBEE Annual Report; Market Assessment and Evaluation (MA&E); Annual Earnings Assessment Proceeding (AEAP); CBEE Work Plan and Schedule for 1999; Organizational Planning and Staffing, Including the Recent ACR and Energy Division Communications; Investigative Report of CBEE Contracting Procedures; Board Operations, Membership and Terms; Board Compensation; CBEE Budget Compliance Filing; Reporting Requirements; Updates and Status Reports from Board 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 [http:// www.cbee.org](http://www.cbee.org).

**Closed Session:** At a convenient time during, or at the conclusion of the meeting, the CBEE may have a closed session to discuss items of threatened litigation. The CBEE is authorized to discuss these matters in a closed session pursuant to Government Code, Section 1126(e)(2)(b).

**Public Meeting**

August 12, 1999 10 am - 4 pm	<i>Deaf and Disabled Telecommunications Program</i> 1939 Harrison Street, Room 555 <b>Oakland</b>
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The EPAC will hold a meeting to address the following: (a.) Administrative Business (b.) Equipment Manager's Report (c.) Public Input (d.) Consumer Affairs Specialist Report (e.) Publicizing Network Features (f.) Time and Locations of Upcoming EPAC Meetings (g.) Re-appointment of EPAC Hard of Hearing Representative (h.) CPUC Representation on EPAC (i.) Expanding Consumer Groups Represented on EPAC (j.) Discussion of EPAC's Request that Telcos Provide Equipment to Non-Profit Rehabilitative Agencies (k.) EPAC Budget (l.) Three Way Calling for Two-Line VCO Users (m.) Report From Telcos on Customer Feedback Received (n.) Responding to Consumers with Specialized Equipment Needs (o.) Videophones (p.) Review of Consumer Contact Logs (q.) Requests For Invention - New Technology - Member Reports (r.) Suggested Items 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 Laine Proctor at 510.874.1410 voice or 510.874.1411 tty.

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

**Public Meeting - Administrative Committee**

August 17, 1999 1 pm	<i>CHCF-A, CHCF-B, and CTF</i> 505 Van Ness Avenue, Room 3204 <b>San Francisco</b>
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The Administrative Committee of California High Cost Fund (CHCF)-A, CHCF-B, and California Teleconnect Fund (CTF) will be holding its regularly scheduled meeting. The agenda for the meeting includes: Introduction; Public Comments; Review and Approval of 7/27/99 Public Meeting Minutes; Status Report on CHCF-B and CTF Trust Account Contracts; Adoption and Implementation of Trust Accounts with Bank of America and Union Bank; Status Report on Remittance for CHCF-B and CTF; Status Report on Interest on Remittance for CHCF-B and CTF; Status Report on Interest on Claims for CT; Status Report on the Development of CHCF-A, CHCF-B and CTF Program Budgets for Year 2000; Review and Approval of CHCF-A, CHCF-B and CTF expenses; Review and Approval of CHCF-A Annual Audit; Status Report on the Development of CTF Claims Process; Review and Approval of CHCF-B Claims; and Schedule for the Next Public Meeting. The meeting is open to public. For more information, contact Hassan Mirza at 415-703-1638. The Administrative Committee of California High Cost Fund (CHCF)-A, CHCF-B, and California Teleconnect Fund (CTF) will be holding its regularly scheduled meeting. The agenda for the meeting includes: Introduction; Public Comments; Review and Approval of 7/27/99 Public Meeting Minutes; Status Report on CHCF-B and CTF Trust Account Contracts; Adoption and Implementation of Trust Accounts with Bank of

America and Union Bank; Status Report on Remittance for CHCF-B and CTF; Status Report on Interest on Remittance for CHCF-B and CTF; Status Report on Interest on Claims for CT; Status Report on the Development of CHCF-A, CHCF-B and CTF Program Budgets for Year 2000; Review and Approval of CHCF-A, CHCF-B and CTF expenses; Review and Approval of CHCF-A Annual Audit; Status Report on the Development of CTF Claims Process; Review and Approval of CHCF-B Claims; and Schedule for the Next Public Meeting. The meeting is open to public. For more information, contact Hassan Mirza at 415-703-1638.

**Public Meeting - Low Income Governing Board**

<p>August 17, 1999 10 am - 4 pm</p> <p>and</p>	<p>Pacific Gas and Electric's Pacific Energy Center 851 Howard Street (1 block west of the Moscone Center) <b>San Francisco</b></p>
<p>August 18, 1999 9 am - 4 pm</p>	

The Board will meet to discuss the following topics: Committee and CPUC Updates. Review recent Commission rulings and adopt a Board position regarding customer eligibility (G.O. 153, liquid asset test, etc.). Presentation of draft LIGB PY2000 Operating Budget for LIGB consideration. Review recommendations regarding utility competitive bid applications. Discuss and determine draft schedule for preparation of LIGB PY2001 program and policy recommendations. Request utility joint proposal for uniform statewide implementation of CARE and LIEE programs for PY2001 program development. Update and discuss Board's position on AEAP. Discuss new nominees for Board. Review and discuss Board expenditures. Discuss Call Center activities. Discuss and decide on pilot recommendations to CPUC. Discuss pending Commission decisions or orders and Potential comments on Draft Resolution concerning the needs assessment pursuant to E-3601. Review PG&E competitive bid package. Review Critical Path. Review Recent Legislation. This location is wheelchair accessible. The meeting is open to the public. For more information, please contact Edna O'Leary at (415) 703-2626.

