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# ***Public Utilities Commission of the State of California***

## ***Public Agenda 3300***

***Thursday, September 13, 2012 9:00 a.m.***

***San Francisco, California***

### **Commissioners**

**Michael R. Peevey, President**

**Mark J. Ferron**

**Michel Peter Florio**

**Catherine J.K. Sandoval**

**Timothy Alan Simon**

*For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed.*

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

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### **Scheduled Commission Meetings 505 Van Ness Avenue, San Francisco**

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <b><i>Closed to the Public</i></b>	<i>Commission Meeting</i> Auditorium (9:00 a.m.) <b><i>Open to the Public</i></b>
Monday, September 32, 2012 (San Francisco)	Thursday, September 13, 2012 (San Francisco)
Monday, Ugr vgo dgt'46, 2012 (San Francisco)	Thursday, September 27, 2012 (San Francisco)
Monday, October 2: , 2012 (San Francisco)	Thursday, October 11, 2012 (San Francisco)
Monday, Qevq dgt 44, 2012 (San Francisco)	Thursday, October 25, 2012 (Irvine)
Monday, November 27, 2012 (San Francisco)	Thursday, November 08, 2012 (San Francisco)

*\*Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held.*

#### ***Matters of Public Interest***

***For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.***

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



This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, please call the Public Advisor at (415) 703-2074 or TTY# (415) 703-5282 or toll free # 1-866-836-7825 three business days in advance of the meeting.

**PUBLIC COMMENT**

**The following items are not subject to public comment:**

- All items on the closed session agenda.
- 20, 40

**Public Comment:**

**Consent Agenda**

*Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.*

**Consent Agenda - Orders and Resolutions**

1            **Preliminary Categorizations and Hearing Determinations for**  
[11470]       **Recently Filed Formal Applications**

Res ALJ 176-3300

**PROPOSED OUTCOME:**

® Ratification of preliminary determination of category for proceedings initiated by application. The Preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27762920>

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Consent Agenda - Orders and Resolutions (continued)

2                    **Disposition of Rehearing Issues Related to Ducor Telephone**  
[11318]            **Company's Test Year 2009**

Res T-17312

**PROPOSED OUTCOME:**

- ® Approval of Communications Division Resolution to address the rehearing granted in Decision 10-05-022 (Application 09-03-002) involving Ducor Telephone Company's Test Year 2009.
- ® Increases Ducor's Test Year 2009 general rate case draw from California High Cost Fund-A by \$5,812 to \$2,520,328.

**ESTIMATED COST:**

- ® Additional \$5,812 annually.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=25445151>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3295, Item 9 6/7/2012 (Staff);  
Agenda 3296, Item 5 6/21/2012 (Staff);  
Agenda 3298, Item 3 8/2/2012 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

3 (Rev.)            **Cost-of-Living Adjustment for Work Performed by**  
[11409]            **Intervenors in 2012**

Res ALJ-281

**PROPOSED OUTCOME:**

® Approves Cost-of-Living Adjustments for 2012 intervenor work.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27150747>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3297, Item 14 7/12/2012 (Staff);

Agenda 3298, Item 7 8/2/2012 (Staff);

Agenda 3299, Item 5 8/23/2012 (Staff)

09/10/2012 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Orders and Resolutions (continued)

4                    **Implementation of Electric Rules 11 and 16 and Changes Per**  
[11419]            **Decision 12-01-032**

Res E-4493, CalPeco's Advice Letter (AL) 15-E filed March 15, 2012 and GSWC AL 265-E, PG&E AL 4012-E, PacifiCorp AL 470-E, SDG&E AL 2336-E and SCE AL 2709-E filed on March 12, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves California Pacific Electric Company, Golden State Water Company, Pacific Gas and Electric Company, Pacific Power Corporation, San Diego Gas & Electric Company and Southern California Edison Company's Advice Letters with minor clarification to the proposed Tariff language.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26219718>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3298, Item 10 8/2/2012 (Staff);

Agenda 3299, Item 7 8/23/2012 (Simon)

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Consent Agenda - Orders and Resolutions (continued)

5                    **Pacific Gas and Electric Company to Update its Electric**  
[11448]            **Portfolio Hedging Plan**

Res E-4498, Advice Letter 3997-E filed on January 30, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves Pacific Gas and Electric Company's proposed Electricity and Gas Hedging Plan to increase the maximum allowable Liquidity Limit with a modification to its proposed confidentiality term.

® The specific details of liquidity limits are provided in the confidential section of this resolution.

