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

## ***Public Agenda 3319***

***August 15, 2013 9:30 a.m.***

***Sunset Cultural Center, San Carlos Street***

***Carmel-by-the-Sea, 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>*

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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 (9:30 a.m.) <b><i>Open to the Public</i></b>
Monday, August 12, 2013 (San Francisco)	Thursday, August 15, 2013 (Carmel-by-the-Sea)
Monday, August 26, 2013 (San Francisco)	Thursday, August 29, 2013 (San Francisco at 1:00 p.m.)
Friday, August 30, 2013 (San Francisco)	Thursday, September 05, 2013 (San Francisco)
Monday, September 16, 2013 (San Francisco)	Thursday, September 19, 2013 (San Francisco)
Monday, September 30, 2013 (San Francisco)	Thursday, October 03, 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.***

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



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**PUBLIC COMMENT**

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

- All items on the closed session agenda.
- 14, 16, 22, 25

**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**  
[12254]            **Recently Filed Formal Applications**

Res ALJ 176-3319

**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=73759262>

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Consent Agenda - Orders and Resolutions (continued)

2                    **Verizon California Incorporated's Deviation From Public**  
[12064]           **Utilities Code Section 320**

Res T-17397, Advice Letter (AL) No. 12415 filed on June 18, 2009, AL No. 12415 A filed on November 16, 2009 - Related matters.

**PROPOSED OUTCOME:**

® Authorizes Verizon California Incorporated's request for a Public Utilities Code Section 320 deviation, upon the documented completion of three mitigation measures and a fine of \$5,000 within one calendar year.

**SAFETY CONSIDERATIONS:**

® During a site visit, Communications Division Staff observed sagging overhead distribution facilities, and leaning poles along Scenic Highway 395 in Mono County. While at the time there appeared to be no danger to the public or property, these facilities should be inspected for compliance with G.O. 95, as recommended in this Resolution.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75462641>

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

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Agenda 3314, Item 14 5/9/2013 (Staff);  
Agenda 3315, Item 8 5/23/2013 (Staff);  
Agenda 3316, Item 3 6/27/2013 (Staff);  
Agenda 3318, Item 4 7/25/2013 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

3                    **Del Oro Water Company General Rate Increase**  
[12184]

Res W-4954, Advice Letter 315-A filed on December 7, 2011 - Related matters.

**PROPOSED OUTCOME:**

- ® Grants authority to Del Oro Water Company, California Pines District (Del Oro) to file a supplemental advice letter with the revised rate schedule attached to the Resolution as Appendix B.
- ® Concurrently cancels effective rate Schedule No. CP-1A and CP-1B.
- ® Effective date of Revised Schedules shall be five days after the date of filing.
- ® Del Oro will be required to file an advice letter on or before November 20, 2013, in order for the 2012 escalation rates to be made effective on January 1, 2014.
- ® Del Oro shall submit a revised Affiliate Transaction Compliance Plan and Procedures within 60 days of the effective date of the Resolution.

**SAFETY CONSIDERATIONS:**

- ® It is the utility's responsibility to adhere to all Commission rules, decisions, General Orders and statutes including Public Utilities 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:**

- ® \$52,251.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=74121368>

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

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Agenda 3318, Item 7 7/25/2013 (Peterman)

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Consent Agenda - Orders and Resolutions (continued)

4                    **Modification of Existing Incentives Program for Solar Water**  
[12220]           **Heating for Multi-Family Commerical Applications to Include**  
                     **Solar Pool Heating**

R12-11-005

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:**

- ® Modifies the California Solar Initiative (CSI) Thermal Program to allow solar pool heating systems installed at government, non-profit, and educational sites to qualify for incentives.
- ® These incentives will be paid from the CSI Thermal Solar Water Heating incentive budget for multi-family/commercial.
- ® Single-family applicants do not qualify.

**SAFETY CONSIDERATIONS:**

- ® Each utility is responsible to adhere to all Commission rules, decisions, General Orders, and statutes including Public Utilities 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:**

- ® There will be no additional cost.
- ® Incentives to be paid from existing CSI-Thermal Program budget.