**Closed Session:** At a convenient time during, or at the conclusion of the meeting, the LIGB may have a closed session to discuss items of litigation. The LIGB is authorized to discuss these matters in a closed session pursuant to Government Code, Section 1126(e)(2)(b).

**Public Meeting**

<p>August 18, 1999 1:30 pm - 4 pm</p>	<p>California Public Utilities Commission 505 Van Ness Avenue, Room 3204 <b>San Francisco</b> (Corner of Van Ness Avenue and McAllister Street)</p>
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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 July 19, 1999 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, Review/Approval ULTS Financial and Carrier Audit Reports, Review Draft 2000 Budget and Annual Report, ULTSMB Update, Set Agenda for Future Meetings, and Hear Public Comments. This meeting is open to the public. The Board reserves the right to limit the time allocated for 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 or e-mail at ultstrust@email.msn.com.

**Public Meeting**

August 19, 1999  
 9:30 am - 3:30 pm

California Public Utilities Commission  
 505 Van Ness Avenue, Room 3204  
**San Francisco**  
 (Corner of Van Ness Avenue and McAllister Street)

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 ULTSMB Correspondences, Review/Approve ULTSMB 2000 Budget, Review and Discuss ULTSMB 1999 Annual Report, PUC Report and Action Items, Review Previous Studies and Data, Announcements, Set Agenda Items for Future Discussion, and Hear Public Comments. Executive/Closed Session: The ULTSMB will meet in closed session to Review/Approve Executive Session Minutes From August 4, 1999, Review/ Approve Market Research RFP.

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 - (REVISED AS OF 8/11/99)**

August 19, 1999  
 10 am - 1 pm

California Public Utilities Commission  
**TDD Placement Interim Committee**  
 505 Van Ness Avenue, Room: **4206**  
**San Francisco**  
 (Corner of Van Ness Avenue and McAllister Street)

The CPUC's TDD Placement Interim 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 PSPE Program Office at (925) 855-3890.

The TPIC will meet to discuss the following topics:

1) Meeting Overview - Committee Chairperson; 2) Minutes from the June 22, 1999 TPIC Meeting - All TPIC Members; 3) Staff Reports - including Financials and Staffing - Program Director; 4) Discussion of Sample Forms and Application to Obtain Program Equipment; Also Installation and Quality Forms - All TPIC Members; 5) Progress of the RFP, summary of progress - All TPIC Members; 6) Public Input; 7) New Items for Future Agenda.

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

Draft Resolution Approving Disclosure of Clarification to Staff Investigative Report and Supporting Records Concerning Explosion Occurring on February 17, 1998 at 2101 San Pablo Avenue, Pinole, California, Available For Public Review And Comment.

A draft resolution (L-286) of the Legal Division approving the disclosure of information concerning the explosion occurring on February 17, 1998 at 2101 San Pablo Avenue, Pinole, California, will be on the September 2, 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-286, 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 August 3, 1999 to the attorneys of record for the parties in State Farm v. EBMUD, Contra Costa County Case No. 9805176, and to Pacific Gas & Electric Company, the utility whose facilities were involved in the explosion.

Interested parties may obtain a copy of L-286 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:

Lynne McGhee  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue, Room 5003  
San Francisco, CA 94102  
Telephone: (415) 703-2913

An original and 2 copies of comments must be received by the Legal Division no later than Thursday, August 26, 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,

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**CORRECTION**

The August 3, 1999, Daily Calendar indicated that a draft resolution (L-285) of the Legal Division approving disclosure of confidential records concerning direct access customers to the California State Board of Equalization pursuant to a confidentiality agreement will be on the September 2, 1999, Commission meeting agenda. The Daily Calendar invited comments on the draft resolution and also noted that this draft resolution has been circulated to the Electric Restructuring Service List, R.94-04-031/I.94-04-032, the Registered Electric Service Providers Service List, and the Inactive Electric Service Providers Service List.

Due to changed circumstances, draft resolution L-285 will not be placed on the agenda for consideration at the Commission's September 2, 1999 meeting. Since the matter will require consideration by the Commission at a future business meeting, the Daily Calendar will provide notice and information about filing comments at a future time.

If you have questions, you may contact Fred Harris at (415) 703-1557.

