

## PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE

SAN FRANCISCO, CA 94102-3298



May 19, 2000

TO: PARTIES OF RECORD IN APPLICATION 99-01-016 ET AL.

PARTIES OF RECORD IN RULEMAKING 94-04-031/INVESTIGATION 94-04-032

This is the proposed Alternate Order of Commissioners Bilas and Neeper, as revised to reflect the parties' comments to the proposed Alternate Order served on April 20, 2000. It is an Alternate Order to the proposed decision of Administrative Law Judge (ALJ) Minkin previously mailed to you. It will be on the Commission's agenda as Item H-7a at the next regular meeting (currently scheduled for June 8, 2000). The Commission may act then, or it may postpone action until later.

When the Commission acts on the ALJ's proposed decision (PD) or proposed Alternate Order, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare its own decision. Only when the Commission acts does the decision become binding on the parties.

Although parties have had an opportunity to comment on the earlier version of the proposed Alternate Order, parties may file comments on the revised proposed Alternate Order by May 26, 2000, and reply comments by June 2, 2000.

These comments should be filed in conformance with Rule 77.6(d). The Commissioners and ALJ shall be served separately by overnight service.

This revised Alternate Order is also sent to the service list in R.94-04-031/I.94-04-032 (even though this proceeding is closed). This will allow parties on that service list who are not on the A.99-01-016, et al. service list to comment. These parties should especially note the change to D.95-12-063 with regard to the mandatory buy provision from the PX.

This Alternate Order has been revised to reflect substantive changes to the PD made by ALJ Minkin. It has not yet been revised to correct typographical errors or nonsubstantive changes of the ALJ. These changes will be made prior to the June 8, 2000 meeting.

LYNN T. CAREW, Chief  
Administrative Law Judge

ANW:rmn

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Attachments