**ESTIMATED COST:**

® The Cost of the Liquidity Limit increase is uncertain because the additional liquidity could be met in several ways as discussed in the confidential section of this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27153425>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3298, Item 20 8/2/2012 (Simon);

Agenda 3299, Item 8 8/23/2012 (Simon)

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Consent Agenda - Orders and Resolutions (continued)

6                    **Apple Valley Ranchos Water Company for a General Rate**  
[11472]            **Case**

A11-01-001

In the Matter of the Application of Apple Valley Ranchos Water Company for Authority to Increase Rates Charged for Water Service by \$3,896,586 or 20.0% in 2012, \$547,241 or 2.35% in 2013, and \$786,254 or 3.32% in 2014.

**PROPOSED OUTCOME:**

- ® Adopts a proposed partial settlement between Apple Valley Ranchos Water Company and the Division of Ratepayer Advocates and resolves all other litigated disputed matters necessary to adopt the revenue requirement for a test year 2012 and two years of subsequent adjustments.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® 14.7% increase in 2012 base rates.

(Comr Peevey - ALJ Long)

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Agenda 3299, Item 13 8/23/2012 (Peevey)

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Consent Agenda - Orders and Resolutions (continued)

7                    **Modification of Resolution W-4858**

[11482]

A12-04-014

Application of Fruitridge Vista Water Company for Modification of Resolution W-4858, Dated December 16, 2010.

**PROPOSED OUTCOME:**

® Modifies Resolution W-4858 to provide that the product of the application of an 11% rate of return factor to the \$1.98 million buy-in fee for the right to purchase water from the City of Sacramento, as required by Decision 06-04-073, shall be treated as a line item adjustment of \$217,800 to operating revenues and excluded from the cost of capital calculation.

® Closes the proceeding.

**ESTIMATED COST:**

® None.

(Comr Sandoval - ALJ Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27152427>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Agenda 3299, Item 17 8/23/2012 (Staff)



Consent Agenda - Orders and Resolutions (continued)

8                    **California Advanced Services Fund Expense Budget for**  
[11483]            **Fiscal Year 2013-2014**

Res T-17371

**PROPOSED OUTCOME:**

® Approves a California Advanced Services Fund expense budget of \$58,299,386 for Fiscal Year 2013-2014.

**ESTIMATED COST:**

® \$58,299,386.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26219753>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3299, Item 18 8/23/2012 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

9                    **Golden Hills Sanitation Company's Interim Rates and**  
[11503]                **Appointment of a Receiver**

A11-08-019, I12-03-008 - Related matters.

In the Matter of the Application of Golden Hills Sanitation Company for Authority to Increase Rates Charged for Sewer Service by \$148,076 or 120% in January 2012, \$148,076 or 54% in January 2013, and \$148,076 or 35% in January 2014.

**PROPOSED OUTCOME:**

® Affirms the assigned Administrative Law Judge's ruling which authorized interim rates totaling \$62,099 for the year 2012.

® Affirms Commissioner Michel Peter Florio's Assigned Commissioner's ruling which directed the Commission's Legal Division, pursuant to Public Utilities Code § 855, to immediately petition the Kern County Superior Court to appoint a receiver to take possession of and operate Golden Hills Sanitation Company.

® Dismisses Application (A) 11-08-019.

® Addresses various motions filed in the consolidated proceedings.

® Closes A11-08-019.

**ESTIMATED COST:**

® \$62,099/year.

(Comr Florio - ALJ Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64279>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

10                    **Pac-West Telecomm, Inc.'s Transfer of Ownership and**  
 [11505]                **Control**

A11-10-017

Joint Application of UPH Holdings, Inc., UPH Acquisition Sub Inc., Pac-West Acquisition Company, LLC, and Pac-West Telecomm, Inc. for Consent to Transfer Control of a Company Holding a Certificate of Public Convenience and Necessity to Provide Local Exchange and Interexchange Service within the State of California.

**PROPOSED OUTCOME:**

- ® Authorizes UPH Holdings, Inc. to acquire Pac-West Telecomm, Inc.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Barnett)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27850823>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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11 (Rev.)            **Disclosure of Records of an Investigation**  
 [11506]

Res L-441

Authorizes disclosure of each electric incident reports, and complaints, relating to contact voltage and/or stray voltage, filed with the Commission between January 1, 2008 and the present, and investigation reports relating to such incident reports, to the extent the incident or complaint investigation have been completed, with appropriate redactions.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27151359>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

09/12/2012 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Orders and Resolutions (continued)

12  
[11516]      **Pacific Gas and Electric Company, San Diego Gas & Electric Company and Southern California Edison Company to Take Action to Implement Ordering Paragraphs 5, 6 and 7 from Decision 11-07-056**

Res E-4530, San Diego Gas & Electric Company's Advice Letter (AL) 2328-E filed on January 30, 2012, Southern California Edison Company's AL 2693-E filed on January 30, 2012 and Pacific Gas and Electric Company's AL 3995-E filed on January 30, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves, with modifications, the Tier 2 Advice Letters filed by San Diego Gas & Electric Company (SDG&E), Southern California Edison Company (SCE) and Pacific Gas and Electric Company (PG&E) providing customers with electricity cost and data information, pursuant to Ordering Paragraphs 5, 6 and 7 of Decision (D) 11-07-056.