(Comr Peevey - ALJ MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75445766>

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

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

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Consent Agenda - Orders and Resolutions (continued)

5                    **Southern California Edison Company's Two Agreements**  
[12237]           **with Harbor Cogeneration Company, LLC for Procurement of**  
                      **Combined Heat and Power Products**

Res E-4554, Advice Letter 2772-E, filed on August 31, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Denies the two agreements between Southern California Edison Company (SCE) and Harbor Cogeneration Company (Harbor) pursuant to the terms of the Qualifying Facility and Combined Heat and Power (CHP) Program Settlement Agreement.

**SAFETY CONSIDERATIONS:**

- ® The Harbor Agreements are between SCE and Harbor.
- ® The Commission's general jurisdiction extends only over SCE, not Harbor.
- ® Based on the conflicting information on the facility's operational configurations before us in the Advice Letter, Independent Evaluator Report, and Federal Energy Regulatory Commission Notice of Self-Certification, the Commission cannot conclude that the Harbor Agreements will not result in any adverse safety impacts on the facilities or operations of SCE.

**ESTIMATED COST:**

® Capacity, energy, and variable cost components of the Harbor Agreements are confidential at this time due to its selection through the CHP Request for Offers, which is a competitive solicitation.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75666220>

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

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Consent Agenda - Orders and Resolutions (continued)

6                    **Rules Governing a Household Goods Carrier's Use of**  
[12242]           **Electronic Documents, Electronic Signatures, and Electronic**  
                     **Retention of Records**

Res TL-19109

Amends Item 4 and Item 88, and adds Item 10 and Item 475, to the Maximum Rate Tariff 4 to Establish Rules Governing the Use of Electronic Documents, Electronic Signatures, and Electronic Retention of Documents by Household Goods Carriers.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75530970>

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

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7                    **Decision on Rehearing of Resolution SX-100**  
[12244]

A11-12-010

Application of Neighbors for Smart Rail for Rehearing of Resolution SX-100 and for Oral Argument.

**PROPOSED OUTCOME:**

® Grants authority to construct 16 at grade and 11 grade separated rail crossings in Los Angeles and Santa Monica.

® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

® The Final Environmental Impact Report contains mitigation measures for the safety issues identified.

**ESTIMATED COST:**

® \$1.5 billion

(Comr Peevey - ALJ Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75647432>

*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)

8                    **Pacific Gas and Electric Company Minor Amendments to**  
[12245]            **Approved Procurement Plan.**

Res E-4585, Advice Letter 4155-E filed on December 5, 2012, and Advice Letter 4204-E filed on March 19, 2013 - Related matters.

**PROPOSED OUTCOME:**

® Approves Advice Letters 4155-E and 4204-E which make minor amendments to Pacific Gas and Electric Company's (PG&E) adopted procurement plan.

® PG&E hereby adds three brokerages and one exchange to their list of approved counterparties, as well as redefines one of their approved products pursuant to implementation of Dodd-Frank legislation.

® Allows PG&E to conduct business via new brokerages and an exchange, and redefines some of their existing swap agreements as energy futures.

**SAFETY CONSIDERATIONS:**

® Based on the information before us, these changes do not appear to result in any adverse safety impacts on the facilities or operations of PG&E.

® This resolution does not approve any changes to operations of facilities, and only changes certain financial activities.

**ESTIMATED COST:**

® There are no estimated costs to these Advice Letters or approval of them.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=71592154>



Consent Agenda - Orders and Resolutions (continued)

9                   **Addresses Funding for Four Previously Awarded AT&T**  
[12246]           **California Projects**

Res T-17404

**PROPOSED OUTCOME:**

® Rescinds California Advanced Services Fund (CASF) funding for four previously awarded CASF AT&T California projects approved by Resolutions T-17195, T-17196, and T-17199, thereby releasing the corresponding CASF matching funds approved totaling \$386,463 and making any census block groups that remain currently unserved or underserved available to new applicants.

