
Public Utilities Commission of the State of California

Public Agenda 3311

March 21, 2013 9:00 a.m. at Conference Ctr. Hrg. Rm.

San Diego County Operations Center

5520 Overland Ave., San Diego, California

Commissioners

Michael R. Peevey, President

Mark J. Ferron

Michel Peter Florio

Carla J. Peterman

Catherine J.K. Sandoval

For each agenda item, a summary of the proposed action is included; the Commission's decision may however, differ from that proposed. To listen by phone, dial 1-800-857-1917 and enter passcode 92105 or access our website at <http://www.cpuc.ca.gov>

Scheduled Commission Meetings

505 Van Ness Avenue, San Francisco

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <i>Closed to the Public</i>	<i>Commission Meeting</i> Auditorium (9:00 a.m.) <i>Open to the Public</i>
Monday, March 18, 2013 (San Francisco)	Thursday, March 21, 2013 (San Diego)
Friday, March 29, 2013 (San Francisco)	Thursday, April 04, 2013 (San Francisco at 9:30 a.m.)
Monday, April 15, 2013 (San Francisco)	Thursday, April 18, 2013 (San Francisco at 9:30 a.m.)
Monday, May 06, 2013 (San Francisco)	Thursday, May 09, 2013 (San Francisco at 9:30 a.m.)
Monday, May 20, 2013 (San Francisco)	Thursday, May 23, 2013 (San Francisco at 9:30 a.m.)

**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



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.
- 7, 8, 11, 16, 17, 18, 26, 30, 33

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**
[11940] **Recently Filed Formal Applications**

Res ALJ 176-3311

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=58239447>

Consent Agenda - Orders and Resolutions (continued)

2

Petition for Modification of Decision 12-02-035

[11749]

A08-03-015

Application of Southern California Edison Company for Authority to Implement and Recover in Rates the Cost of its Proposed Solar Photovoltaic Program.

PROPOSED OUTCOME:

® Denies a petition for modification of Decision 12-02-035 (Solar Photovoltaic Program) filed by Southern California Edison Company.

® Closes the proceeding.

SAFETY CONSIDERATIONS:

® It is the utility’s responsibility to adhere to all Commission rules, decisions, General Orders and statutes including Pub. Util. Code Section 451 to take all actions “...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.”

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Ebke)

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

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

-
- Agenda 3306, Item 20 12/20/2012 (Florio);
 - Agenda 3307, Item 6 1/10/2013 (Florio);
 - Agenda 3308, Item 2 1/24/2013 (Ferron);
 - Agenda 3310, Item 2 2/28/2013 (Ferron)

Consent Agenda - Orders and Resolutions (continued)

3 **Refunds of Overcharges**

[11753]

A08-09-024, C08-03-021, C09-02-007, C09-03-027 - Related matters.

Application of San Pablo Bay Pipeline Company LLC for Approval of Tariffs for the San Joaquin Valley Crude Oil Pipeline.

PROPOSED OUTCOME:

® Orders Shell Entities to pay refunds to independent shippers for the period April 1, 2005, to July 1, 2011.

® Closes the proceeding.

SAFETY CONSIDERATIONS:

® It is the utilities' responsibility to adhere to all Commission rules, decisions, General Orders and statutes including Pub. Util. Code Section 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

® \$104 million.

(Comr Peevey - ALJ Bemserfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=49138450>

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

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

Agenda 3306, Item 24 12/20/2012 (Staff);

Agenda 3307, Item 9 1/10/2013 (Staff);

Agenda 3308, Item 4 1/24/2013 (Staff);

Agenda 3309, Item 2 2/13/2013 (Staff)

Consent Agenda - Orders and Resolutions (continued)

4 **Cold Springs Water Company's General Rate Increase to**
[11807] **Produce Additional Annual Revenue for Test Year 2012**

Res W-4941, Advice Letter 57 filed on April 25, 2012 - Related matters.

PROPOSED OUTCOME:

- ® To file a supplemental Advice Letter (AL) with the revised rate schedule attached to the Resolution as Appendix B.
- ® Adopts the quantities in Appendix D used to develop the Division of Water and Audit's recommendations.
- ® Authorizes the utility to file a Tier 2 AL within 30 days from effective date of resolution to collect over a twenty-four month period the under-collected revenues from April 25, 2012, the interim rate date, to the effective date of the new rates established in this Resolution.

SAFETY CONSIDERATIONS:

- ® Authorizes a test-year revenue requirement in order to provide safe and reliable water service.

ESTIMATED COST:

- ® \$73,471 or 35.44%.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=42170315>

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

Agenda 3308, Item 7 1/24/2013 (Staff);

Agenda 3309, Item 4 2/13/2013 (Staff)

Consent Agenda - Orders and Resolutions (continued)

5 **Sale of Shares of Common Stock of Lake Alpine Water**
[11868] **Company**

A11-04-013

PROPOSED OUTCOME:

® Authorizes James L. and Marianne S. Orvis to sell and Aspen Forest Investment Co., LLC to buy 5,000 shares, representing 50% of the Common Stock in Lake Alpine Water Company.

SAFETY CONSIDERATIONS:

® It is the utility's responsibility to adhere to all Commission rules, decisions, general orders, and statutes, including Pub. Util. Code Section 451, to take all actions "...necessary to promote safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=61273465>

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

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

Agenda 3310, Item 5 2/28/2013 (Staff)

Consent Agenda - Orders and Resolutions (continued)

6 **Annual Fee to Implement the Digital Infrastructure and Video**
[11869] **Competition Act for Fiscal Year 2012-2013**

Res T-17387

PROPOSED OUTCOME:

® Approval of Communications Division Resolution for the Digital Infrastructure and Video Competition Act annual fee for Fiscal Year 2012-2013 in the amount of \$950,000.