® Provides additional direction to SDG&E, SCE and PG&E in implementing pilots to provide wholesale price information to customers and customer-owned devices in real-time as directed by Ordering Paragraph 7 of D11-07-056.

® Rejects PG&E and SCE's proposed tariff revisions, and directs SDG&E, SCE and PG&E to modify their existing Rule 12 to ensure consistency in implementation across the utilities.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27151750>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

13  
[11518]      **Appeal by the California Energy Storage Alliance Regarding  
Staff's Disposition of Pacific Gas and Electric Company's  
Supplemental Advice Letter**

Res E-4519, Pacific Gas and Electric Company's Supplemental Advice Letter 3253-G-A/3940-E-A filed on February 17, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves the proposed revisions to the Self-Generation Incentive Program Handbook with modifications to include (a) elimination of certain data formatting requirements by performance data providers for combined heat and power systems 300 kilowatts and smaller, and (b) a 5 percent line loss differential between peak and off-peak times for the calculation of round-trip efficiency for advanced energy storage.

**ESTIMATED COST:**

® No additional cost is associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27154189>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

14                    **Pacific Gas and Electric Company's Replacement Power**  
[11526]                **Purchase Agreement With O.L.S. Energy-Agnews, Inc.**

Res E-4494, Advice Letter (AL) 4010-E filed on March 9, 2012 and Supplemental AL 4010-E-A filed on April 24, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves without modification the Replacement Power Purchase Agreement (PPA) between Pacific Gas and Electric Company and O.L.S. Energy-Agnews, which converts the Combined Heat Power (CHP) facility to a dispatchable Utility Prescheduled Facility (UPF) under the Qualifying Facilities/CHP Settlement.

**ESTIMATED COST:**

® The costs associated with the Replacement PPA are expected to provide ratepayer benefits in comparison to the terms of the Existing PPA.

® These benefits result from reduced firm capacity payments and reduced operational costs associated with the conversion of Agnews to a UPF.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27150478>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

15                    **Pacific Gas and Electric Company's Application to Perform**  
[11529]                **Seismic Studies**

A10-01-014

Application of Pacific Gas and Electric Company for Approval of Ratepayer Funding to Perform Additional Seismic Studies Recommended by the California Energy Commission.

**PROPOSED OUTCOME:**

- ® Authorizes \$64.25 million to perform seismic studies at the Diablo Canyon Nuclear Power Plant.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® \$64.25 Million.

(Comr Florio - ALJ Barnett)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27153320>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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16                    **Commission Review of the Energy Division's Disposition for**  
[11530]                **Pacific Gas and Electric Company's Advice Letter**

Res E-4533, Pacific Gas & Electric Company Advice Letter 3278-G/4006-E filed on February 16, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Affirms Energy Division's disposition of Pacific Gas and Electric Company's Advice Letter (AL) 3278-G/4006-E.
- ® Approves the AL as filed.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=587096>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

17                    **Southern California Edison Company's Revisions to the**  
 [11531]                **Station Power Protocol Tariff**

Res E-4532, Southern California Edison Company's Advice Letter 2576-E-A filed on November 18, 2011  
 - Related matters.

**PROPOSED OUTCOME:**

® Approves Southern California Edison Company's (SCE) proposed revisions to the Station Power Self Supply (SPSS) Schedule to assess certain retail charges to station power load of generators that participate in the California Independent System Operator's Station Power Protocol.

® Directs SCE to modify the SPSS Schedule so that the station power load is permitted to be netted with on-site generation within the same 15-minute interval.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=587111>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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18                    **NovaTel Ltd., Inc.'s Petition for Modification of Decision**  
 [11532]                **10-09-017**

R09-07-009

Order Instituting Rulemaking on the Commission's Own Motion to Revise the Simplified Registration Process for Non dominant Interexchange Carriers Established by Decision 97-06-107.

**PROPOSED OUTCOME:**

® Denies the petition of NovaTel Ltd., Inc., for modification of Decision 10-09-017 to permit the posting of an irrevocable letter of credit in lieu of a performance bond.

® Closes the proceeding.

**ESTIMATED COST:**

® None.

(Comr Sandoval - ALJ Smith)

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.*

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Consent Agenda - Orders and Resolutions (continued)

19                    **Pacific Gas and Electric Company's Deviation From Electric**  
[11533]                **Rule 18.C.1.c and Electric Rate Schedule ES**

Res E-4516, Advice Letter 4017-E filed on March 26, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Grants Pacific Gas and Electric Company's (PG&E) Electric Rule 18 and Electric Rate Schedule ES deviation request.
- ® Authorizes PG&E to deviate from Electric Rule 18.C.1.c, and allow services to residential units at 998 Fourth Street to pay under Schedule ES.

