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

## ***Public Agenda 3305***

***Thursday, November 29, 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, December 17, 2012 (San Francisco)	Thursday, November 29, 2012 (San Francisco)
Monday, January 07, 2013 (San Francisco)	Thursday, December 20, 2012 (San Francisco)
Friday, January 18, 2013 (San Francisco)	Thursday, January 10, 2013 (San Francisco)
Monday, February 11, 2013 (San Francisco)	Thursday, January 24, 2013 (San Francisco)
Monday, February 25, 2013 (San Francisco)	Wednesday, February 13, 2013 (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.***

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## PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 14, 15, 16, 30, 31, 38, 39

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**  
[11704]       **Recently Filed Formal Applications**

Res ALJ 176-3305

#### 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=36341538>

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Consent Agenda - Orders and Resolutions (continued)

2                    **Petition for Modification of Decision (D) 04-06-011 (as**  
[11649]            **Modified by D06-02-031 and D06-09-021) Regarding Otay**  
                      **Mesa Energy Center**

R01-10-024

Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.

**PROPOSED OUTCOME:**

- ® Grants San Diego Gas & Electric Company's (SDG&O) petition for modification.
- ® SDG&O is responsible for the Otay Mesa Energy Center plant's greenhouse gas compliance obligation attributed to SDG&O's dispatch of the Otay Mesa plant.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Peevey - ALJ Barnett)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36344346>

*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)

3  
[11652]      **Extends Critical Emergency Access Protections of  
Enhanced 9-1-1 Provisioning to Business Customers and  
Multi-Line Telephone System Users in California**

R10-04-011

Order Instituting Rulemaking to Improve Public Safety by Determining Methods for Implementing Enhanced 9-1-1 Services for Business Customers and for Multi-Line Telephone System Users.

**PROPOSED OUTCOME:**

® Resolves the rulemaking proceeding by directing:

® (1) the local exchange carriers to take certain actions designed to raise customer awareness of the critical Enhanced 9-1-1 PBX /MLTS safety issue that affects many of California's large businesses and other public facilities, including distributing the customer advisory brochure, and providing links on their webpages to the Commission's CalPhoneInfo website and specifically the PBX 9-1-1 Advisory and filing and/or revising their 9-1-1 tariffs such that their current and prospective business and PBX/MLTS customers are fully informed of options for provisioning accurate caller location information.

® (2) AT&VCalifornia to file a tariff for its "Inform 9 1 1" service.

® (3) the Commission's Communications Division and Office of Governmental Affairs to take all reasonable actions toward continuing the Commission's ongoing leadership role in raising awareness of the critical public safety Enhanced 9-1-1 concerns associated with the PBX/MLTS and placing the PBX 9-1-1 Advisory, on the Commission's CalPhoneInfo website, and supporting reasonable legislative efforts/solutions to the E9-1-1 public safety concerns, as necessary.

® Closes the proceeding.

**ESTIMATED COST:**

® No Fiscal Impact.

(Comr Simon - ALJ Kim)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=33777948>

*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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Agenda 3304, Item 12 11/8/2012 (Simon)

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Consent Agenda - Orders and Resolutions (continued)

4

**Joint Motion for Settlement Agreement**

[11660]

A11-12-011

In the Matter of Application of Kerman Telephone Co. d/b/a Sebastian, to Review Intrastate Rates and Charges and Rate of Return for Telephone Service Furnished within the State of California, and to Modify Selected Rates.

**PROPOSED OUTCOME:**

- ® Denies Joint Motion for Settlement proposed by Kerman Telephone Company and the Division of Ratepayer Advocates as not reasonable and not in the public interest.
- ® Directs Administrative Law Judge to proceed with issues set forth in Scoping Memo.

**ESTIMATED COST:**

- ® None.

(Comr Florio - ALJ Duda)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=30324359>

*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)

5                   **Southern California Edison Company's Proposed Form to  
[11664]            Implement Certain Interconnection Terms and Conditions**

Res E-4531, Advice Letter 2704-E filed on February 24, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves Southern California Edison Company's (SCE) request to approve Proposed Form 16-344-A without modification.

® Modifies SCE's List of Contracts and Deviations to offer Proposed Form 16-344-A as an interconnection agreement option for any Federal agency interconnecting to SCE's distribution system and otherwise eligible to participate in SCE's Net Energy Metering Tariff.

**ESTIMATED COST:**

® Not determinable.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36346297>

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

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6                   **Modifies Resolution G-3461 to Conform the Dates of the  
[11665]            Affiliate Transaction Audit**

Res G-3478

**PROPOSED OUTCOME:**

® Modifies Resolution G-3461 to conform the dates of the affiliate transactions audit ordered therein to the California Public Utilities Commission (Commission) Affiliate Transaction Rules.