SAFETY CONSIDERATIONS:

® There are no safety considerations associated with this Resolution.

ESTIMATED COST:

® The program is funded by the fees collected from providers in the total amount of \$950,000.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=55438097>

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

Agenda 3310, Item 6 2/28/2013 (Florio)

Consent Agenda - Orders and Resolutions (continued)

7 **Dismisses Complaint**

[11901]

C11-04-019

Maria V. Lawrence vs. Pacific Gas and Electric Company.

PROPOSED OUTCOME:

- ® Dismisses complaint of Maria V. Lawrence against Pacific Gas and Electric Company.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® None as a result of this decision.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62865724>

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

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

Consent Agenda - Orders and Resolutions (continued)

8

Dismisses Complaint

[11902]

C11-04-018

Maria V. Lawrence vs. Pacific Gas and Electric Company.

PROPOSED OUTCOME:

- ® Dismisses complaint of Maria V. Lawrence against Pacific Gas and Electric Company.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® None as a result of this decision.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=61283788>

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

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

Consent Agenda - Orders and Resolutions (continued)

9 **Fiscal Agent for the Eastern Sierra Connect Regional
[11909] Broadband Consortium**

Res T-17392

PROPOSED OUTCOME:

® Approves Desert Mountain Resource Conservation and Development Council as the fiscal agent for the Eastern Sierra Connect Regional Broadband Consortium (in Mono, Inyo, and Eastern Kern Counties).

SAFETY CONSIDERATIONS:

® While no direct or quantifiable safety impact is associated with approving a new fiscal agent, this resolution has an indirect positive impact on public safety as it would allow consortium activities to continue to promote broadband service in the Eastern Sierra.

ESTIMATED COST:

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=61196540>

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

10 **Disclosure of Records of an Investigation**
[11910]

Res L-447

Authorizes disclosure of records concerning the California Public Utilities Commission Safety and Enforcement Division’s investigation of a December 22, 2011 electric incident that occurred at 273 Terrace Road, Arrowhead, San Bernardino County, California.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=60758609>

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

Consent Agenda - Orders and Resolutions (continued)

11

Petition of San Diego County Superior Court

[11919]

I12-08-004

Investigation on the Commission's Own Motion into the Operations and Practices of Live Oaks Springs Water & Power Company, and its Owner/Operator, Nazar B. Najor; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should not Petition the San Diego County Superior Court for a Receiver to Assume Possession and Operation of the Live Oaks Springs Water & Power Company pursuant to the California Public Utilities Code section 855. Other Named Respondents Include City National Bank, Live Oak Holding, LLC a Nevada Limited Liability Company; Matthew Semmer, Receiver for City National Bank.

PROPOSED OUTCOME:

® Corrects named respondents to accurately identify current and additional respondents based upon facts that have emerged since the Order Instituting Investigation was issued.

® Proceeding remains open to address issues identified in the assigned Commissioner's September 25, 2012 Scoping Memo and Ruling.

SAFETY CONSIDERATIONS:

® Allows the Commission to continue fulfilling its duties under Public Utilities Code Section 451, including to take all actions necessary to promote the safety, health, comfort, and convenience of utility patrons, employees, and the public.

ESTIMATED COST:

® None.

(Comr Sandoval - ALJ Galvin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=60161788>

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

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

Consent Agenda - Orders and Resolutions (continued)

12 **Southern California Gas Company to Implement New Terms
[11926] of California Gas Producers' Access to the Pipeline System**

Res G-3464, Advice Letter 4177 filed on November 30, 2010 - Related matters.

PROPOSED OUTCOME:

® Adopts terms and conditions of access to the Southern California Gas Company (SoCalGas) gas pipeline system for California gas producers.

® To implement those terms and conditions, most of SoCalGas' proposals for a new rate schedule, new agreement forms, and revisions to existing tariff rules and an existing agreement and the deletion of an existing form are adopted, while others are modified.

SAFETY CONSIDERATIONS:

® Several of the terms discussed in this resolution could directly or indirectly impact the safety of the SoCalGas pipeline system and the safety of SoCalGas customers, particularly those related to balancing and gas quality. The Commission has taken into account these potential safety impacts. It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders and statutes including Public Utility Code Section 451 to take all actions "... necessary to promote the safety, health, comfort, and convenience of its patrons, employees and the public."

ESTIMATED COST:

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=61196576>

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

Consent Agenda - Orders and Resolutions (continued)

13
[11927] **Southern California Gas Company's Second Memorandum
in Lieu of Contract Between the Utility System Operator and
the Gas Acquisition Department**

Res G-3476, Advice Letter 4394 filed on August 17, 2012 - Related matters.

PROPOSED OUTCOME:

® Approves the request for a Memorandum in Lieu of Contract with modifications that will ensure that bundled core customers will have met their daily share of Southern System minimum flow requirements before being relieved of any System Reliability Memorandum Account costs.

SAFETY CONSIDERATIONS:

® This resolution has an indirect positive impact on customer safety through its potential to reduce curtailments.

ESTIMATED COST:

® Unknown.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=61206390>

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

Consent Agenda - Orders and Resolutions (continued)

14 **San Francisco Bay Area Rapid Transit District Safety and**
[11929] **Security Certification Plan**

Res ST-150

PROPOSED OUTCOME:

® Grants the San Francisco Bay Area Rapid Transit District's request for approval of its Safety and Security Certification Plan for New Vehicle procurement.

SAFETY CONSIDERATIONS:

® Considers the safety of the public and employees who will be riding or operating these new vehicles on the San Francisco Bay Area Rapid Transit District's (BART or the District) entire system. BART is responsible to adhere to all Commission rules, decisions, General Orders, and statutes including Public. Util. Code Section 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=60166152>

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

Consent Agenda - Orders and Resolutions (continued)

15 **Final Report of the 2011 On-Site Security Review of Angels**
[11930] **Flight Railway Company**

Res ST-151

PROPOSED OUTCOME:

® Approves the 2011 Angels Flight Railway Company On-Site Security Review Report dated February 5, 2013.