**ESTIMATED COST:**

- ® None.
- ® If the Advice Letter was to be rejected, the total cost estimate for the property owner to convert from master meter to individual meters would be in the range of \$150,000 to \$300,000.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27153831>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Consent Agenda - Orders and Resolutions (continued)

20                    **Modified Presiding Officer's Decision Regarding Complaint**  
[11536]                **of Charles I. Donald**

C11-09-005

Charles I. Donald vs. Pacific Gas and Electric Company.

**PROPOSED OUTCOME:**

- ® Denies complaint of Charles I Donald against Pacific Gas and Electric Company for creating an electrical hazard and for operating in violation or absence of a franchise agreement on easement.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Florio - ALJ Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27152681>

*Pub. Util. Code § 1701.2(c), allows this modified Presiding Officer's Decision to be considered in Closed Session.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.*

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21                    **Pacific Gas and Electric Company's Revisions to Certain**  
[11540]                **Gas Tariffs**

Res G-3473, Advice Letter (AL) 3294-G filed on April 27, 2012 and AL 3294-G-A filed on June 27, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Approves Pacific Gas and Electric Company's request to revise certain gas tariffs pertaining to the administration of the Core Gas Aggregation Program.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26023732>

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Consent Agenda - Orders and Resolutions (continued)

22                    **Del Oro Water Company, Inc. for a Rate Base Offset Revenue**  
[11543]                **Increase to Produce Gross Annual Revenues**

Res W-4929, Advice Letter 326 filed on February 29, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Adopts Rate Schedule PP-1-A, Annual General Metered Service.
- ® To file a Supplemental Advice Letter incorporating the adopted rate schedule and effective date is five days after filing.

**ESTIMATED COST:**

- ® \$85,663 or 4.58%.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26215331>

23                    **Shahrokh Moradpoor for a Passenger Stage Corporation**  
[11544]                **Certificate**

A12-06-006

**PROPOSED OUTCOME:**

- ® Grants the application of Shahrokh Moradpoor to operate as an on-call passenger stage corporation between San Diego International Airport, San Diego Cruise Ship Terminal and other points in the City of San Diego and points in Los Angeles, Orange, Riverside and San Diego Counties.
- ® Establishes a zone of rate freedom.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=25450812>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

24                    **Transfer of the Passenger Stage Corporation Certificate**  
[11545]                **Issued to Monika Latigue**

A12-04-029

**PROPOSED OUTCOME:**

- ® Grants the application for approval to transfer a passenger stage corporation certificate from Monika Latigue to American Shuttle Exp Inc.
- ® Establishes a zone of rate freedom.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=25450195>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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25                    **Southern California Edison Company to Enter Into an**  
[11546]                **Easement Agreement**

Res E-4540, Advice Letter 2612-E filed on August 3, 2011 - Related matters.

**PROPOSED OUTCOME:**

- ® Adopts the findings and conclusions in the City of Chino's Final Program Environmental Impact Report and certifying Resolution No. 2004-079 pursuant to the California Environmental Quality Act and approves Southern California Edison Company's Advice Letter 2612-E seeking authority to enter into an easement agreement with the City of Chino, California.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26531700>

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Consent Agenda - Orders and Resolutions (continued)

26                    **San Diego Gas & Electric Company's Purchase Agreement**  
[11548]                **for Renewable Energy Credits With Sierra Pacific Industries**

Res E-4536, Advice Letter (AL) 2357-E filed on May 10, 2012 and AL 2357-E-A filed on May 17, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves San Diego Gas & Electric Company's power purchase agreement for renewable energy credits with Sierra Pacific Industries without modification.

**ESTIMATED COST:**

® Cost of the contract are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27150657>

27                    **Closure of Application 10-10-016**  
[11552]

A10-10-016

Application of Watertek, Inc., a California corporation for Authority to Sell and Del Oro Water Co., Inc. for Authority to Buy the Watertek, Inc. Water Utilities (Grand View Gardens and East Plano) in Tulare County and (Metropolitan) in Fresno County.

**PROPOSED OUTCOME:**

® Order closing Application 10-10-016, given compliance by Del Oro Water Company, Inc. with Ordering paragraphs 1 through 3 of Decision 11-03-016.

® Closes the proceeding.

**ESTIMATED COST:**

® None.

(Comr Sandoval - ALJ Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26024308>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Consent Agenda - Orders and Resolutions (continued)

28                    **Pacific Gas and Electric Company to Enter Into an Easement**  
[11554]                **Agreement With MP Minto Associates, LP**

Res E-4541, Advice Letter 4081-E filed July 2, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Adopts the findings and conclusions in the County of Santa Cruz Planning Department's Mitigated Negative Declaration pursuant to the California Environmental Quality Act.