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**NEW FILINGS**

8/4/99	I95-04-044	<b>Petition No. 154;</b> Access 21 Corporation, doing business as New Edge Networks, for a certificate of public convenience and necessity to provide competitive resold and facilities-based local exchange service in the State of California
8/10/99	A99-08-015	Coronado Livery, Inc., to transfer control of its passenger stage certificate PSC-0914 to its subsidiary San Diego Direct Transportation Services LLC under Section 851, et seq., of the Public Utilities Code and to Establish a zone of rate freedom. (155 Orange Avenue, Suite D, Coronado, CA 92118; (619) 435-6310)
8/10/99	A99-08-016	Ideas-for-Business, for a certificate to provide competing local exchange services within the State of California

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8/11/99	A99-08-017	Sacramento Regional Transit District, for an order authorizing District to construct, modify, maintain and operate a light rail passenger system and Union Pacific Railroad tracks across 17th Street, 18th Street, 19th Street, S Street, T Street, V Street, W Street, X Street, Broadway, 2nd Avenue, 21st Street, 26th Avenue, Fruitridge Road, 47th Avenue and Florin Road in the City of Sacramento, State of California (2811 "O" Street, Sacramento, CA 95816; (916) 321-2800)
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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

8/9/99	C96-06-046	ECP-Tom Horsley vs. Pacific Bell, compelling Pacific Bell provide a refund for nonoperating Nucom telephones; <b>Petition for Modification of D97-12-051 by Tom Horsley</b>
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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS**

8/11/99	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;
	A98-05-006	San Diego Gas & Electric Company, for (1) a determination of eligibility for recovery under Public Utilities Code Section 376 of certain cost categories and activities, (2) a finding of reasonableness of the costs incurred through 12/31/97, (3) approval of an audit methodology for verifying the eligibility of Section 376 costs for recovery from 1998 through 2001, and
	A98-05-015	(4) approval of a section 376 balancing account mechanism to recover eligible costs; and Southern California Edison Company, to address restructuring implementation costs pursuant to Public Utilities Code Section 376, in compliance with Ordering Paragraph 18 of D.97-11-074; <b>Revised Proposed Decision of ALJ Minkin</b>

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**ADVICE LETTER FILINGS**

**NONE**

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**MISCELLANEOUS TRANSPORTATION ITEMS**

**August 12, 1999**

Filings with Rail Safety and Carriers Division

**NONE**

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

**August 12, 1999**

**NONE**

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

7/21/99	A.99-01-018	McVicar - 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.
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**ADJOURNMENTS \* RESETTINGS \* SUBMISSIONS**

A.99-01-037	DeUlloa – 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, <b>Evidentiary Hearing held and adjourned</b>
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C.99-07-040	Walker - Melvin Leroy Carter, dba Mel's Tire Service vs. Pacific Bell, <b>Evidentiary Hearing set for August 17 in San Francisco, reset to August 25 in Sacramento</b>
A.99-02-012	DeUlloa - 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>Prehearing Conference set for August 30, reset to September 1</b>

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### REMOVALS FROM CALENDAR

NONE

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### NEW SETTINGS

2/16/00	10:00 a.m.	(PHC) - Order instituting rulemaking on the Commission's own motion into monitoring performance of operations support systems,
ALJ Walwyn	R.97-10-016	(PHC) - Order instituting investigation on the Commission's own motion into monitoring performance of operations support systems,
Comr Bilas	I.97-10-017	<b>Commission Courtroom, San Francisco</b>

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### LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judge A. Kirk McKenzie 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.

8/3/99	9:30 a.m.	NONE SCHEDULED
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8/1399	10:00 a.m. C.99-01-039	The Greenlining Institute, et al. vs. Pacific Bell, et al., <b>Administrative Law Judge A. Kirk McKenzie, Presiding, Commission Courtroom, San Francisco</b>
8/17/99	9:30 a.m.	NONE SCHEDULED

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### FINAL ORAL ARGUMENTS

8/30/99 ALJ Barnett Comr Bilas	10:00 a.m. A.98-04-016	<b>(FOA)</b> – Application of Pacific Gas and Electric Company for authorization to sell the El Dorado Hydroelectric Project to El Dorado Irrigation District pursuant to Public Utilities Code Section 851, <b>Commission Auditorium, San Francisco</b>
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### HEARINGS

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

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

8/13/99 ALJ DeUlloa Comr Bilas	10:00 a.m. I.99-04-023	<b>(PHC)</b> - Investigation into Accutel Communications, inc., dba Florida Accutel Communications, Inc., <b>Telephone Conference, Commission Room 5012, San Francisco</b>
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8/18/99 ALJ Ryerson Comr Bilas	10:00 a.m. A.99-03-003	<b>(EH)</b> – 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, <b>Commission Courtroom, San Francisco, (also August 19, 9:00 a.m.)</b>
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8/18/99 ALJ Vieth Comr Duque	7:00 - 9:00 p.m. I.98-12-012	<b>(PPH)</b> – Order instituting investigation on the Commission’s own motion into the rates, charges, and practices of water and sewer utilities providing service to mobilehome parks and multiple unit residential complexes and the circumstances under which those rates and charges can be passed to the end user, <b>Anaheim Convention Center, Room A2-A3, 800 West Katella Avenue, Anaheim</b>
8/19/99 ALJ Wright Comr Bilas	10:00 a.m. C.99-05-035	<b>(EH)</b> – Mad River Community Hospital vs. Pacific Gas and Electric Company, <b>Humboldt Bay Harbor, Recreation and Conservation District, 601 Startare Drive, Eureka (also August 20)</b>
8/20/99 ALJ Walker Comr Duque	10:00 a.m. A.98-12-028	<b>(EH)</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>Commission Courtroom, San Francisco</b>
8/23/99 ALJ Weiss Comr Duque	10:00 a.m. A.98-11-003  A.98-11-015	<b>(EH)</b> – In the matter of the application of 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>(EH)</b> – In the matter of the application of Southern California Water Company (U 133 W) for a Certificate of Public Convenience and Necessity pursuant to California Public Utilities Code Section 1001 to operate and maintain a wastewater system to provide service to the Bolsa Chica Planned Community, <b>Commission Courtroom, San Francisco, (also August 24-27)</b>
8/23/99 ALJ Malcolm ALJ Minkin Comr Duque	10:00 a.m. A.99-01-016  A.99-01-019	<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,