SAFETY CONSIDERATIONS:

® Considers the safety/security of the Angels Flight Railway company (AFRC) by measuring AFRC adherence to applicable regulations and the AFRC System Security Plan. AFRC is responsible to adhere to all Commission rules, decision, General Orders, and statutes including Public. Util. Code Section 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=60162005>

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

Consent Agenda - Orders and Resolutions (continued)

16

Dismisses Case 12-08-013

[11931]

C12-08-013

Understanding Behavior, Inc. vs. Cbeyond Communications, LLC.

PROPOSED OUTCOME:

- ® Dismisses Case 12-08-013 for Lack of Prosecution.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® No Safety issues are raised as a result of this decision.

ESTIMATED COST:

- ® None.

(Comr Sandoval - ALJ Barnett)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62429328>

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

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

Consent Agenda - Orders and Resolutions (continued)

17 **Dismisses Complaint**

[11934]

(ECP) C12-11-012

Barbara Jerrey vs. T-Mobile West LLC, dba T-Mobile.

PROPOSED OUTCOME:

- ® Dismisses complaint of Barbara Jerrey against T-Mobile West, LLC, dba T-Mobile as moot.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® No Safety Issues are raised by the complaint.

ESTIMATED COST:

- ® None.

(Comr Sandoval - ALJ MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=47342709>

Consent Agenda - Orders and Resolutions (continued)

18 **Dismisses Complaint**

[11935]

(ECP) C12-11-010

F.S. Orsay vs. Verizon California, Inc.

PROPOSED OUTCOME:

® Dismisses complaint of F.S. Orsay against Verizon California Inc. for failure to state a cause of action.

® Denies relief sought.

® Closes the proceeding.

SAFETY CONSIDERATIONS:

® No Safety Issues are raised.

ESTIMATED COST:

® None.

(Comr Sandoval - ALJ MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=47475775>

Consent Agenda - Orders and Resolutions (continued)

19

Settlement Agreement to Increase Rates

[11936]

A12-05-006

Application of West Coast Gas Company to Revise its Gas Rates and Tariffs.

PROPOSED OUTCOME:

® West Coast Gas Company (WCG) and the Division of Ratepayer Advocates have settled this rate application for an increase in rates of \$101,570 WCG had requested an increase of \$146,806.

® Closes the proceeding.

SAFETY CONSIDERATIONS:

® It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders, and statutes including Pub. Util. Code § 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

® \$101,570.

(Comr Florio - ALJ Barnett)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=59453680>

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

Consent Agenda - Orders and Resolutions (continued)

20 **Southern California Edison Company's Cost-Effectiveness**
[11937] **Plan for its Demand Bidding Program**

Res E-4563, Advice Letter 2751-E Filed on June 28, 2012 - Related matters.

PROPOSED OUTCOME:

® Approves Southern California Edison Company's (SCE) Cost-Effective Plan with Revised Result for the Demand Bidding Program.

SAFETY CONSIDERATIONS:

® Approves a Cost-Effectiveness Plan for an SCE Demand Response Program. Demand Response programs can provide demand reductions at critical times such as during extreme temperatures or when the California Independent System Operator issues a warning or alert. Demand reductions during such times can help avert a rotating outage. Rotating outages can create health and safety threats to the public.

ESTIMATED COST:

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=61176729>

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

Consent Agenda - Orders and Resolutions (continued)

21 **Consideration Whether to Continue and/or Modify the Cost**
[11938] **of Capital Mechanism Established by Decision 08-05-035**

A12-04-015, A12-04-016, A12-04-017, A12-04-018 - Related matters.

Application of Southern California Edison Company for Authority to Establish Its Authorized Cost of Capital for Utility Operations for 2013 and to Reset the Annual Cost of Capital Adjustment Mechanism.

PROPOSED OUTCOME:

® Approves a stipulated agreement providing for Southern California Edison Company, San Diego Gas & Electric Company, Southern California Gas Company and Pacific Gas and Electric Company to use a cost of capital mechanism in each year that the utilities are not required to file a cost of capital application.

® Closes the consolidated proceeding.

SAFETY CONSIDERATIONS:

® Maintains a fair and reasonable cost of capital, which allows the utilities to continue fulfilling their duties under Pub. Util. Code § 451, including to take all actions necessary to promote the safety, health, comfort, and convenience of utility patrons, employees, and the public.

ESTIMATED COST:

® Unknown.

(Comr Ferron - ALJ Galvin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=60422551>

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

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

Consent Agenda - Orders and Resolutions (continued)

22 **New Order Instituting Investigation**
[11944]

I. _____

Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Pacific Gas and Electric Company.

PROPOSED OUTCOME:

® To consolidate an investigation with Pacific Gas and Electric Company's (PG&E) General Rate Case Application 12-11-009.

® To allow the Commission to consider proposals other than PG&E's.

® To enable the Commission to enter orders on matters in this consolidated proceeding for which the utility may not be the proponent.

SAFETY CONSIDERATIONS:

® A separate investigation allows for Commission discretion to consider safety proposals of others besides PG&E.

ESTIMATED COST:

® Unknown, pending further record development.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=52576111>

Consent Agenda - Orders and Resolutions (continued)

23 **Pacific Gas and Electric Company's Extension of a Power**
[11947] **Purchase Agreement With Bailey Creek**

Res E-4578, Advice Letter 4174-E filed on January 9, 2013 - Related matters.

PROPOSED OUTCOME:

® Approves without modification the second extension of a power purchase agreement with Bailey Creek while Bailey Creek completes the necessary steps to participate in the California Independent System Operator market.