® These projects cover areas in Carmel Valley, Friant, Los Banos, and Vacaville.

**SAFETY CONSIDERATIONS:**

® None as a result of this resolution.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75493812>

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

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Consent Agenda - Orders and Resolutions (continued)

10                    **Vice Ride LLC for a Passenger Stage Corporation Certificate**  
[12249]

A12-10-022

Application of Vice Ride LLC for authority to operate as both a scheduled and on-call passenger stage corporation between points in Santa Monica and Venice Beach and West Hollywood and Hermosa Beach and Manhattan Beach and the areas within the City of Los Angeles and to Establish a Zone of Rate Freedom.

**PROPOSED OUTCOME:**

- ® Grants the application of Vice Ride LLC for a Certificate of Public Convenience and Necessity to operate as an on-call passenger stage corporation between points in Santa Monica and Venice Beach and West Hollywood and Hermosa Beach and Manhattan Beach and the areas within the City of Los Angeles.
- ® Establishes a Zone of Rate Freedom.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Approval of the application helps to ensure the safety of passengers and other persons and property sharing the state's public roadways.

**ESTIMATED COST:**

- ® None foreseen.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=69337129>

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

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Consent Agenda - Orders and Resolutions (continued)

11                    **Pacific Gas and Electric Company's Encroachment**  
[12253]                **Agreement with the City of Lemoore**

Res E-4605, Advice Letter 4202-E filed on March 14, 2013 - Related matters.

**PROPOSED OUTCOME:**

- ® Adopts the findings and conclusions in the City of Lemoore's Mitigated Negative Declaration, pursuant to the California Environmental Quality Act.
- ® Approves Pacific Gas and Electric Company Advice Letter 4202-E seeking authority to enter into an encroachment agreement with the City of Lemoore.

**SAFETY CONSIDERATIONS:**

- ® All utilities are expected to comply with all federal and state safety regulations, including Public Utilities Code Section 451.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=72266486>

## Consent Agenda - Orders and Resolutions (continued)

12                    **Swaran Singh and Chainchal Singh Uppal To Sell and**  
[12258]                **Transfer Ownership of Atlas Express**

A12-12-015

In the Matter of the Application Swaran Singh to sell and transfer his ownership of Atlas Express to Chainchal Singh Uppal and to establish a Zone of Rate Freedom.

**PROPOSED OUTCOME:**

- ® Grants the application of Swaran Singh to sell and transfer his ownership of Atlas Express (PSC-24209) to Chainchal Singh Uppal.
- ® Establishes a Zone of Rate Freedom.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Approval of the application helps to ensure the safety of passengers and other persons and property sharing the state's public roadways.

**ESTIMATED COST:**

- ® None foreseen.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75589824>

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

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Consent Agenda - Orders and Resolutions (continued)

13  
[12266]      **San Diego Gas & Electric Company's Sale Agreements with  
Exelon Generation Company, Pilot Power Group, Inc., and  
Noble America Energy Solucions LLC for Renewable Energy  
and Associated Renewable Energy Credits**

Res E-4606, Advice Letter 2483-E filed on May 29, 2013 - Related matters.

**PROPOSED OUTCOME:**

® Approves San Diego Gas & Electric Company's sales agreements with Exelon Generation Company, Pilot Power Group, Inc., and Noble Americas Energy Solutions LLC to resell renewable generation and the associaed renewable energy credits.

**SAFETY CONSIDERATIONS:**

® The agreements approved by this resolution will not alter existing agreements or any facility operations.

® Because these agreements do not require a change in facility operations there are no incremental safety implications associated with approval of these agreements beyond the status quo.

**ESTIMATED COST:**

® Costs of the agreements are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75581968>

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Consent Agenda - Orders and Resolutions (continued)

14                    **Dismissing Complaint and Denying Motion to File**  
[12270]            **Confidential Answer Under Seal**

(ECP) C13-01-002

Nicolo Klaus De Guzman vs. Southern California Edison Company

**PROPOSED OUTCOME:**

- ® Dismisses Complaint as moot since the subject charges have been reversed.
- ® Denies Southern California Edison Company's request to file certain information under seal.
- ® Closes proceeding.