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	A.99-01-034	<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,
	A.99-02-029	<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 August 24-27, August 30-September 3, 9:00 a.m., also (CA) September 3, 10:00 a.m.)</b>
8/23/99 ALJ McVicar Comr Duque	10:00 a.m. A.99-05-013	<b>(PHC)</b> – 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, <b>Monterey Public Library, Library Community Room, 625 Pacific Street, Monterey</b>
8/23/99 ALJ Gottstein Comr Neepser	1:30 p.m. A.99-07-002 A.99-07-004 A.99-07-011 A.99-07-012	<b>(PHC)</b> - Application of Southern California Gas Company for authority to continue low income assistance programs and funding through 2000, <b>(PHC)</b> - Application of San Diego Gas & Electric Company for authority to continue low income assistance programs and funding through 2000, <b>(PHC)</b> - Southern California Edison Company for approval of year 2000 low income energy efficiency program plans, <b>(PHC)</b> - Application of Pacific Gas and Electric Company for approval of year 2000 low income programs, <b>Commission Courtroom, San Francisco</b>
8/24/99 ALJ DeUlloa Comr Bilas	9:30 a.m. I.99-04-023	<b>(EH)</b> - Investigation into Accutel Communications, Inc., dba Florida Accutel Communications, Inc., <b>Commission Courtroom, San Francisco (also August 25-27 )</b>

8/24/99 ALJ Stalder Comr Neeper	9:00 a.m. A.99-05-002	<b>(EH)</b> - 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 (“EAAP”), <b>Commission Courtroom, San Francisco, (also August 25-27; August 30-31; November 8-12, November 15-19)</b>
8/25/99 ALJ O’Donnell Comr Hyatt	10:00 a.m. A.99-04-042	<b>(PHC)</b> - In the matter of the Application of Worldwide Telecommunications Corporation for registration as an interexchange carrier telephone corporation pursuant to Public Utilities Code Section 1013, <b>Commission Courtroom, San Francisco</b>
8/25/99 ALJ Walker Comr Neeper	1:00 p.m. C.99-07-040	<b>(EH)</b> - Melvin Leroy Carter, dba Mel’s Tire Service vs. Pacific Bell, <b>Commission Courtroom, San Francisco</b>
8/26/99 ALJ Bushey Comr Duque	9:00 a.m. I.98-08-004	<b>(EH)</b> - Investigation on the Commission’s own motion into the operations, practices, and conduct of Coral Communications, Inc. (Coral) and Michael Tinari, President of Coral; William Gallo, Senior Vice President of Coral; Devon Porcella, Vice President of Sales and Operations of Coral; Neal Deleo; Vice President Finance and MIS of Coral to determine whether the corporation or its principals have operated within California without having a certificate to operate from the Commission and whether they have charged California subscribers for telecommunications services the subscribers never authorized, <b>Commission Auditorium, San Francisco</b>
8/26/99 ALJ Bennett	1:00 p.m. C.99-07-038	<b>(ECP)</b> - Freda D. Pechner vs. Pacific Gas and Electric Company, <b>Law Offices of Patrick R. Little, 130 Maple Street, Suite 300, Auburn</b>
8/27/99 ALJ Veith Comr Neeper	9:00 a.m. C.99-01-039	<b>(EH)</b> – The Greenlining Institute and Latino Issues Forum vs. Pacific Bell and Pacific Information Services,



**Commission Courtroom, San Francisco (also  
August 31, 10:00 a.m., September 1, 10:00 a.m. and  
September 2, 9:00 a.m.)**