® This resolution is made on the Commission's own motion.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36202616>

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

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Consent Agenda - Orders and Resolutions (continued)

7                    **Disclosure of Records of an Investigation**  
[11688]

Res L-445

Authorizes disclosure of records concerning the California Public Utilities Commission Consumer Protection and Safety Division's investigation of an August 13, 2012, electric incident that occurred at Laguna Road, Santa Cruz, California, once the investigation is complete.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36207668>

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

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8                    **Policies for Demand Response Rulemaking, Phase IV, Direct**  
[11689]            **Participation**

R07-01-041

Order Instituting Rulemaking regarding policies and protocols for demand response load impact estimates, cost-effectiveness methodologies, megawatt goals and alignment with California Independent System Operator Market Design Protocols.

**PROPOSED OUTCOME:**

- ® Determines that financial settlements re direct participation are not needed between load serving entities and demand response providers.
- ® Resolves several policy issues including the requirement for all demand response provider to register with the Commission.
- ® Schedules workshop(s) to finalize the Direct Participation Rule, Rule 24.
- ® Directs utilities to file applications for cost recovery of the implementation of Direct Participation, following implementation.
- ® Closes Rulemaking 07-01-041.

**ESTIMATED COST:**

- ® Unknown at this time.

(Comr Peevey - ALJ Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36026425>

*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)

9                   **Petition for Modification Regarding Devers-Palo Verde No. 2**  
[11690]           **Transmission Project**

A05-04-015

In the Matter of the Application of Southern California Edison Company for a Certificate of Public Convenience and Necessity Concerning the Devers-Palo Verde No. 2 Transmission Line Project.

**PROPOSED OUTCOME:**

® Grants the Petition for Modification of Decision (D) 07-01-040 (in Application 05-04-015), filed on September 5, 2012, by Southern California Edison Company (SCE). D07-01-040 granted a certificate of public convenience and necessity (CPCN) to SCE to construct the Devers-Palo Verde No. 2 Transmission Line Project (DPV2).

® Grants approval to incorporate modifications to the CPCN previously authorized for DPV2 in D07-01-040, as necessary to comply with recommendations of the Federal Aviation Administration.

® The modifications involve the marking of certain transmission line spans with marker balls and the installation of lights of certain transmission structures.

® Closes the proceeding.

**ESTIMATED COST:**

® None.

(Comr Peevey - ALJ Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36393331>

*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                   **Southern California Edison Company for a Permit to  
[11691]               Construct Electrical Facilities**

A10-12-016

In the Matter of the Application of Southern California Edison Company for a Permit to Construct Electrical Facilities with Voltages between 50 kV and 200 kV: Downs Substation Project.

**PROPOSED OUTCOME:**

- ® Grants Southern California Edison Company a permit to construct the Downs Substation Expansion Project.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® \$28.7 million.

(Comr Florio - ALJ McKinney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31877240>

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

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11 (Rev.)           **United Way of the Wine Country's Certification as the 2-1-1  
[11692]               Service Provider**

Res T-17381

**PROPOSED OUTCOME:**

- ® Approves United Way of the Wine Country's application to become a 2-1-1 provider for Humboldt County.

**ESTIMATED COST:**

- ® No cost to calling party.
- ® Expenses for telecommunications services connected with 2-1-1 are paid by the service provider.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31875991>

11/26/2012 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Orders and Resolutions (continued)

12                    **Rural Telecommunications Infrastructure Grant Funds to**  
[11693]                **the Pine Mountain Learning Center**

Res T-17380

**PROPOSED OUTCOME:**

® Brings telephone service to the Pine Mountain Learning Center, a school without telephone service in an area with poor cellular coverage.

**ESTIMATED COST:**

® \$390,000.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36393302>

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

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13                    **Rural Telecommunications Infrastructure Grant Funds to the**  
[11694]                **Siskiyou Telephone Company**

Res T-17378

**PROPOSED OUTCOME:**

® Authorizes reimbursement of \$93,140.13 for costs associated with Phase 2 Application for Godfrey Ranch Project.

**ESTIMATED COST:**

® \$93,140.13

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36202588>

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

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Consent Agenda - Orders and Resolutions (continued)

14                    **Dismissal of Case 12-07-022**

[11695]

C12-07-022

Alfred Labrada vs. Southern California Edison Company.

**PROPOSED OUTCOME:**

- ® Dismisses Complaint because it does not allege a violation of law or Commission rules.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Florio - ALJ Bemederfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36011414>

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

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

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15                    **Dismissal of Complaint**

[11696]

C12-05-025

Cinderella Hair, Inc. vs. MCI Communications Services, Inc., dba Verizon Business Services.

**PROPOSED OUTCOME:**

- ® Grants the Defendants Motion to Dismiss the Complaint.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31723469>

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

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

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Consent Agenda - Orders and Resolutions (continued)

16                    **T-Mobile West Corporation's Settlement Offer**  
[11697]

C12-07-017

Jovita O. Soloria vs. T-Mobile West Corporation, dba T-Mobile.