SAFETY CONSIDERATIONS:

® As an existing and operational facility, there are no incremental safety implications associated with this contract beyond the status quo.

ESTIMATED COST:

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

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=55024299>

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

Consent Agenda - Orders and Resolutions (continued)

24 **Del Oro Water Company to Produce an Increase in Gross**
[11948] **Annual Revenue**

Res W-4943, Advice Letter 338 filed on May 7, 2012 - Related matters.

PROPOSED OUTCOME:

- ® Adopts Del Oro Water Company's (DOWC) Country Estates District's Schedule CE-1A, Annual General Metered Service, attached this resolution as Appendix B.
- ® Authorizes DOWC to file a Supplemental Advice Letter incorporating the adopted rate schedule and concurrently cancel its presently effectively Schedule CE-1A, Annual General Metered Service.
- ® The effective date of the revised schedule shall be five days after the date of filing.

SAFETY CONSIDERATIONS:

- ® It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders and statutes including Pub. Util. Code Section 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- ® \$45,629.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=58685853>

Consent Agenda - Orders and Resolutions (continued)

25 **To Rescind Southern California Gas Company's 2009 Gas**
[11950] **Assistance Fund**

Res E-4557, Advice Letter (AL) 2065-E filed on February 20, 2009, AL 1842-G filed on February 20, 2009, AL 3963-G filed on February 20, 2009 and AL 4408-G filed on September 28, 2013 - Related matters.

PROPOSED OUTCOME:

- ® Rescinds approval of the now-moot and duplicative Advice Letter (AL) 3963-G, approved by Resolution E-4251, regarding Southern California Gas Company's (SoCalGas) 2009 Gas Assistance Fund (GAF) fund-shifting request.
- ® Approved AL 4168-G subsequently authorized alternative funding sources in response to a rehearing request objecting to the original funding source.
- ® AL 3963-B was never implemented and is moot.
- ® Approves, with modifications, SoCalGas' request to withdraw AL 3963-G.
- ® It rejects SoCalGas' request to delete all references to AL 3963-G in the modified Resolution E-4251, because it contains useful background information.

SAFETY CONSIDERATIONS:

- ® This Resolution has an indirect positive impact on customer safety through its potential to reduce curtailments.

ESTIMATED COST:

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=57279247>

Consent Agenda - Orders and Resolutions (continued)

26 **Order Extending Statutory Deadline**
[11954]

C11-10-024

Rolando Menendez vs. Pacific Gas and Electric Company.

PROPOSED OUTCOME:

® Extension of deadline for proceeding from July 20, 2013 to April 20, 2014.

SAFETY CONSIDERATIONS:

® Time extension does not have safety risks because the 12 kilovolt distribution line is de-energized.

ESTIMATED COST:

® None.

(Comr Florio - ALJ Weatherford)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=50678726>

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

Consent Agenda - Orders and Resolutions (continued)

27
[11957] **Pacific Gas and Electric Company to Recover Costs of
Greenhouse Gas Reduction Compliance at Gas Compressor
Station as Required by Assembly Bill 32**

A12-06-010

PROPOSED OUTCOME:

- ® Grants Pacific Gas and Electric Company's application to recover costs of compliance with Assembly Bill 32 Greenhouse Gas reduction requirements, for gas compressor stations.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® Nothing in this application changes the utility's obligation to operate its gas compressor stations safely in accordance with Pub. Util. Code § 451.

ESTIMATED COST:

- ® Gas rates will increase by estimate of \$3.335 million in 2013 and \$4.268 million in 2014.

(Comr Ferron - ALJ Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=48767781>

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

Consent Agenda - Orders and Resolutions (continued)

28 **Order Extending Statutory Deadline**
[11958]

A11-06-006, A11-06-029, A11-07-001 - Related matters.

In the Matter of the Application of San Diego Gas & Electric Company for Adoption of its Smart Grid Deployment Plan.

PROPOSED OUTCOME:

® Extends Statutory deadline 60 days to June 2, 2013 because additional review of complex documents is required.

SAFETY CONSIDERATIONS:

® None as a result of this decision.

ESTIMATED COST:

® None.

(Comr Peevey - ALJ Sullivan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=54970662>

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

Consent Agenda - Orders and Resolutions (continued)

29
[11980] **Petition for Modification of Decision 09-12-044 and Decision
12-03-050 to Further Narrow Construction Stay of Segment
8A of Tehachapi Renewable Transmission Project**

A07-06-031

In the Matter of the Application of Southern California Edison Company for a Certificate of Public Convenience and Necessity Concerning the Tehachapi Renewable Transmission Project (Segments 4 through 11).

PROPOSED OUTCOME:

® Approves Southern California Edison Company's unopposed petition for modification of Decision (D) 09-12-044 and D12-03-050.

® Removes from the current, continuing stay of all work outside of the City of Chino Hills and work within that city relating solely to the re-location of a portion of the access road that extends off Everest Drive.

SAFETY CONSIDERATIONS:

® No direct safety impacts; however, in as much as electric reliability has broad-reaching safety implications, decisions may have far-reaching, indirect implications in preserving the online date for the Tehachapi Renewable Transmission Project.

ESTIMATED COST:

® No change to costs ordered; however, to the extent that construction crews need not be laid off and delays to the construction schedule are avoided, the decision may serve to avoid or minimize costs.

(Comr Peevey - ALJ Vieth)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=56082622>

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

Consent Agenda - Orders and Resolutions (continued)

30 **Order Extending Statutory Deadline**
[11983]

C10-03-011

City of Davis, California vs. NewPath Networks, LLC, a New Jersey Limited Liability Company.

PROPOSED OUTCOME:

® Extends the 12-month statutory deadline of Case 10-03-011 from March 23, 2013, to March 24, 2014.