® Approves Pacific Gas and Electric Company's Advice Letter 4081-E seeking authority to enter into an easement agreement with MP Minto Associates, LP.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26562619>

29                    **Order Extending Statutory Deadline**  
[11557]

A11-01-001

In the Matter of the Application of Apple Valley Ranchos Water Company for Authority to Increase Rates Charged for Water Service by \$3,896,586 or 20.0% in 2012, \$547,241 or 2.35% in 2013, and \$786,254 or 3.32% in 2014.

**PROPOSED OUTCOME:**

® Extends statutory deadline for this proceeding to November 18, 2012.

**ESTIMATED COST:**

® None.

(Comr Peevey - ALJ Long)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26529083>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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**Consent Agenda - Intervenor Compensation Orders****30 (Rev.) Compensation to Clean Coalition**  
[11465]

R11-05-005

Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program.

**PROPOSED OUTCOME:**

- ® Awards Clean Coalition \$17,699.19 in intervenor compensation for contributions to Decision (D) 11-11-012.
- ® Denies compensation for claimed contributions to D10-12-048.

**ESTIMATED COST:**

- ® Southern California Edison Company (SCE) will pay a portion of the award, in the amount of \$10,511.47, plus interest.
- ® Pacific Gas and Electric Company, SCE, and San Diego Gas & Electric Company will pay a portion of the award in the amount of \$7,187.72, plus interest.

(Comr Ferron - ALJ DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27153429>*Pub. Util. Code § 311 – This item was mailed for Public Comment.**Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Agenda 3299, Item 41 8/23/2012 (Staff)09/12/2012 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Intervenor Compensation Orders (continued)

31                    **Compensation to L. Jan Reid**  
[11480]

R11-05-005

Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program.

**PROPOSED OUTCOME:**

® Awards L. Jan Reid \$9,492.12 in intervenor compensation for substantial contributions to Decision 11-12-020.

**ESTIMATED COST:**

® The awarded amount of \$9,492.12, plus interest, will be paid from the Commission's intervenor compensation fund.

(Comr Ferron - ALJ Simon)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26019077>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Agenda 3299, Item 42 8/23/2012 (Staff)



Consent Agenda - Intervenor Compensation Orders (continued)

32

## **Compensation to The Utility Reform Network**

[11555]

R09-04-012

Order Instituting Rulemaking on the Commission's Own Motion to Develop Standard Rules and Procedures for Regulated Water and Sewer Utilities Governing Affiliate Transactions and the Use of Regulated Assets for Non-Tariffed Utility Services (formerly called Excess Capacity).

### **PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$8,921.00 in intervenor compensation for contributions to Decision 11-10-034.

### **ESTIMATED COST:**

® San Jose Water Company, California Water Service Company, Golden State Water Company, California-American Water Company, Valencia Water Company, Park Water Company, Suburban Water Company, San Gabriel Valley Water Company, and Great Oaks Water Company will pay the awarded amount of \$8,921.0, plus interest.

(Comr Peevey - ALJ Gamson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=25327738>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.*

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Consent Agenda - Intervenor Compensation Orders (continued)

33                    **Compensation to Consumer Federation of California**  
[11560]

R11-10-003

Order Instituting Rulemaking on the Commission's own motion to determine the impact on public benefits associated with the expiration of ratepayer charges pursuant to Public Utilities Code Section 399.8.

**PROPOSED OUTCOME:**

® Awards Consumer Federation of California \$11,050.00 in intervenor compensation for substantial contributions to Decision 11-12-035.

**ESTIMATED COST:**

® Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company will pay \$11,050, plus interest.

(Comr Peevey - ALJ Gamson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26567581>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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## Regular Agenda

### Regular Agenda - Energy Orders

- 34                    **Settlement Agreement Revising Distribution Level**  
 [11528]            **Interconnection Rules and Regulations – Electric Tariff Rule**  
                          **21 and Granting Motions to Adopt the Utilities’ Rule 21**  
                          **Transition Plans**

R11-09-011

Order Instituting Rulemaking on the Commission’s Own Motion to improve distribution level interconnection rules and regulations for certain classes of electric generators and electric storage resources.

#### **PROPOSED OUTCOME:**

® Adopts in full a settlement that presents, among other things, a fundamentally reformed Electric Tariff Rule 21. Rule 21 governs the interconnection by electric generating facilities to the distribution systems of Pacific Gas and Electric Company (PG&E), Southern California Edison Company (SCE), and San Diego Gas & Electric Company (SDG&E.)

® Finds that the Proposed Settlement meets established criteria for approval of settlements by the Commission. The settlement is reasonable in light of the record, consistent with the law, and in the public interest.