**PROPOSED OUTCOME:**

- ® Approves T-Mobile West Corporation's settlement offer to Ms. Jovita O. Soloria.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31570463>

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

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Consent Agenda - Orders and Resolutions (continued)

17                    **California Pacific Electric Company, LLC's General Rate**  
[11698]                **Case for Test Year 2013**

A12-02-014

Application of California Pacific Electric Company, LLC for Authority to Among Other Things, Increase Its Authorized Revenues for Electric Service, Update Its Energy Cost Adjustment Clause Billing Factors, Establish Marginal Costs, Allocate Revenues, And Design Rates, as of January 1, 2013.

**PROPOSED OUTCOME:**

- ® Adopts an all-party settlement.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® Results in a 4.6% rate increase effective 1/1/13.

(Comr Florio - ALJ Long)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36040143>

*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)

18                    **Dynamic Pricing Structure for Residential and Small**  
[11699]                **Non-Residential Customers**

A10-07-009

In the Matter of the Application of San Diego Gas & Electric Company for Approval of its Proposals for Dynamic Pricing and Recovery of Incremental Expenditures Required for Implementation.

**PROPOSED OUTCOME:**

- ® Adopts dynamic rate structures, implementation dates, and budget for residential and small non residential customers of San Diego Gas & Electric Company.
- ® Adopts related consumer protection provisions and education and outreach requirements.
- ® Adopts reporting requirements.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® \$92.7 million.

(Comr Peevey - ALJ Hecht)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31744972>

*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)

19                    **Petition to Modify Decision 12-07-008**  
[11701]

A04-09-019

In the Matter of Application of California-American Water Company for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future-Costs in Connection Therewith in Rates.

**PROPOSED OUTCOME:**

- ® Grants in part and denies in part petition to modify Decision 12-07-008.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Peevey - ALJ Weatherford)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36039813>

*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)

20                    **Armen Gugasian to Acquire Control of Catalina Passenger**  
[11702]                **Service, Inc.**

A12-09-011

In the Matter of the Application of Levon Gugasian and Zarouhi Gugasian as Trustees of the Gugasian Trust (a revocable family trust) dated May 8, 1996, collectively as Grantors, to transfer, by gift, their Two Thousand Eighty Three shares of the issued and outstanding shares of stock and, thereby, to transfer control of Catalina Passenger Service, Inc., a California corporation, an authorized vessel common carrier, providing service between Newport Beach, California, on the one hand and, on the other hand, Santa Catalina Island, California, pursuant to VCC47, to Armen Gugasian, Trustee of the Armen Gugasian Separate Property Trust, as Grantee, in accordance with Public Utilities Code Section 854.

**PROPOSED OUTCOME:**

® Grants the application of Armen Gugasian, Trustee of the Armen Gugasian Separate Property Trust, to acquire control of Catalina Passenger Service, Inc., a vessel common carrier, through the purchase of the 51% interest held by Levon Gugasian and Zarouhi Gugasian, Trustees of the Gugasian Trust.

® Closes the proceeding.

**ESTIMATED COST:**

® None.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=32722629>

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

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Consent Agenda - Orders and Resolutions (continued)

21                   **To Construct a New At-Grade Highway-Rail Crossing Over**  
[11703]               **Sacramento Regional Transit District Tracks in the City of**  
                          **Sacramento, Sacramento County**

A12-07-024

Application of the City of Sacramento for an order authorizing the construction of a new at-grade light rail crossing across the proposed extension of 5th Street north of H Street. In the vicinity of the proposed crossing, the light rail line travels along the northern side of H Street and is operated by the Sacramento Regional Transit District, located in the County of Sacramento, State of California.

**PROPOSED OUTCOME:**

- ® Grants the City of Sacramento authority to construct a new at-grade highway-rail crossing over Sacramento Regional Transit District tracks in the City of Sacramento.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® Discretionary project, not within scope of applicant's request.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31874176>

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

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Consent Agenda - Orders and Resolutions (continued)

22                    **Chevron Pipe Line Company to Cancel Service on its**  
[11707]                **Ventura Systems**

Res O-0056, Advice Letter (AL) 46 filed on August 24, 2012 and AL 46-A filed on September 13, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Grants Chevron Pipe Line Company's request to cancel crude oil transportation service on its petroleum pipeline system, Ventura Systems since the line has been idle since 1999.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=33171178>

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Consent Agenda - Orders and Resolutions (continued)

23                    **Golden State Water Company's New Debt and Equity**  
[11708]                **Securities**

A12-07-011

Application of Golden State Water Company for authorization to issue and sell additional debt and equity securities not exceeding the aggregate amount of \$225,000,000 and other related requests.