8/27/99 ALJ Wright Comr Bilas	10:00 a.m. C.99-05-040	(EH) – Fred G. Teixeira vs. Pacific Gas and Electric Company, <b>Fresno State Building, 2550 Mariposa St., Room 1038, Fresno</b>
8/30/99 ALJ Rosenthal Comr Neeper	10:00 a.m. C.98-11-013	(EH) – Big Bear Chamber of Commerce, on behalf of itself, and on behalf of each of its members vs. GTE California, Inc., <b>YWCA of Greater San Bernardino 567 North Sierra Way, San Bernardino (also August 31, September 1-3, 10:00 a.m.)</b>
8/31/99 ALJ Malcolm Comr Duque	10:00 a.m. A.99-01-011	(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), <b>Commission Courtroom, San Francisco, (also (EH) September 8-10, September 13-15, 10:00 a.m.)</b>
8/31/99 ALJ Barnett Comr Duque	2:00 p.m. A.98-11-023	(PHC) - Application of Pacific Gas and Electric Company to establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2000, <b>Commission Courtroom, San Francisco</b>
9/1/99 ALJ DeUlloa Comr Bilas	10:00 a.m. A.99-02-012	(PHC) - 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>
9/1/99 ALJ McVicar Comr Duque	10:00 a.m. A.99-04-003	(EH) – In the matter of the application of the California-American Water Company (U 210-W) for an order authorizing it to increase its rates for water service in its Monterey Division to increase revenues by \$2,594,600 in the year 2000; \$1,039,400 in the year 2001; and \$893,300 in the year 2002, <b>Commission Courtroom, San Francisco</b>

9/1/99 ALJ Biren Comr Bilas	10:00 a.m. I.99-07-003	<b>(PHC)</b> - Investigation on the Commission's Own Motion to Consider the Costs and Benefits of Various Promising Revisions to the Regulatory and Market Structure Governing California's Natural Gas Industry and to Report to the California Legislature on the Commission's Findings, <b>Commission Courtroom, San Francisco</b>
9/7/99 ALJ McVicar Comr Duque	3:00 p.m. C.99-07-031	<b>(PHC)</b> - Sacramento Tanglewood Homeowners Association vs. Citizens Utilities Company of California, <b>Department of Education Building, 721 Capitol Mall, Room 312, Sacramento</b>
9/8/99 ALJ Barnett Comr Duque	10:00 a.m. A.98-11-023	<b>(EH)</b> - Application of Pacific Gas and Electric Company to establish performance-based ratemaking for electric and gas utility distribution service effective January 1, 2000, <b>Commission Courtroom, San Francisco (also September 9; September 13-16; September 20-23; September 27-30; October 4-7, 10:00 a.m.)</b>
9/8/99 ALJ McVicar Comr Duque	10:00 a.m. A.99-05-020  A.99-05-023 A.99-05-024	<b>(EH)</b> – Kern River Valley Water Company, for Authority to Increase Rates Charged for Water Service to Increase Revenues by Approximately \$609,700 (or 31.36%) in the Year 2000, and \$2,200 (or 0.11%) in the Year 2002 <b>(EH)</b> – and related matters, <b>(EH)</b> – and related matters, <b>Commission Courtroom, San Francisco, (also September 9-10, September 13-14)</b>
9/10/99 ALJ Ryerson Comr Duque	9:00 a.m. C.99-03-070	<b>(EH)</b> – Terril L. Graham vs. Atascadero Mutual Water Company, <b>Atascadero City Hall, 6500 Palma Avenue, Room 102, Atascadero</b>
9/13/99 ALJ McVicar Comr Wood	3:00 p.m. A.99-07-048	<b>(PHC)</b> - In the matter of the application of Blue & Gold Fleet, L.P., a limited partnership to increase fare levels for the transportation of passengers in vessel common carrier service between the Alameda Gateway area and the Port of Oakland, on the one hand, and authorized points in San Francisco and Angel Island State Park on the other hand, <b>Commission Courtroom, San Francisco</b>

9/14/99 ALJ Walker Comr Duque	10:00 a.m. A.98-09-040	<b>(OA)</b> – In the matter of the Application of the Southern California Water Company (U 133 W) 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</b>
9/15/99 ALJ Vieth Comr Duque	10:00 a.m. I.98-12-012	<b>(WS)</b> - Order instituting investigation on the Commission’s own motion into the rates, charges, and practices of water and sewer utilities providing service to mobilehome parks and multiple unit residential complexes and the circumstances under which those rates and charges can be passed to the end user, <b>Commission Room 3104, San Francisco</b> <b>Contact person: Tatiana Cherkas, (415) 703-1942</b>
9/22/99 ALJ Bennett Comr Bilas	9:00 a.m. I.99-04-020	<b>(EH)</b> - 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 Vista, 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, <b>Commission Courtroom, San Francisco (also September 23-24; September 27-29)</b>
9/27/99 ALJ Ryerson Comr Neeper	10:00 a.m. C.99-02-011	<b>(EH)</b> – Gene H. Whitmore v. Pacific Bell, <b>Commission Courtroom, Los Angeles</b> <b>State Office Building, 320 West 4<sup>th</sup> Street, Los Angeles</b>
10/1/99 ALJ DeUlloa Comr Wood	10:00 a.m. I.99-06-035	<b>(PHC)</b> – Investigation on the Commission’s own motion into the operations, practices and conduct of ACI Communications, Inc., and Larry Cornwell, in his capacity as receiver for ACI, to determine whether ACI has violated the laws, rules and regulations governing the manner in which California consumers are switched from one long distance carrier to another, <b>Commission Courtroom, San Francisco</b>