SAFETY CONSIDERATIONS:

® Extension of this case will allow both parties adequate time to finalize a pending Settlement and give proper consideration to all matters, including the safety of NewPath Networks, LLC's proposed construction.

ESTIMATED COST:

® None.

(Comr Sandoval - ALJ MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=54668461>

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

Consent Agenda - Orders and Resolutions (continued)

31 **Order Extending Statutory Deadline**
[11984]

A11-07-005

PROPOSED OUTCOME:

® Extends statutory deadline for this proceeding to June 3, 2013.

SAFETY CONSIDERATIONS:

® None as a result of this decision.

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Long)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=55533298>

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

Consent Agenda - Orders and Resolutions (continued)

32 **New Order Instituting Rulemaking**
[11985]

R. _____

Order Instituting Rulemaking to Add Speech Generating Devices to the Deaf and Disabled Telecommunications Program.

PROPOSED OUTCOME:

® Opening of an Order Instituting Rulemaking in order to develop and institute rules and procedures to address the amendment to Pub. Util. Code § 2881, which modifies the Deaf and Disabled Telecommunications Program (DDTP) to:

® Add speech language pathologists to the list of agents that can certify individuals as being eligible to receive equipment from the DDTP.

® Expands the equipment provided by the DDTP to include speech generating devices.

SAFETY CONSIDERATIONS:

® Provision of speech generating devices will enable persons with speech disabilities to use telecommunications services, including 9-1-1 emergency calls.

ESTIMATED COST:

® The expansion of DDTP to include speech generating devices will increase DDTP annual expenditures approximately \$12 million, which can be funded by the current DDTP surcharge.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=60491796>

Consent Agenda - Orders and Resolutions (continued)

33 **Order Extending Statutory Deadline**
[11987]

C12-03-024

Noemi Romero dba Marlyn's American Grill vs. Pacific Gas and Electric Company.

PROPOSED OUTCOME:

® Extends statutory deadline for this proceeding to September 27, 2013.

SAFTEY CONSIDERATIONS:

® None as a result of this decision.

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Farrar)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=58242047>

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

Consent Agenda - Orders and Resolutions (continued)

34 **New Order Instituting Investigation**
[11992]

I. _____

Order Instituting Investigation on the Commission's Own Motion into the Reasonableness of the Rates Currently in Effect, and Other Matters, for Valencia Water Company, a Corporation.

PROPOSED OUTCOME:

® Opens a companion investigation to pending Applications (A) 13-01-003, A13-01-004 and Case 13-01-005.

SAFETY CONSIDERATIONS:

® Ensure that Valencia Water Company continues to comply with all applicable Health and Safety requirements to protect consumers and employees.

ESTIMATED COST:

® Unknown at this time.

® Rates are made subject to refund dependent upon the eventual outcome of the proceeding.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=60424142>

Consent Agenda - Intervenor Compensation Orders

35

Compensation to the Alliance for Nuclear Responsibility

[11943]

A10-01-022

Application of Pacific Gas and Electric Company to Recover the Costs Associated with Renewal of the Diablo Canyon Power Plant Operating Licenses.

PROPOSED OUTCOME:

® Awards the Alliance for Nuclear Responsibility \$25,383.00 for contribution to Decision 12-02-004.

SAFETY CONSIDERATIONS:

® Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Pub. Util. Code § 451 to take all actions ". . . necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

® Pacific Gas and Electric Company will pay \$25,383.00, plus interest.

(Comr Florio - ALJ Barnett)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=49182360>

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

Consent Agenda - Intervenor Compensation Orders (continued)

36 **Compensation to The Utility Reform Network**
[11959]

R10-12-008

Order Instituting Rulemaking to Consider Modifications to the California Advanced Services Fund Including those Necessary to Implement Loan Program and Other Provisions of Recent Legislation.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$27,172.50 for its substantial contribution to Decisions (D) 11-06-038 and D12-02-015.

SAFETY CONSIDERATIONS:

® Decision compensates intervenor for its contributions in support of a program intended to promote penetration of Broadband service throughout California, thereby promoting the public health, safety, and comfort, consistent with Pub. Util. Code § 451.

ESTIMATED COST:

® The Intervenor Compensation Fund will pay \$27,172.50, plus interest.

(Comr Peevey - ALJ Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=53331378>

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

Consent Agenda - Intervenor Compensation Orders (continued)

37 **Compensation to the Greenlining Institute**

[11960]

R10-02-005

Order Instituting Rulemaking on the Commission's Own Motion to Address the Issue of Customers' Electric and Natural Gas Service Disconnection.

PROPOSED OUTCOME:

® Awards the Greenlining Institute \$15,406.75 for substantial contribution to Rulemaking 10-02-005.

SAFETY CONSIDERATIONS:

® The intervenor's substantial contributions help to reduce customer disconnections; such reduction promotes safety, health, and comfort consistent with Pub. Util. Code § 451.

ESTIMATED COST:

® San Diego Gas & Electric Company, Southern California Gas Company, Pacific Gas and Electric Company and Southern California Edison Company will pay \$15,406.75 plus interest, based on their California-jurisdictional gas and electric revenues for the 2010 calendar year.

(Comr Florio - ALJ Ebke)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=53636644>

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

Consent Agenda - Intervenor Compensation Orders (continued)

38 **Compensation to The Utility Reform Network**
[11961]

R10-05-004

Order Instituting Rulemaking Regarding Policies, Procedures and Rules for the California Solar Initiative, the Self-Generation Incentive Program and Other Distributed Generation Issues.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$28,927.50 for substantial contribution(s) to Decisions (D) 10-09-046, D11-09-015, D11-12-030 and assigned Commissioner rulings.

SAFETY CONSIDERATIONS:

® Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Pub. Util. Code § 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

® Utilities will pay \$28,927.50, plus interest.