**PROPOSED OUTCOME:**

- ® To issue and sell new debt securities, common equity securities, and preferred equity securities not exceeding \$177,100,000, pursuant to Public Utilities Code Sections 816-830.
- ® Guarantee the securities or other obligations of governments or agencies that issue securities on behalf of Golden State Water Company (GSWC).
- ® Issue short-term debt securities for as much as 24 months.
- ® Execute and deliver one or more indentures, supplemental indentures or board resolutions and/or loan, credit or note purchase agreements or other agreements.
- ® Utilize selected debt securities enhancement and interest rate management features to improve the terms and lower the cost of new securities.
- ® In compliance with the New Financing Rule, these features are not counted against GSWC's authorized amount of new securities.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31881058>

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

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Consent Agenda - Orders and Resolutions (continued)

24                    **Southern California Edison Company's Amended Power**  
[11709]                **Purchase Agreement With Desert View Power**

A12-06-017

In the Matter of the Application of Southern California Edison Company for Approval of an Amendment to a Power Purchase Agreement between the Utility and Desert View Power and for Authority to Recover the Costs of Any Purchases Under the Amendment in Rates.

**PROPOSED OUTCOME:**

- ® Approves amendment to Southern California Edison Company's power purchase agreement with Desert View Power.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® Cost information is confidential.

(Comr Ferron - ALJ Minkin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=35122482>

*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)

25                    **Larry Lane for a Passenger Stage Corporation Certificate**  
[11710]  
A12-07-023

**PROPOSED OUTCOME:**

- ® Grants the application of Larry Lane to operate as a scheduled passenger stage corporation between points in Chico, Oroville and Marysville and Sacramento International Airport.
- ® Establishes a zone of rate freedom.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=32995064>

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

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Consent Agenda - Orders and Resolutions (continued)

26                    **Apple Valley Ranchos Water Company to Permit Payment of**  
[11713]                **Water Bills Using Credit or Debit Card**

Res W-4935, Advice Letter No. 171-W filed on May 17, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® To file a supplement to its approved Advice Letter 171 within five days of the effective date of this Resolution that includes tariff language consistent with Appendix A of the Resolution.
- ® Approves the utility to continue to allow customers to pay their water bills by credit or debit card on an optional basis and the charge for the service shall not exceed \$2.50 per transaction to be paid by those customers who use this service.
- ® Within 30 days, the utility is ordered to file a Tier 2 advice letter to establish a credit card memorandum account authorized by this Resolution to record all costs and savings associated with providing credit/debit card payment services.
- ® For its next general rate case, utility shall remove all ongoing costs associated with providing credit/debit card payment options from its base rates consistent with Public Utilities Code Section 755.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=33963306>

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Consent Agenda - Orders and Resolutions (continued)

27                    **Park Water Company to Permit Payment of Water Bills Using**  
[11714]                **a Credit or Debit Card**

Res W-4936, Advice Letter No. 231-W filed on May 10, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® To file a supplement to its approved Advice Letter 231-W consistent with directions provided in Ordering Paragraph 1. The supplement shall be filed within five days of the effective date of this resolution.
- ® Approves the utility to continue to allow customers to pay their water bills by credit or debit card on an optional basis and the charge for the service shall be \$2.50 per transaction to be paid by those customers using this service.
- ® Within 30 days, utility is ordered to file a Tier 2 advice letter to establish a credit card memorandum account to record all costs associated with providing credit/debit card payment services.
- ® For its next general rate case, utility shall remove all ongoing costs associated with providing credit/debit card payment options from its base rates consistent with Public Utilities Code Section 755.

**ESTIMATED COST:**

- ® None.

28                    **Park Water Company's Surcharge to Recover Balance in the**  
[11715]                **Cost of Capital Memorandum Account**

Res W-4937, Advice Letter 233-W filed on July 6, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Authorizes Park Water Company to collect a surcharge of \$0.025 per hundred cubic feet over a period of twelve months for residential and non-residential metered water service.
- ® Authorizes Park Water Company to collect a surcharge of \$0.014 per hundred cubic feet over a period of twelve months for reclaimed water service.

**ESTIMATED COST:**

- ® \$152,846.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=33904706>

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Consent Agenda - Orders and Resolutions (continued)

29                    **Cebridge Telecom CA, LLC's Indirect Trasfer of Control to**  
[11716]                **Nespresso Acquisition Corporation**

A12-07-021

Joint Application of Cebridge Telecom CA, LLC, Cequel Communications Holdings, LLC and Nespresso Acquisition Corporation for Expedited Approval of Indirect Transfer of Control of Cebridge Telecom CA, LLC, Pursuant to California Public Utilities Code Section 854(a).