10/4/99 ALJ Malcolm Comr Neeper	10:00 a.m. R.96-11-004	<b>(EH)</b> - Order instituting rulemaking for electric distribution facility standard setting, <b>Commission Courtroom, San Francisco (also October 5-8)</b>
10/7/99 ALJ Econome Comr Duque	9:30 a.m. I.99-04-022	<b>(PHC)</b> - Order instituting investigation into the operations and practices of the Southern California Gas Company, concerning the accuracy of information supplied to the Commission in connection with its Montebello Gas Storage Facility, <b>Commission Courtroom, San Francisco (also (EH) October 12 through 22; October 12 &amp; 18 at 10:00 a.m.; October 13-15, October 19-22 at 9:00 a.m.; also (CA) November 30, 9:30 a.m.)</b>
10/12 & 15/99 ALJ O'Donnell Comr Neeper	10:00 a.m. A.99-03-027	<b>(EH)</b> - In the matter of application of Citizens Telecommunications Company of California, Inc. (U-1024-C) to review its new regulatory framework, <b>Planning and Development Services Dept., 1231 "T" Street, 1<sup>st</sup> floor, Sacramento (also October 13 &amp; 14, 10:00 a.m., Dept. of Education Bldg., 721 Capitol Mall, Room 166-B, Sacramento</b>
10/12/99 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 (to be followed by (EH); also (EH) October 13-15, 9:00 a.m.)</b>
10/12/99 ALJ Stalder Comr Neeper	9:00 a.m. A.99-03-063	<b>(EH)</b> - In the matter of the application of Southern California Edison Company (U 388-E) for a finding of reasonableness for the ratepayer expenditures for the ENVEST pilot program, <b>Commission Courtroom, San Francisco (also October 13-15)</b>
10/15/99 ALJ O'Donnell Comr Bilas	9:00 a.m. A.99-04-017	<b>(EH)</b> – In the matter of the annual depreciation application of Citizens Telecommunications Company of California, Inc. (U-1024-C), <b>Commission Courtroom, San Francisco</b>

10/18/99 ALJ Hale Comr Duque	10:00 a.m. A.99-03-039	<b>(EH)</b> - Pacific Gas and Electric Company to consolidate the review of PG&E's expenditures in 1997 and 1998 to enhance transmission and distribution system safety and reliability pursuant to Section 368(e) of the California Public Utilities Code, <b>Commission Courtroom, San Francisco (also October 19-21, 9:00 a.m., also (CA), 3:00 p.m.)</b>
10/18/99 ALJ Ryerson Comr Wood	10:00 a.m. I.99-06-038	<b>(EH)</b> - Order instituting investigation on the Commission's own motion into the operations and practices of Nir Ben David and Amit Mines, dba Right On Time Moving, <b>Commission Courtroom, Los Angeles State Office Building, 320 West 4<sup>th</sup> Street, Los Angeles (also October 19, 10:00 a.m.)</b>
10/20/99 ALJ Ryerson Comr Wood	10:00 a.m. I.99-06-039	<b>(EH)</b> - Order instituting investigation on the Commission's own motion into the operations and practices of Mon-Van Moving Services, Inc. and its President, Gary R. Grubb, <b>Commission Courtroom, Los Angeles State Office Building, 320 West 4<sup>th</sup> Street, Los Angeles (also October 21-22, 10:00 a.m.)</b>
11/1/99 ALJ Vieth Comr Duque	10:00 a.m. A.99-02-004	<b>(EH)</b> - 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, (also November 2-5)</b>
11/1/99 ALJ O'Donnell Comr Neeper	10:00 a.m. A.99-03-025	<b>(EH)</b> - In the matter of the application of Roseville Telephone Company (U-1015-C) to review its new regulatory framework, <b>Commission Courtroom, San Francisco, (also November 2-5, 9:30 a.m.)</b>
11/1/99 ALJ Econome Comr Bilas	9:30 a.m. A.99-04-045	<b>(PHC)</b> - In the matter of the application of Southern California Edison Company pursuant to D98-08-035 for authorization to allow non-discriminatory access to its customer communication center,

**Commission Courtroom, San Francisco,( also November 2-3, also (CA) November 3 from 11:00 a.m. to 12:00 p.m.)**

11/8/99 10:00 a.m. (EH) - In the Matter of TWEAN, a New York General  
ALJ McVicar C.97-09-023 Partnership, dba Time Warner Cable of Bakersfield vs.  
Comr Duque Pacific Gas and Electric Company, a California  
Corporation,  
**Commission Courtroom, San Francisco (also November 9-10)**

11/8/99 10:00 a.m. (EH) – Pacific Bell vs. FirstWorld Communications,  
ALJ O’Donnell C.99-04-046 Inc., FirstWorld SoCal (U 5733 C), FirstWorld  
Comr Neeper Orange Coast (U 5782 C), FirstWorld SGV  
(U 5783 C),  
**Commission Courtroom, San Francisco, (also November 9, 10 and 12, 9:00 a.m.)**