**SAFETY CONSIDERATIONS:**

- ® None as a result of this decision.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Rochester)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=69605270>

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

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Consent Agenda - Orders and Resolutions (continued)

15                    **Pacific Gas and Electric Company Amendment to Power**  
[12271]            **Purchase Agreement with GenOn Marsh Landing**

A13-03-015

Application of Pacific Gas and Electric Company for Approval of an Amendment of its Power Purchase Agreement with GenOn Marsh Landing, LLC and for Authority to Recover the Costs of the Amended Agreement in Rates.

**PROPOSED OUTCOME:**

- ® Approves proposed amendments to Power Purchase Agreement between Pacific Gas and Electric Company (PG&E) and GenOn Marsh Landing, LLC.
- ® Authorizes the costs of the amendment agreement to be recovered in rates through PG&E's Energy Resource Recovery Account.
- ® Closes proceeding.

**SAFETY CONSIDERATIONS:**

- ® The requested amendment is narrowly focused on clarifying AB 32 cost requirements and does not impact safety concerns.

**ESTIMATED COST:**

- ® No additional quantifiable costs to ratepayers.

(Comr Peterman - ALJ Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=71585854>

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

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Consent Agenda - Orders and Resolutions (continued)

16                    **Order Extending Statutory Deadline**  
[12273]

C12-09-002

Acton Town Council vs. Southern California Edison Company

**PROPOSED OUTCOME:**

® Extends statutory deadline until May 5, 2014.

**SAFETY CONSIDERATIONS:**

® None as a result of this decision.

**ESTIMATED COST:**

® None.

(Comr Peevey - ALJ Vieth)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=72283738>

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

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Consent Agenda - Orders and Resolutions (continued)

17                    **Pacific Gas and Electric Company's Tolling Agreement with**  
[12274]                **Oroville Cogeneration L.P. for Procurement of Combined**  
                         **Heat and Power Product**

Res E-4581, Advice Letter 4171-E Filed on December 27, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves, without modification, the agreement between Pacific Gas and Electric Company and Oroville Cogeneration L.P. pursuant to the terms of the Qualifying Facility and Combined Heat and Power (CHP) Program Settlement Agreement.

**SAFETY CONSIDERATIONS:**

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

**ESTIMATED COST:**

® Capacity, energy, and variable costs components of the Oroville Agreements are confidential at this time due to its selection through the CHP Request for Offers process, which is a competitive solicitation process.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75639597>

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Consent Agenda - Orders and Resolutions (continued)

18                    **Evergreen Trails, Inc. dba Horizon Coach Lines for a**  
[12275]            **Passenger Stage Corporation Certificate**

A12-11-016

Application of Evergreen Trails, Inc. dba Horizon Coach Lines for authority to operate as a scheduled passenger stage corporation between points in Bakersfield and Los Angeles International Airport and to establish a Zone of Rate Freedom.

**PROPOSED OUTCOME:**

- ® Grants the application of Evergreen Trails, Inc., dba Horizon Coach Lines to operate as a scheduled passenger stage service between points in Bakersfield and Los Angeles International Airport.
- ® Establishes a Zone of Rate Freedom.
- ® Closes proceeding.

**SAFETY CONSIDERATIONS:**

- ® Approval of the application helps to ensure the safety of passengers and other persons and property sharing the state's public roadways.

**ESTIMATED COST:**

- ® None foreseen.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=72570905>

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

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Consent Agenda - Orders and Resolutions (continued)

19                    **SuperShuttle of Los Angeles, Inc. for Authority to Establish**  
[12276]            **New Rates and Zone of Rate Freedom**

A12-12-005

Application of SuperShuttle of Los Angeles, Inc. for authority to establish new rates and Zones of Rate Freedom for service between points in Los Angeles, Orange, San Bernardino, Riverside, and Ventura Counties on the one hand, and Los Angeles International Airport, Ontario International Airport, Burbank Airport, Long Beach Airport, John Wayne Airport, Los Angeles Amtrak Station, and Los Angeles and Long Beach Harbors on the other hand.