® Specifically, the decision finds that the Proposed Settlement is reasonable in light of the record as it accomplishes a number of critical goals of this rulemaking by addressing policy and technical issues essential to timely, predictable and transparent interconnection to the distribution system; that the Proposed Settlement is consistent with the law as it establishes interconnection rules that will support the success of existing renewable distributed generation programs created by the Legislature and implemented by this Commission, including, but not limited to, the Net Energy Metering Program (Pub. Util. Code § 2827) and the Renewable Feed-In Tariff Program (Pub. Util. Code § 399.20); and that the Proposed Settlement is in the public interest as it is the result of compromise and agreement among a wide range of industry and ratepayer representatives and responds to the needs of today’s distributed generation market.

® To implement the Revised Rule 21, PG&E, SCE, and SDG&E shall file Tier 1 Advice Letters within seven days, effective the date filed, with tariff sheets reflecting the revisions to Rule 21 as set out in the Proposed Settlement.

® Adopts transition plans so that each utility has a process in place to transition, as warranted, pending interconnection requests to the new provisions of Rule 21.

#### **ESTIMATED COST:**

® Unknown.

(Comr Florio - ALJ DeAngelis)

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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**Regular Agenda - Energy Resolutions and Written Reports**

35                   **Solar Partners: XVI LLC, XVII LLC, XVIII LLC, XIX LLC and XX**  
[11487]               **LLC's Five Amended and Restated Power Purchase**  
                          **Agreements**

Res E-4522, Advice Letter (AL) 2339-E filed on April 6, 2009, AL 2339-E-A filed on May 20, 2009, AL 2339-E-B filed on June 10, 2010, AL 2339-E-C filed on November 28, 2011 and AL 2339-E-D filed on February 1, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Denies cost recovery for Solar Partners XVI LLC and Solar Partners XVII LLC.
- ® Approves cost recovery for Solar Partners XVIII LLC, Solar Partners XIX LLC and Solar Partners XX LLC.

**ESTIMATED COST:**

- ® Actual costs are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26215894>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3299, Item 48 8/23/2012 (Peevey)

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Regular Agenda - Energy Resolutions and Written Reports (continued)

35a           ALTERNATE TO ITEM 11487  
(Rev.)  
[11593]

**PROPOSED OUTCOME:**

- ® Denies cost recovery for Solar Partners XVI LLC, Solar Partners XVIII LLC and Solar Partners XIX.
- ® Approves cost recovery for Solar Partners XVII LLC and Solar Partners XX LLC.

**ESTIMATED COST:**

- ® Actual costs are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27708212>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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09/12/2012 - This item was not listed on the agenda distributed to the public.

36           **Pacific Gas and Electric Company's Agreements for the**  
[11496]       **Procurement of Renewable Energy Credits**

Res E-4520, Advice Letter (AL) 3600-E filed on January 26, 2010, AL 3632-E filed on March 12, 2010, AL 3854-E filed on June 2, 2011 and AL 3862-E filed on June 16, 2011 - Related matters.

**PROPOSED OUTCOME:**

- ® Denies cost recovery for Pacific Gas and Electric Company's agreements for renewable energy credits, also referred to as green attributes, with Barclays Bank PLC, Sierra Pacific Industries, and TransAlta Corporation.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27152389>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3299, Item 49 8/23/2012 (Staff)

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Regular Agenda - Energy Resolutions and Written Reports (continued)

37                   **Directs Investor-Owned Utilities to File a Supplement To**  
[11515]           **Modify Their Home Area Network Implementation Plans**

Res E-4527, Pacific Gas and Electric Company Advice Letter (AL) 3956-E filed on November 28, 2011, Southern California Edison Company's AL 2662-E filed on November 29, 2011 and San Diego Gas & Electric Company's AL 2307-E filed on November 29, 2011 - Related matters.

**PROPOSED OUTCOME:**

® Directs Pacific Gas and Electric Company, Southern California Edison Company and San Diego Gas & Electric Company to revise their respective "Home Area Network Implementation Plan" filings to satisfy the intent and requirements of Ordering Paragraph 11 of the California Public Utilities Commission's Customer Data Access & Privacy Decision 11-07-056.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=586897>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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38                   **Pacific Gas and Electric Company's Amended and Restated**  
[11534]           **Power Purchase Agreement With Bottle Rock Power LLC -**  
                          **OPTION A**

Res E-4521, Advice Letter 4048-E filed on May 25, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Denies cost recovery for the amended and restated power purchase agreement between Pacific Gas and Electric Company and Bottle Rock Power LLC, owned by private investment companies.

**ESTIMATED COST:**

® Actual costs are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26562578>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Regular Agenda - Energy Resolutions and Written Reports (continued)

38a      **OPTION B**  
[11535]

Advice Letter 4048-E filed on May 25, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves cost recovery for the amended and restated power purchase agreement between Pacific Gas and Electric Company and Bottle Rock Power LLC, owned by private investment companies.