(Comr Peevey - ALJ Duda, ALJ Ebke)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=55064262>

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

Consent Agenda - Intervenor Compensation Orders (continued)

39 **Compensation to The Utility Reform Network**
[11977]

R10-02-005

Order Instituting Rulemaking on the Commission's Own Motion to Address the Issue of Customer's Electric and Natural Gas Service Disconnection.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$53,971.59 for substantial contribution to Decisions (D) 10-12-051 and D12-03-054.

SAFETY CONSIDERATIONS:

® This award compensates an intervenor's work that substantially contributed to the resolution of safety-related issues in this proceeding.

ESTIMATED COST:

® Pacific Gas and Electric Company, San Diego Gas & Electric Company, Southern California Edison Company, and Southern California Gas Company will pay \$53,971.59, plus interest.

(Comr Florio - ALJ Ebke)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=61277032>

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

Consent Agenda - Intervenor Compensation Orders (continued)

40

Compensation to The Vote Solar Initiative

[11986]

A10-03-014

Application of Pacific Gas and Electric Company to Revise its Electric Marginal Costs, Revenue Allocation, and Rate Design, including Real Time Pricing, to Revise its Customer Energy Statements, and to Seek Recovery of incremental Expenditures.

PROPOSED OUTCOME:

® Awards The Vote Solar Initiative \$10,358 for its contribution to Decision 12-03-056.

SAFETY CONSIDERATIONS:

® Substantial Contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Pub. Util. Code § 451 to take all actions ". . . necessary to promote the safety, health, comfort, and convenient of its patrons, employees, and the public."

ESTIMATED COST:

® Pacific Gas and Electric Company to pay \$10,358, plus interest.

(Comr Peevey - ALJ Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=55434150>

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

Regular Agenda

Regular Agenda - Energy Orders

41 **San Diego Gas & Electric Company's Local Capacity
[11757] Requirement and Power Tolling Agreements**

A11-05-023

Application of San Diego Gas & Electric Company for Authority to Enter into Purchase Power Tolling Agreements with Escondido Energy Center, Pio Pico Energy Center and Quail Brush Power.

PROPOSED OUTCOME:

- ® Determines a local capacity requirement need and directs San Diego Gas & Electric Company (SDG&E) to procure up to 343 megawatts of local generation capacity beginning in 2018.
- ® Denies SDG&E authority to enter into purchase power tolling agreements with Escondido Energy Center, Pio Pico Energy Center, and Quail Brush Power, without prejudice to a renewed application for their approval, if amended to match the timing of the identified need, or upon a different showing of need.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders and statutes including Pub. Util. Code Section 451 to take all actions "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- ® None.

(Comr Ferron - ALJ Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=60761913>

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

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

Agenda 3306, Item 58 12/20/2012 (Ferron);
 Agenda 3307, Item 29 1/10/2013 (Ferron);
 Agenda 3308, Item 29 1/24/2013 (Florio);
 Agenda 3309, Item 24 2/13/2013 (Peterman);
 Agenda 3310, Item 33 2/28/2013 (Peevey)

Regular Agenda - Energy Orders (continued)

41a/11758 [11758]

PROPOSED OUTCOME:

- ® Determines a local capacity requirement need and directs San Diego Gas & Electric Company (SDG&E) to procure up to 298 megawatts of local generation capacity beginning in 2018.
- ® Grants SDG&E authority to enter into a purchase power tolling agreement with Escondido Energy Center.
- ® Denies authority to enter into purchase power tolling agreements with Pio Pico Energy Center and Quail Brush Power.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Costs will be confidential at this time.

(Comr Ferron)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=60898567>

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

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

-
- Agenda 3306, Item 58a 12/20/2012 (Ferron);
 - Agenda 3307, Item 29a 1/10/2013 (Ferron);
 - Agenda 3308, Item 29a 1/24/2013 (Florio);
 - Agenda 3309, Item 24a 2/13/2013 (Peterman);
 - Agenda 3310, Item 33a 2/28/2013 (Peevey)

Regular Agenda - Energy Orders (continued)

42 **Pacific Gas and Electric Company's Power Purchase**
[11922] **Agreement With Nevada Irrigation District**

A12-06-014

Application of Pacific Gas and Electric Company for Expedited Approval of the Power Purchase Agreement with Nevada Irrigation District and for Authority to Recover the Costs of the Agreement In Rates.

PROPOSED OUTCOME:

- ® Grants Pacific Gas and Electric Company (PG&E) authority to recover the costs of Power Purchase Agreement in rates.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders, and statutes including Public Utilities Code 451, and to take all actions ". . . necessary to promote safety, health comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- ® Confidential.

(Comr Florio - ALJ Farrar)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62506380>

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

Agenda 3310, Item 35 2/28/2013 (Ferron)

Regular Agenda - Energy Orders (continued)

43 (Rev.) **Addressing Settlements on Marginal Cost, Revenue
[11932] Allocation, and Rate Design**

A11-06-007

Application of Southern California Edison Company to Establish Marginal Costs, Allocate Revenues, Design Rates, and Implement Additional Dynamic Pricing Rates.

PROPOSED OUTCOME:

® Approves six settlement agreements to establish marginal costs, allocate revenues, and design rates for service provided to Southern California Edison Company's (SCE) residential; small commercial and industrial; medium and large power commercial; agricultural and pumping; and street light and traffic control customers.

® Closes the proceeding.

SAFETY CONSIDERATIONS:

® Authorizes rates to collect a previously approved revenue requirement necessary to provide safe and reliable electric service.

ESTIMATED COST:

® Provides for implementation of rates to collect the revenue requirement approved in Decision 12-11-051, SCE's Phase 1 General Rate Case decision, which approved a 5.04% increase over the projected revenue requirement at present rates.