**PROPOSED OUTCOME:**

- ® Grants indirect transfer of control of Cebridge Telecom CA, LLC to Nespresso Acquisition Corporation.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Clark)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=34957713>

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

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Consent Agenda - Orders and Resolutions (continued)

30                    **Denial of Relief Requested Regarding**  
[11717]

(ECP) C12-07-009

Michael Perez vs. Verizon Wireless.

**PROPOSED OUTCOME:**

- ® Denies relief requested by complainant Michael Perez to fine Verizon Wireless for "slamming."
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31873336>

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

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Consent Agenda - Orders and Resolutions (continued)

31

### **Order Extending Statutory Deadline**

[11722]

109-12-016

Order Instituting Investigation on the Commission's own motion into the alleged failure of TracFone Wireless, Inc. to collect and remit public purpose program surcharges and user fees on revenue from its sale of intrastate telephone service to California consumers, in violation of the laws, rules and regulations of this State; Order to Show Cause why Respondent should not immediately be ordered to pay all such outstanding sums plus interest, and be subject to penalties for such violations.

#### **PROPOSED OUTCOME:**

® Extends statutory deadline until August 19, 2013.

#### **ESTIMATED COST:**

® None.

(Comr Florio - ALJ McKinney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=33027971>

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

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Consent Agenda - Orders and Resolutions (continued)

32                    **Allocation of the Revised 2013 Revenue Requirement**  
[11723]                **Determination of the California Department of Water**  
                             **Resources**

R11-03-006

Order Instituting Rulemaking to Consider the Annual Revenue Requirement Determination of the California Department of Water Resources and related issues.

**PROPOSED OUTCOME:**

® Allocates the California Department of Water Resources' (DWR) revised 2013 revenue requirement determination of \$861 million to the electricity customers of Pacific Gas and Electric Company (PG&E), San Diego Gas & Electric Company (SDG&E), and Southern California Edison Company (SCE) using the allocation methodology adopted in Decision (D) 05-06-060, as modified by D08-11-056.

® The allocation will result in DWR recovering its electric power costs and bond-related financing costs for 2013 from the electric customers of these three utilities.

® Adopts methodology for the allocation of negative revenue requirements for PG&E, SCE, and SDG&E for the year 2013.

**ESTIMATED COST:**

® \$861 million.

(Comr Florio - ALJ Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=35993424>

*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)

33                    **Southern California Edison Company to Recover Costs**  
[11725]                **Incurred in 2009, 2010, and 2011**

A12-05-003

Application of Southern California Edison Company for Authorization to Recover Costs Incurred in 2009, 2010, and 2011 and Recorded in the Bark Beetle Catastrophic Event Memorandum Account.

**PROPOSED OUTCOME:**

- ® Approves request of Southern California Edison Company to move \$11.735 million to balancing account for inclusion in rates.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® \$11.735 million.

(Comr Ferron - ALJ Bemederfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31571353>

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

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34                    **CUSA PCSTC, LLC's Transfer of a Passenger Stage**  
[11726]                **Corporation Certificate**

A12-07-018

**PROPOSED OUTCOME:**

- ® Grants the application for approval to transfer a passenger stage corporation certificate from CUSA PCSTC, LLC to Pacific Coast Sightseeing Tours and Charters, Inc.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=33972601>

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

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Consent Agenda - Orders and Resolutions (continued)

35                    **Tele Circuit Network Corporation for a Certificate of Public  
[11727]                Convenience and Necessity**

A11-10-005

Application of Tele Circuit Network Corporation for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013.

**PROPOSED OUTCOME:**

- ® Adopts settlement agreement and grants applicant a Certificate of Public Convenience and Necessity.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=33761607>

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

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Consent Agenda - Orders and Resolutions (continued)

36                    **Transfer of Certificate of Public Convenience and Necessity**  
[11728]                **and Grant of Exemption From Bond Requirement**

A12-05-007, A12-05-008 - Related matters.

Joint Application of Central Valley Telecom, LLC for Authorization for a Transfer of its Certificate of Public Convenience and Necessity to CVIN, LLC.

**PROPOSED OUTCOME:**

- ® Consolidates cases.
- ® Approves transfer of certificate of public convenience and necessity.
- ® Grants exemption from performance bond requirement.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Rochester)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=33033515>

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

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Consent Agenda - Orders and Resolutions (continued)

37                    **Order Extending Statutory Deadline**  
[11740]

A10-07-009

In the Matter of the Application of San Diego Gas & Electric Company for Approval of its Proposals for Dynamic Pricing and Recovery of Incremental Expenditures Required for Implementation.

**PROPOSED OUTCOME:**

® Extends the statutory deadline for this proceeding to February 11, 2013.

**ESTIMATED COST:**

® None.

(Comr Peevey - ALJ Hecht)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=34968967>

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

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38                    **Order Extending Statutory Deadline**  
[11741]

C10-12-001, C11-02-015 - Related matters.