11/15/99 10:00 a.m. (PHC) – Application of Southern California Edison  
ALJ Bytof A.99-04-024 Company (U 338-E) for authority to recover capital  
Comr Bilas additions to its fossil generating facilities made  
between January 11, 1996 and December 31, 1996 and  
related substantive and procedural relief,  
**Commission Courtroom, San Francisco, (also (EH) will commence immediately, also (EH) November 16-19, 9:00 a.m.)**

11/16/99 10:00 a.m. (EH) – In the matter of the application of Airporter,  
ALJ DeUlloa A.98-08-001 Inc., doing business as Santa Rosa Airporter, to amend  
Comr Neeper 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,  
**Commission Courtroom, San Francisco**

11/16/99 10:00 a.m. (EH) – Application of Pacific Gas and Electric  
ALJ Hale A.99-03-013 Company submitting electric revenue cycle services  
Comr Neeper cost and rate proposals in compliance with Decision  
98-09-070,  
A.99-03-019 (EH) - Application for Commission consideration of  
post-transition proposals for long-run marginal cost

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		pricing and geographic de-averaging of revenue cycle services,
	A.99-03-024	<b>(EH)</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, (also November 17-19, November 22-24, also (CA) November 24)</b>
12/1/99	10:00 a.m.	<b>(EH)</b> - Application of Pacific Gas and Electric
ALJ Walwyn	A.99-03-014	Company to revise its electric marginal costs, revenue allocation, and rates at the end of the rate freeze, <b>Commission Courtroom, San Francisco (also December 2-3; December 6-10; December 13-14)</b>
Comr Bilas		
2/16/00	10:00 a.m.	<b>(PHC)</b> - Order instituting rulemaking on the
ALJ Walwyn	R.97-10-016	Commission's own motion into monitoring
Comr Bilas	I.97-10-017	performance of operations support systems, <b>(PHC)</b> - Order instituting investigation on the Commission's own motion into monitoring performance of operations support systems, <b>Commission Courtroom, San Francisco</b>

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

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

**NONE FILED**

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

**NONE**

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**NOTICE OF EX PARTE COMMUNICATIONS**

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

8/6/99	A93-12-025	Southern California Edison Company, for authority to increase its authorized level of base rate revenue approximately \$153 million over the current ALBRR under the Electric Revenue Adjustment Mechanism for service rendered beginning 1/1/95 and to reflect this increase in rates and
	I94-02-002	Commission Order Instituting Investigation into the rates, charges, and practices of Southern California Edison Company, establishment of the utility's revenue requirement, and attrition request.

**Summary:** On August 3, 1999, Bruce Foster, Vice President of Regulatory Affairs for Southern California Edison Company (Edison), sent a letter (attached to the notice) addressed to Cmmrs. Duque and Hyatt. Copies of the letter were also sent to Michelle Cooke, advisor to Cmmr. Duque, and Kim Malcolm, advisor to Cmmr. Hyatt. In the letter, Foster explained Edison's opposition to the draft decision which would deny Edison's petition to modify D96-08-025.

**Filer:** Southern California Edison Company

**Contact:** Anthony Archer

**Phone:** (626) 302-4039

**Summary:** On August 3, 1999, Bruce Foster, Vice President of Regulatory Affairs for Southern California Edison Company (Edison), met with Cmmr. Bilas and Cmmr. Wood in two separate meetings in San Francisco. Also present were: at the meeting with Cmmr. Bilas - Julie Haligan, advisor to Cmmr. Bilas; and with Cmmr. Wood - Kevin Coughlin, interim advisor to Cmmr. Wood. Mike Hoover, Director of Regulatory Affairs for Edison, participated in both meetings. Foster and Hoover explained Edison's opposition to the draft decision (DD) which would deny Edison's petition to modify D96-08-025. Foster and Hoover stated that the DD fails to recognize that the primary concerns discussed in D96-08-025 were resolved with the adopted ratemaking treatment, which aligned the interests of ratepayers and shareholders. Foster and Hoover further explained that the concern related to the uncertainties over how unbundling, performance-based ratemaking (PBR) and other aspects of the restructured industry will develop has also been resolved. Foster and Hoover added that the DD fails to recognize that the ratemaking and sales impacts are excluded from Edison's PBR. Foster and Hoover argued that the DD ignores the fact that the FPO decision found that Edison's proposed generic contracts are neither anticompetitive nor discriminatory and that it also ignores the unbundling decision that found that all direct access customers can take advantage of the FPOs. Foster and Hoover also pointed out that the DD would close rate options that existed prior to June 10, 1996, and that this would



violate AB1890 and would be inconsistent with D97-12-044. Foster and Hoover asked that the DD be rejected.

**Filer: Southern California Edison Company**

**Contact: Anthony Archer**

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

8/9/99                    I87-11-033                    Commission Investigation into alternative regulatory frameworks for local telecommunications exchange carriers.