(Comr Peevey - ALJ Roscow)

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

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

03/20/2013 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Energy Orders (continued)

44 **Pacific Gas and Electric Company's Application for Smart
[11923] Grid Pilot Deployment Project**

A11-11-017

In the Matter of the Application of Pacific Gas and Electric Company for Adoption of its Smart Grid Pilot Deployment Project.

PROPOSED OUTCOME:

- ® Approves three Distribution Pilot projects.
- ® Approves a Short Term Demand Forecasting pilot.
- ® Denies a Technology, Evaluation, Standards and Testing Initiative and a Customer Outreach and Education Project.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

® The Distribution Pilot projects will study Smart Grid Technologies to improve the reliability of the electrical grid which complies with the requirement of Pub. Util. Code § 451 for utilities to promote the safety, health, comfort and convenience of its patrons, employees, and the public.

ESTIMATED COST:

® \$82.8 million.

(Comr Peevey - ALJ Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62410950>

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

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

Regular Agenda - Communication Orders

45
[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.

SAFETY CONSIDERATIONS:

Ⓡ Allows the Commission to continue fulfilling its duties under Pub. Util. Code Section 451, including to take all actions necessary to promote the safety, health, comfort, and convenience of utility patrons, employees, and the public.

ESTIMATED COST:

Ⓡ Zero dollars to ratepayers.

Ⓡ Fee increase to carriers to offset administrative costs.

(Comr Sandoval - ALJ MacDonald)

Regular Agenda - Communication Orders

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=55538018>

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

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

Agenda 3305, Item 48 11/29/2012 (Sandoval);

Agenda 3306, Item 60 12/20/2012 (Sandoval);

Agenda 3307, Item 32 1/10/2013 (Peevey);

Agenda 3308, Item 33 1/24/2013 (Peevey);

Agenda 3309, Item 27 2/13/2013 (Ferron);

Agenda 3310, Item 36 2/28/2013 (Staff)

46 Rural Telecommunications Infrastructure Grant Program [11746] Project

Res T-17382

PROPOSED OUTCOME:

® Brings telephone service to four Channel Islands, off the coast of Ventura, that are currently unserved.

SAFETY CONSIDERATIONS:

® The lack of access to 9-1-1 on the Channel Islands is an important consideration in this Resolution T-17382.

® In 2011, there were 61,000 visitors to the Channel Islands National Park. Access to 9-1-1 service for Channel Islands visitors will provide a safer visitor experience.

ESTIMATED COST:

® \$2,693,000.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62400828>

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

Agenda 3306, Item 17 12/20/2012 (Florio);

Agenda 3307, Item 5 1/10/2013 (Staff);

Agenda 3308, Item 35 1/24/2013 (Florio);

Agenda 3310, Item 37 2/28/2013 (Sandoval)

Regular Agenda - Communication Orders (continued)

47 **Authority to Construct Telecommunications Facilities on the**
[11920] **Channel Islands**

A10-02-009

In the Matter of the application of Channel Islands Telephone Company to expand its existing certificate of public convenience and necessity to include full facilities-based authority to construct telecommunications facilities to serve certain previously-unserved Channel Islands.

PROPOSED OUTCOME:

- ® Grants a Certificate of Public Convenience and Necessary to provide facilities-based local and interexchange service to and within the Channel Island.
- ® Opens a Phase 2 to consider whether applicant violated Rule 1.1 of the Commission's Rules of Practice and Procedure.

SAFETY CONSIDERATIONS:

- ® Will increase telephone service in and around Channel Islands improving safety.

ESTIMATED COST:

- ® \$2,342,865 for construction provided by Rural Telecommunications infrastructure grant and \$125,000 from company founder.

(Comr Peevey - ALJ MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=55538051>

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

Agenda 3310, Item 28 2/28/2013 (Peevey)

Regular Agenda - Transportation/Rail Safety Orders

48 **New Electrical Safety Standards for High Speed Trains and**
[11924] **New Order Instituting Rulemaking**

P12-10-011, R._____ - Related matters.

Petition to Adopt, Amend, or Repeal a Regulation Pursuant to Pub. Util. Code Section 1708.5.

PROPOSED OUTCOME:

® Grants petition to open rulemaking on safety standards for high speed trains and opens the rulemaking as well.

SAFETY CONSIDERATIONS:

® Evaluates electrical safety standard for high speed rail project and may adopt new standard as required.

ESTIMATED COST:

® None directly for the rulemaking but any adopted standards could have impacts on the cost of high speed rail.

(Comr Florio - ALJ Bemederfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=37668930>

Regular Agenda - Legal Division Matters

49 **Comments Before the Federal Communications Commission**
[11963] **Regarding Service Obligations for Connect America Phase II**

DA No. 13-284, Dkt No. 10-90

On February 26, 2013, the Federal Communications Commission's Wireline Competition Bureau (Bureau) issued a notice of seeking further comment on rules regarding service obligations for Connect America Phase II and determining who is an unsubsidized competitor. Specifically, the Bureau seeks comment on how it will determine which census blocks are served by an unsubsidized competitor, how price cap carriers will demonstrate they are meeting the Commission's requirements for reasonable comparability, and what other providers will need to demonstrate to be deemed unsubsidized competitors.

Staff seeks authority to file comments in response.

Comments Due: 03/28/2013. Reply Comments Due: 04/12/2013.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=59918579>

50 **Comments Before the Federal Communications Commission**
[11978] **Regarding the Matter of Rural Call Completion**

FCC 13-18; WC Docket No. 13-39

On February 7, 2013, the Federal Communications Commission (FCC) issued a notice of proposed rulemaking seeking comment on rules to help address problems in the completion of long-distance telephone calls to rural customers, including measures to improve the FCC's ability to monitor the delivery of long-distance calls to rural areas and aid enforcement action in connection with providers' call-completion practices; reporting and data retention requirements that would allow the FCC to review a long distance provider's call performance to specific areas; and how to minimize the burden of compliance with proposed rules, particularly for originating providers whose call-routing practices do not appear to cause significant call-completion problems.