VAYA Telecom, Inc. vs Pacific Bell Telephone Company d/b/a AT&t California.

**PROPOSED OUTCOME:**

® Extends the statutory deadline for these proceedings to June 18, 2013.

**ESTIMATED COST:**

® None.

(Comr Sandoval - ALJ MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=34982853>

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

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Consent Agenda - Orders and Resolutions (continued)

39

### **Order Extending Statutory Deadline**

[11742]

I10-12-010

Order Instituting Investigation on the Commission's own motion into the operations, practices, and conduct of Telseven, LLC, Calling 10 LLC dba California Calling 10, and Patrick Hines, an individual, to determine whether Telseven, Calling 10, and Patrick Hines have violated the laws, rules and regulations of this State in the provision of directory assistance services to California consumers.

#### **PROPOSED OUTCOME:**

® Extends the statutory deadline for this proceeding to December 16, 2013.

#### **ESTIMATED COST:**

® None.

(Comr Sandoval - ALJ Bushey)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=34984680>

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

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**Consent Agenda - Intervenor Compensation Orders**

40

**Compensation to the Natural Resources Defense Council**

[11656]

R09-08-009

Order Instituting Rulemaking on the Commission's own motion to consider alternative-fueled vehicle tariffs, infrastructure and policies to support California's greenhouse gas emissions reduction goals.

**PROPOSED OUTCOME:**

® Awards the Natural Resources Defense Council \$42,324.95 in intervenor compensation for contributions to Decision 11-07-029.

**ESTIMATED COST:**

® Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company, and Southern California Gas Company will pay the awarded amount of \$42,324.95, plus interest.

(Comr Peevey - ALJ DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36043738>

*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 - Intervenor Compensation Orders (continued)

41                    **Compensation to the Union of Concerned Scientists**  
[11724]

R11-05-005

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

**PROPOSED OUTCOME:**

® Awards the Union of Concerned Scientists \$14,008.95 in intervenor compensation for substantial contributions to Decision (D) 11-12-052 and D11-05-018.

**ESTIMATED COST:**

® The awarded amount of \$14,008.95, plus interest, will be paid from the intervenor compensation program fund.

(Comr Ferron - ALJ Simon)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=30341892>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

42 (Rev.)            **Compensation to The Utility Reform Network**  
[11729]

R04-04-003, R06-02-012 - Related matters.

Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning.

**PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$660,166.25 for intervenor compensation for participation in the Procurement Review Groups of the three largest electric utilities.

® Closes the proceeding.

**ESTIMATED COST:**

® Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company will pay the awarded amount of \$660,166.25, plus interest.

(Comr Ferron - ALJ Yip-Kikugawa)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=35000658>

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

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11/20/2012 - This revision was not shown on the Agenda mailed to the public.

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## Regular Agenda

### Regular Agenda - Energy Orders

43                    **Management and Administration of the Nuclear**  
[11647]                **Decommissioning Trust Funds in Phase 2**

A09-04-007, A09-04-009 - Related matters.

Application of Pacific Gas and Electric Company in its 2009 Nuclear Decommissioning Cost Triennial Proceeding.

#### **PROPOSED OUTCOME:**

- ® Recommends expansion of authorized investments types to potentially improve returns, and makes changes to achieve more uniformity and transparency regarding administration of the Funds.
- ® Closes the proceeding.

#### **ESTIMATED COST:**

- ® None.

(Comr Simon - ALJ Darling)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=30327765>

*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 Orders (continued)

43a/11658 [11658]

A09-04-007, A09-04-009 - Related matters.

**PROPOSED OUTCOME:**

® Recommends expansion of authorized investments to potentially improve returns, including authority under certain circumstances to make limited investments in hedge funds, private equity, commodities, and real estate, including expanded use of derivatives.

® Makes changes to achieve more uniformity and transparency regarding administration of the Funds.

**ESTIMATED COST:**

® None.

(Comr Simon)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=30329311>

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

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Regular Agenda - Energy Orders (continued)

44

### **Wildfire Expense Balancing Account**

[11654]

A09-08-020

Application of San Diego Gas & Electric Company, Southern California Edison Company, Southern California Gas Company and Pacific Gas and Electric Company for Authority to Establish a Wildfire Expense Balancing Account to Record for Future Recovery Wildfire-Related Costs.

#### **PROPOSED OUTCOME:**

- ® Denies the request of San Diego Gas & Electric Company and Southern California Gas Company for a Wildfire Expense Balancing Account.
- ® Dissolves the Wildfire Expense Memorandum Accounts authorized in Resolution E-4311.
- ® Closes the proceeding.

#### **ESTIMATED COST:**

- ® None.