**Summary: LATE FILED:** On August 3, 1999, Terry Mowrey, Office of Ratepayer Advocates (ORA) Senior Manager, met with Cmmr. Duque in San Francisco. Also present were: Timothy Sullivan, advisor to Cmmr. Duque; Thomas Lew, Project Manager, and Janice Grau, attorney, for ORA. Written materials (attached to the notice) were used. ORA stated that the Pacific Bell (Pacific) new regulatory framework audit was overdue and must start promptly in order to meet the deadline established by the Commission, that ORA is the appropriate division to conduct the audit, that the audit conforms with the Commission directives in D96-05-036 and with additional directives of the Executive Director, that both ORA and its consultant intend that the audit be conducted in a professional manner, and that a thorough and aggressive audit is necessary for the Commission to ensure that Pacific is complying with Commission rules and regulations.

**Filer: Office of Ratepayer Advocates - Grau**

**Contact: Susie Toy**

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

8/9/99                    R93-04-003                    Commission Order Instituting Rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks and

I93-04-002                    Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks.

**Summary:** On August 5, 1999, a letter (attached to the notice) signed by William C. Harrelson, Senior Counsel for MCI WorldCom and Robert Kargoll, AT&T Regulatory Director, was sent to Cmmr. Bilas. Identical letters were also sent to Cmmr. Duque, Cmmr. Neepner, Cmmr. Hyatt, and Cmmr Wood. Copies of the letters were delivered to Timothy Sullivan, advisor to Cmmr. Duque; Lester Wong and Dorothy Duda, advisors to Cmmr. Bilas; Fassil Fenikile, advisor to Cmmr. Neepner; Robert Lane, advisor to Cmmr. Wood; and Kim Malcolm, advisor to Cmmr. Hyatt. Harrelson and Kargoll wrote that Pacific Bell's (Pacific) July 22, 1999 ex parte communication was erroneous, incomplete and seriously misleading. The letter stated that Pacific's ex parte letter mistakenly calculated the discounted price for an unbundled loop under SBC/Ameritech's proposed merger conditions to be \$8.78, when it should have been \$9.69. The letter explained that Pacific's ex parte failed to disclose all the restrictions on the availability of the discounted unbundled

loop price under the SBC/Ameritech's proposed merger conditions, which would render the proposed promotional discount for an unbundled loop virtually useless to potential competitors.

**Filer: MCI WorldCom**

**Contact: Leslie Watkins**

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

8/9/99	R94-04-031	Commission Order Instituting Rulemaking on its proposed policies governing restructuring California's electric services industry and reforming regulation and
	I94-04-032	Commission Order Instituting Investigation on its proposed policies governing restructuring California's electric services industry and reforming regulation.

**Summary: AUGMENTATION REQUIRED:** On August 5, 1999, the Office of Ratepayer Advocates sent a letter (attached to the notice) to ALJ Minkin concerning the Motion of Independent Energy Producers Association, et al. for an Order approving Power Exchange-Based pricing pursuant to the one-time election of qualifying facilities (QFs) under Public Utilities Code § 390(c). Identical letters were also sent to Cmmr. Bilas, Cmmr. Duque, Cmmr. Nepper, Cmmr. Hyatt and Cmmr. Wood. The letter stated that the true-up mechanism proposed by Pacific Gas and Electric Company and Southern California Edison Company was a reasonable means to provide QFs with expedited relief while avoiding the danger of utility overpayments to QFs.

**Filer: Office of Ratepayer Advocates - Ulmer**

**Contact: Susie Toy**

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

8/10/99	R93-04-003	Commission Order Instituting Rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks and
	I93-04-002	Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks.
	A99-03-047	Pacific Bell, for arbitration of an interconnection agreement with MFS/WorldCom pursuant to Section 252(b) of the Telecommunications Act of 1996.

**Summary:** On August 6, 1999, Richard Severy, Director of Public Policy, MCI WorldCom, Inc. (MCI), met with Robert Lane, advisor to Cmmr. Hyatt, in San Francisco. Also present was William Harrelson, Senior Counsel for MCI. Written materials (attached to the notice) were used. MCI representatives stated that the latest proposed decision (PD) failed to ensure that unbundled network element (UNE) prices are appropriately priced to promote economic entry and allow for local competition for residential customers. MCI

representatives explained that the UNE prices that competitors would pay under the PD exceed the incumbent's current retail revenues, thus preventing competitive local exchange carriers from being able to compete. MCI representatives added that it is unreasonable to assume that new entrants can subsidize losses on local service through earnings they may achieve on other competitive services. MCI representatives urged the Commission to lower UNE prices to cost-based levels. MCI representatives urged the Commission to get geographically deaveraged loop rates and suggested that in the interim the Commission could apply a \$2.64 universal service offset for residential unbundled loops to eliminate a discrimination problem. Harrelson described errors in arriving at the unreasonably high 19% shared and common cost mark-up contained in the PD and recommended not to impose this mark-up on residential loops. MCI representatives also described the PD's failure to account for Yellow Pages revenues in setting UNE prices.

**Filer: MCI WorldCom**

**Contact: Leslie Watkins**

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

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