Staff seeks authority to file comments in response.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=59541375>

Regular Agenda - Legislative and Other Matters**51 Ratepayer-Funded Energy Efficiency Assistance**
[11964]

AB 270 (Bradford)

This bill would obligate the California Public Utilities Commission to require the electrical and gas corporations to cooperate in establishing a public website with ratepayer-funded energy efficiency programs information.

52 Telecommunications: Prepaid Mobile Telephony Services:
[11965] **State Surcharge and Fees: Local Charges Collection**

AB 300 (Perea)

This bill would establish a prepaid mobile telephony service surcharge, consisting of a state component and a local component, and require all customers purchasing prepaid mobile telephony service at retail to pay the charge to the retail seller. (Recommended Position: Oppose).

53 (Rev.) Public Utilities: Electric Program Investment Charge:
[11966] **Disposition**

AB 340 (Bradford)

This bill would require that California Public Utilities Commission (CPUC) administered Reliable Electric Service Investments Act grants comply with CPUC General Order 156 rules to increase participation of women and minority owned businesses in procurement of utilities contracts. (Recommended Position: Support with Technical Amendments).

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62506436>

03/18/2013 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Legislative and Other Matters (continued)

54 (Rev.) **Public Utilities: Public Utilities Act: Violation: Defense**
[11967]

AB 415 (Garcia)

This bill would prohibit the California Public Utilities Commission (CPUC) from commencing or maintaining an adjudication or other enforcement action or proceeding against an entity if that entity has relied, in good faith, on the advice or direction of the staff of the CPUC. (Recommended Position: Oppose).

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62787691>

03/18/2013 - This revision was not shown on the Agenda mailed to the public.

55 (Rev.) **Electricity**
[11968]

AB 687 (Hernandez)

This bill would give entities that are currently treating and remediating groundwater at a designated Superfund site highest priority in acquiring electric service by direct transactions. (Recommended Position: Neutral)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62520258>

03/18/2013 - This revision was not shown on the Agenda mailed to the public.

56 **Energy: Energy Efficiency**
[11969]

AB 719 (Hernandez)

This bill would require an electrical corporation to replace certain low-efficiency light bulbs with high-efficiency light bulbs in street lights that the electrical corporation owns.

Regular Agenda - Legislative and Other Matters (continued)

57 (Rev.) **Renewable Energy Resources: Hydroelectric Generation**
[11970]

AB 762 (Patterson)

This bill would revise the definition of hydroelectric facilities eligible for the California Renewables Portfolio Standard Program to include facilities of any size that meet certain requirements.

(Recommended Position: Oppose).

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62787717>

03/18/2013 - This revision was not shown on the Agenda mailed to the public.

58 (Rev.) **Telecommunications: California Teleconnect Fund**
[11971] **Administrative Committee Fund**

AB 876 (Bonta)

This bill would require the California Public Utilities Commission to revise the California Teleconnect Fund to prioritize certain services, establish and maintain a database of services purchased, and compare school rates to those of for-profit entities. (Recommended Position: Support if amended).

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62486688>

03/18/2013 - This revision was not shown on the Agenda mailed to the public.

59 (Rev.) **Telecommunications: California Teleconnect Fund**
[11972] **Administrative Committee Fund**

AB 1100 (Levine)

This bill would prohibit an annual limit for the reimbursement provided to the California Community Colleges as part of the California Teleconnect Fund. (Recommended Position: Oppose unless amended).

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62503668>

03/18/2013 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Legislative and Other Matters (continued)

60 (Rev.) **Water Corporations: Sewer System Corporations:**
[11973] **Appointment of Receiver**

SB 489 (Fuller)

This bill would authorize the California Public Utilities Commission (CPUC) to appoint a receiver to assume operation of a water or sewer corporation and to operate its system upon such terms and conditions as the CPUC prescribes if a corporation is unable or unwilling to adequately serve its ratepayers. (Recommended Position: Support as sponsor).

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62518952>

03/18/2013 - This revision was not shown on the Agenda mailed to the public.

61 (Rev.) **Public Utilities Commission: Organization: Proceedings**
[11974]

SB 611 (Hill)

This bill would remove the California Public Utilities Commission (CPUC) president's ability to direct the executive director, attorney, and other staff of the CPUC; require the CPUC to adopt procedures on the disqualification of commissioners due to bias or prejudice; and prohibit an officer, employee, or agent of the CPUC that is assigned to assist in the prosecution of, or to testify in, an adjudication case from participating in the decision of the case or in the decision of any factually related proceeding.

(Recommended Position: Oppose).

03/19/2013 - This revision was not shown on the Agenda mailed to the public.

62 (Rev.) **Telecommunications: Universal Service Programs:**
[11975] **California Advanced Services Fund**

SB 740 (Padilla)

This bill would allow the California Public Utilities Commission (CPUC) to award California Advanced Services Fund (CASF) grants to certain entities that do not have a Certificate of Public Convenience and Necessity and would authorize the CPUC to collect additional money for the CASF until 2020.

(Recommended Position: Support).

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=62787681>

03/18/2013 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Commissioner Reports

Regular Agenda - Management Reports and Resolutions

63
[11941]

**Report and Discussion by Safety and Enforcement 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

64 **Conference with Legal Counsel - Application for Rehearing**
[11942]

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.

65 **Conference with Legal Counsel - Application for Rehearing**
[11912]

R08-01-025

Disposition of Applications for Rehearing of Decision (D) 09-06-028, filed by Center for Energy Efficiency and Renewable Technologies, and jointly by The Utility Reform Network, California Wind Energy Association, American Wind Energy Association, and Solar Alliance. D09-06-028 established local capacity procurement obligations for 2010 applicable to Commission-jurisdictional electric load-serving entities.

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