(Comr Simon - ALJ Bushey)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=35162796>

*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 Orders (continued)

44a/11667 [11667]

**PROPOSED OUTCOME:**

® Authorizes San Diego Gas & Electric Company and Southern California Gas Company to record in a balancing account 90% of uninsured payments that are in excess of \$10 million per wildfire where:

- ® Those payments are made in inverse condemnation.
- ® There has been a finding by a court or this Commission that the utility was not at fault.
- ® Denies the utilities' requests to record other wildfire costs in a Wildfire Expense Balancing Account.
- ® This proceeding remains open.

**ESTIMATED COST:**

® Not determined.

(Comr Simon)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=31877096>

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

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Regular Agenda - Energy Orders (continued)

45 (Rev.)            **Southern California Edison Company's Test Year 2012**  
[11672]            **General Rate Case**

A10-11-015

Application of Southern California Edison Company for Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2012, and to Reflect That Increase In Rates.

**PROPOSED OUTCOME:**

- ® Authorizes a \$5.671 billion revenue requirement for Test Year 2012 for Southern California Edison Company to provide safe and reliable electric service.
- ® This is a 5.04% increase over the projected revenue requirement at present rates.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® \$271,908,000 in additional rates in 2012.

(Comr Simon - ALJ Darling)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=37186170>

*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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11/28/2012 - This revision was not shown on the Agenda mailed to the public.

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Regular Agenda - Energy Orders (continued)

46                    **Lawrence Livermore National Laboratory's Research Fund**  
[11700]                **Agreement**

A11-07-008

Application of Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company for Authority to Increase Electric Rates and Charges to Recover Costs of Research and Development Agreement with Lawrence Livermore National Laboratory for 21st Century Energy Systems.

**PROPOSED OUTCOME:**

- ® Grants authority to recover costs of research and enter into a research contract.
- ® Establishes governance structure & sets policies guiding research.
- ® Establishes a Tier 1 advice letter process for reviewing research.
- ® Closes the proceeding.

**ESTIMATED COST:**

- ® \$152.19 million.

(Comr Peevey - ALJ Sullivan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=37488250>

*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 - Communication Orders

### 47                    **Revisions to Basic Telephone Service** [10844]

R09-06-019

Order Instituting Rulemaking Regarding Revisions to the California High Cost Fund B Program.

#### **PROPOSED OUTCOME:**

- Ⓜ Adopts an updated definition of basic telecommunications service offered by any carriers of last resort.
- Ⓜ The revised definition is designed to:
- Ⓜ Consolidate and streamline existing listings of service elements.
- Ⓜ Apply technology-neutral terminology and definitions.
- Ⓜ Avoid degrading standards necessary to meet essential universal service needs.

#### **ESTIMATED COST:**

- Ⓜ No specific cost changes anticipated in basic rates.

(Comr Peevey - ALJ Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=36022082>

*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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Agenda 3286, Item 52 12/15/2011 (Staff);  
 Agenda 3287, Item 62 1/12/2012 (Peevey);  
 Agenda 3288, Item 29 2/1/2012 (Peevey);  
 Agenda 3290, Item 41 3/8/2012 (Ferron);  
 Agenda 3292, Item 68 4/19/2012 (Florio);  
 Agenda 3294, Item 38 5/24/2012 (Sandoval);  
 Agenda 3296, Item 43 6/21/2012 (Florio);  
 Agenda 3297, Item 36 7/12/2012 (Simon);  
 Agenda 3298, Item 36 8/2/2012 (Pub. Util. Code §311(e));  
 Agenda 3299, Item 50 8/23/2012 (Sandoval);  
 Agenda 3301, Item 27 9/27/2012 (Ferron);  
 Agenda 3303 , Item 36 10/25/2012 (Simon)

Regular Agenda - Communication Orders (continued)

47a/11471  
[11471]

### PROPOSED OUTCOME:

Updates and consolidates requirements for residential basic telephone service for telephone corporations offering basic service. Substantive differences between the Alternate Proposed Decision (APD) and Revision 5 of the Proposed Decision exist in the following areas:

- ® The APD establishes tariff filing requirements.
- ® The APD requires that basic service be offered at monthly rates with no contracts, and on a stand-alone basis unless an exemption is obtained, but also allows other options.
- ® The APD requires that all basic service providers provide a dependable voice-grade connection to the public telephone network, with compliance requirements depending on the technology used.
- ® The APD requires that all incoming calls be provided without per-minute or per-call charges.
- ® In addition to flat rate basic service for calling within specified geographic areas, the APD requires some basic service providers, and allows the others, to offer measured rate service in the same geographic areas.
- ® The APD requires 911/Enhanced 911 location accuracy and reliability comparable to that required of existing wireline carriers.
- ® The APD requires that customers be allowed to choose, without charge, whether to have a listing included, or not, in a White Pages directory and/or directory assistance.
- ® The APD retains access to operator services as a separate element of basic service.
- ® The APD retains free access to 800 and 8YY toll-free services, with no per-minute or per-call charges.
- ® The APD defers service quality issues for all basic service providers to Rulemaking 11-12-001. In the meantime, basic service providers using non-traditional technologies must meet service quality requirements applicable to Uniform Regulatory Framework Carriers of Last Resort.