**ESTIMATED COST:**

® Actual costs are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26563356>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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39           **Pacific Gas & Electric Company's Extension of a Power**  
[11550]       **Purchase Agreement With Bailey Creek**

Res E-4528, Advice Letter 4069-E filed on June 22, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves without modification the extension of a power purchase agreement with Bailey Creek while Bailey Creek seeks to obtain a California Independent System Operator Resource ID.

**ESTIMATED COST:**

® Approves the extension of the expired contract with no modifications.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27152771>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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## Regular Agenda - Communication Orders

40

### Approval of Settlement Agreement

[11340]

I09-01-018

Investigation on the Commission's Own Motion into the Operations and Practices of Southern California Edison Company, Cellco Partnership LLP d/b/a Verizon Wireless, Sprint Communications Company LP, NextG Networks of California, Inc. and Pacific Bell Telephone Company d/b/a AT&T California and AT&T Mobility LLC, Regarding the Utility Facilities and the Canyon Fire in Malibu of October 2007.

#### PROPOSED OUTCOME:

® Approves a settlement agreement between the Commission's Consumer Protection and Safety Division and the following Respondents: AT&T Mobility LLC, Sprint Telephony PCS, L.P., and Cellco Partnership LLP, d/b/a Verizon Wireless. The settlement resolves all issues regarding the Settling Respondents' involvement with the Malibu Canyon Fire in October of 2007.

® Requires the Settling Respondents to pay \$12 million. Of this amount, \$6.9 million will be paid to the State's General Fund and \$5.1 million to the Enhanced Infrastructure and Inspection Fund (EIIF) that will be established pursuant to the settlement agreement. The money paid to the EIIF will be used to strengthen utility poles in Malibu Canyon and to conduct a statistically valid survey of joint-use poles in Southern California Edison Company's (SCE) service territory for compliance with General Order (GO) 95 safety factor requirements.

® The Commission's approval of the Settlement Agreement is subject to the following conditions:

® (1) The Settling Respondents shall: (a) establish a bank account to receive and disburse funds for the EIIF, and (b) deposit \$5.1 million into the EIIF bank account within 45 days from the effective date of today's decision.

® (2) If \$5.1 million is not adequate to accomplish the objectives of the EIIF that are specified in the settlement agreement, the Settling Respondents shall deposit sufficient additional funds into the EIIF to complete these objectives.

® (3) The following activities shall be completed within 18 months: conducting a statistically valid survey of joint-use poles in SCE's service territory for compliance with GO 95 safety factor requirements.

® (4) The following activities shall be completed within 30 months: upgrading the safety factor for utility poles along 3.38 miles of Malibu Canyon Road.

® (5) The EIIF shall only pay for material, labor, and services that are directly related to Items 3 and 4 above. The EIIF shall not pay for internal administrative and overhead costs incurred by the Settling Respondents.

#### ESTIMATED COST:

® There are no costs to customers.

(Comr Simon - ALJ Kenney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=26216108>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.*



## **Regular Agenda - Communication Orders**

Agenda 3296, Item 10 6/21/2012 (Ferron);  
Agenda 3298, Item 38 8/2/2012 (Simon);  
Agenda 3299, Item 52 8/23/2012 (Simon)

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**Regular Agenda - Water/Sewer Orders**

41                    **California Water Service Company's Petition to Modify**  
[11521]            **Decision 06-11-053**

A05-10-035

In the Matter of the Application of California Water Service Company, a corporation, for authority to Implement a Low-Income Ratepayer Assistance Program in compliance with Decision 03-09-021 in Application 01-09-062.

**PROPOSED OUTCOME:**

- ® Adopts All-Party Settlement Agreement modifying collection of surcharge for Low-Income Ratepayer Assistance program.
- ® Closes the proceeding.

**ESTIMATED COST:**

® None.

(Comr Sandoval - ALJ McKinney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27152331>

*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

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Agenda 3299, Item 36 8/23/2012 (Simon)

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**Regular Agenda - Transportation/Rail Safety Resolutions and Reports**

42                    **California Transportation Commission's Recommendation**  
[11513]                **for Funding for Fiscal Year 2013-2014**

Res SX-104

**PROPOSED OUTCOME:**

® Recommendation to the California Transportation Commission for increasing funding under the California Public Utilities Code section 1231.1 to an amount of \$3,850,000 to be set aside in fiscal year 2013-14 for maintaining automatic grade crossing protection devices.