### ESTIMATED COST:

- ® No specific cost changes anticipated in basic rates.

(Comr Florio)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=37188972>

Agenda 3298, Item 36a 8/2/2012 (Pub. Util. Code §311(e));

Agenda 3299, Item 50a 8/23/2012 (Sandoval);

Agenda 3301, Item 27a 9/27/2012 (Ferron);

Agenda 3303 , Item 36a 10/25/2012 (Simon)

Regular Agenda - Communication Orders (continued)

48  
[11669]      **Telephone Corporations Seeking Certificates of Public Convenience and Necessity and Wireless Carriers Seeking Registration**

R11-11-006

Order Instituting Rulemaking to Revise the Certification Process for Telephone Corporations and the Registration Process for Wireless Carriers.

**PROPOSED OUTCOME:**

® Revises the application process for telephone corporations seeking Certificates of Public Convenience and Necessity (CPCN) and wireless carriers seeking registration. The decision proposes to:

® Require all applicants seeking or holding a CPCN, and wireless carriers seeking or holding registration to post a bond to facilitate the collection of fines, fees, taxes, penalties, and restitution. Existing CPCN holders and wireless registrants must obtain a bond equal to or greater than 10% of intrastate revenues reported to the Commission during the preceding calendar year or \$25,000, whichever is greater. New applicants granted a CPCN or wireless carriers granted registration must obtain a bond of \$25,000.

® Exempts Uniform Regulatory Framework and General Rate Case Local Exchange Carriers from the requirement to obtain a performance bond.

® Requires CPCN applicants and wireless registrants to provide resumes of all key officers, directors, and owners of 10% or more of outstanding shares, listing all previous employment held by these individuals, and to provide information on prior or current known investigations by governmental agencies, and any settlement agreements, voluntary payments, or any other type of monetary forfeitures.

® Requires applicants seeking to transfer licenses or registration to verify compliance with Commission reporting, fee, and surcharge transmittals.

® Directs the Commission to seek legislative action to increase the application fee for new and transferred CPCN authority from \$75 to \$500.

® Requires wireless registrants to pay a \$250 fee for new and transferred wireless registration.

® Establishes a minimum annual user fee of \$100 for CPCN holders and wireless registrants including those reporting no intrastate revenues.

**ESTIMATED COST:**

® Zero dollars to ratepayers.

® Fee increase to carriers to offset administrative costs.

(Comr Sandoval - ALJ MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=30325577>

*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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**Regular Agenda - Legal Division Matters**

49                    **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);
- Agenda 3300, Item 43 9/13/2012 (Staff);
- Agenda 3302 , Item 29 10/11/2012 (Staff);
- Agenda 3303 , Item 38 10/25/2012 (Staff)

## **Regular Agenda - Legislative and Other Matters**

## **Regular Agenda - Commissioner Reports**

**Regular Agenda - Management Reports and Resolutions**

50  
[11705]

**Report and Discussion by Consumer Protection and Safety  
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

51                    **Conference with Legal Counsel - Application for Rehearing**  
[11706]

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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52                    **Conference with Legal Counsel - Application for Rehearing**  
[11632]

A10-01-012

Disposition of the application for rehearing of Decision (D) 11-03-035 (Decision) filed by the Monterey Peninsula Water Management District (the District). In D11-03-035, the Commission considered a California-American Water Company (Cal-Am) application, and subsequent proposed settlement agreement between Cal-Am, the District, and the Division of Ratepayer Advocates (DRA). Both the application and proposed settlement recommended approval of a District User Fee set at 8.325% of Cal-Am's total revenue. Cal-Am would collect the User Fee in its Monterey customer rates and remit those costs to the District for its cost to implement the Carmel River Mitigation and Aquifer Storage and Recovery Programs. The Decision rejected the proposed settlement and authorized Cal-Am to amend its application with additional information to support the proposal.

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

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Agenda 3303 , Item 42 10/25/2012

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Closed Session - Applications for Rehearing (continued)

53                    **Conference with Legal Counsel - Application for Rehearing**  
[11687]

C03-05-023

Disposition of the Application for Rehearing of Decision (D) 09-09-014 filed by Raw Bandwidth Communications (Raw Bandwidth). D09-09-014 found that AT&T California and AT&T Advance Solutions, Inc. did not act unjustly and unreasonably in violation of Public Utilities Code Section 451 when they did not provide Raw Bandwidth with advanced notice of disconnection of Digital Subscriber Line Transport Service when an end-user's voice service was disconnected for nonpayment.

*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*