**ESTIMATED COST:**

® Not within the scope of this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=27151855>

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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**Regular Agenda - Legal Division Matters****43 (Rev.)            New Regulations Regarding Disclosure of Records and  
[11182]            Requests of Confidential Treatment of Records**

Res L-436

Interim Resolution regarding adoption of new regulations regarding public access to records of the California Public Utilities Commission and requests for confidential treatment of records.

*Pub. Util. Code § 311 – This item was mailed for Public Comment.*

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Agenda 3292, Item 72 4/19/2012 (Staff);

Agenda 3294, Item 42 5/24/2012 (Staff);

Agenda 3298, Item 39 8/2/2012 (Staff);

Agenda 3299, Item 53 8/23/2012 (Sandoval)

09/12/2012 - This revision was not shown on the Agenda mailed to the public.

**44                    Comments Before the Federal Communications Commission  
[11559]            In the Matter of Inquiry Concerning the Deployment of  
                         Advanced Telecommunications Capability to All Americans  
                         in a Reasonable and Timely Fashion**

GN Docket No.12-228; (FCC 12-91); rel. August 21, 2012

The Federal Communications Commission (FCC) is soliciting data and information that will inform its determination as to “whether advanced telecommunications capability is being deployed to all Americans in a reasonable and timely fashion”, and allow it to evaluate all of the factors that influence the availability of broadband to all Americans.

The FCC also is examining critically how it should define “advanced telecommunications capability”.

Staff seeks authority to file comments on behalf of the California Public Utilities Commission.

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**Regular Agenda - Legislative and Other Matters****45 Renewable Energy Resources: Biomethane**

[11115]

AB 1900 (Gatto)

This bill would require the California Public Utilities Commission (CPUC) to develop reasonable, prudent, and minimally restrictive testing protocols for gas collected from a solid waste landfill that is to be injected into a common carrier pipeline to determine if the gas contains chemicals known to the state to cause cancer or reproductive toxicity and would require a gas corporation to accept biomethane into its pipeline, provided the biomethane meets the heating and purity requirements established by the CPUC.

(Legislative Subcommittee Recommendation: \_\_\_\_\_).

Agenda 3291, Item 59 3/22/2012 (Staff);

Agenda 3292, Item 76 4/19/2012 (Staff);

Agenda 3293, Item 37 5/10/2012 (Staff);

Agenda 3294, Item 43 5/24/2012 (Staff);

Agenda 3295, Item 38 6/7/2012 (Staff);

Agenda 3296, Item 51 6/21/2012 (Staff);

Agenda 3297, Item 41 7/12/2012 (Staff);

Agenda 3298, Item 45 8/2/2012 (Staff);

Agenda 3299, Item 56 8/23/2012 (Staff)

## **Regular Agenda - Commissioner Reports**

**Regular Agenda - Management Reports and Resolutions**

46            **Report and Discussion by Consumer Protection and Safety**  
[11537]       **Division on Recent Safety Program Activities**

## Closed Session

*This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126(e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).*

### Closed Session - Applications for Rehearing

47                    **Conference With Legal Counsel - Application for Rehearing**  
[11538]

Compilation of applications for rehearing recently filed with the Commission.

*Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.*

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48                    **Conference with Legal Counsel - Application for Rehearing**  
[11539]

A10-05-015

Disposition of application for rehearing of Resolution E-4250 (Resolution) filed by Pacific Gas and Electric Company. The Resolution clarified that utilities should not solicit or accept opt-out requests to Community Choice Aggregation (CCA) service until the customers receive proper notification regarding the CCA program pursuant to Public Utilities Code section 366.2(c)(15)(A-C). The Resolution also promulgated rules preventing utilities from refusing to sell electricity to CCAs and from offering goods, services, or programs to induce local governments not to participate in a CCA.

*Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.*

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## **Closed Session - Initiation of Litigation - Non-Federal**

Consideration of possible Commission initiation of, or intervention in, litigation.

*Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.*

## **Closed Session - Threatened Litigation - Non-Federal**

Significant exposure to litigation

*Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session*

**Closed Session - Existing Litigation - Non-Federal**

## **Closed Session - Threatened Litigation - Federal**

Significant exposure to litigation in federal agency or court proceedings.

*Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session*

## **Closed Session - Initiation of Litigation - Federal**

Consideration of possible Commission initiation of, or intervention in, federal agency or court proceedings.

*Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.*

**Closed Session - Federal**

**Closed Session - FERC Docket No. EL00-95-000, et al.**

Conference with Legal Counsel - Existing Litigation; San Diego Gas & Electric Co., FERC Docket No. EL00-95, Investigation of Practices of the California Independent System Operator and the California Power Exchange, FERC Docket EL00-98, and related dockets, CPUC v. FERC, Ninth Circuit Nos. 01-71051, et al., and 01-71934, et al., and related dockets.

*Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.*

## **Closed Session - Personnel Matters**

Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.

*Gov. Code § 11126(a), allows this item to be considered in Closed Session*