**PROPOSED OUTCOME:**

- ® Grants the application of SuperShuttle of Los Angeles, Inc. to revise its rates and Zone of Rate Freedom.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Approval of the application helps to ensure the safety of passengers and other persons and property sharing the state's public roadways.

**ESTIMATED COST:**

- ® None foreseen.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=70432696>

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

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Consent Agenda - Orders and Resolutions (continued)

20                    **Mercedes-Benz Research and Development North America,  
[12277]               Inc. for a Passenger Stage Corporation Certificate of Public  
                         Convenience and Necessity**

A13-02-003

Application of Mercedes-Benz Research and Development North America, Inc. for a Certificate of Public Convenience and Necessity to operate as an on-call Passenger Stage Corporation between various points in the Counties of San Mateo and Santa Clara; and to establish a Zone of Rate Freedom.

**PROPOSED OUTCOME:**

- ® Grants the application of Mercedes-Benz Research and Development North America, Inc. for a Passenger Stage Corporation Certificate of Public Convenience and Necessity to provide on-call service in San Mateo and Santa Clara Counties.
- ® Establishes a Zone of Rate Freedom.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Approval of the application helps to ensure the safety of passengers and other persons and property sharing the state's public roadways.

**ESTIMATED COST:**

- ® None foreseen.

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=71727235>

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

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Consent Agenda - Orders and Resolutions (continued)

21                    **TNCI Operating Company LLC, and Trans National**  
[12280]            **Communications International, Inc. to Transfer Certificate of**  
                      **Public Convenience and Necessity and Other Assets**

A13-04-011

In the Matter of the Joint Application of TNCI Operating Company LLC and Trans National Communications International, Inc. for Approval for Assignee to Acquire the Customers and Certain Assets, Including the Certificates of Public Convenience and Necessity, of Assignor.

**PROPOSED OUTCOME:**

- ® Grants request to transfer assets of Trans National Communications International, Inc. to TNCI Operating Company in Chapter 11 Asset Purchase.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Improves safety and reliability of telecommunication services to existing Trans National Communications International, Inc. customers by transferring them to a financially stable company.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Tsen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=68747653>

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

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Consent Agenda - Orders and Resolutions (continued)

22                    **Extends Statutory Deadline for Conclusion of Proceeding**  
[12286]

C12-09-006

Vaya Telecom, Inc. vs. North County Communications Corporation.

**PROPOSED OUTCOME:**

® Extends statutory deadline until September 5, 2014.

**SAFETY CONSIDERATIONS:**

® None as a result of this decision.

**ESTIMATED COST:**

® None.

(Comr Sandoval - ALJ MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=74177013>

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

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## Consent Agenda - Orders and Resolutions (continued)

23                    **Extends Statutory Deadline for Conclusion of Proceeding**  
[12292]

A11-11-002

In the Matter of the Application of San Diego Gas & Electric Company and Southern California Gas Company for Authority to Revise Their Rates Effective January 1, 2013, in Their Triennial Cost Allocation Proceeding.

**PROPOSED OUTCOME:**

® Extends statutory deadline until October 24, 2013.

**SAFETY CONSIDERATIONS:**

® None as a result of this decision.

**ESTIMATED COST:**

® None.

(Comr Florio - ALJ Long)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=74768640>

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

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## Consent Agenda - Orders and Resolutions (continued)

24                    **Extends Statutory Deadline for Conclusion of Proceeding**  
[12293]

A11-07-005

In the Matter of the Application of San Gabriel Valley Water Company for Authority to Increase Rates Charged for Water Service in its Fontana Water Company Division by \$8,164,800 or 14.2% in July 2012, \$3,067,400 or 4.7% in July 2013, and \$3,758,200 or 5.6% in July 2014.

**PROPOSED OUTCOME:**

® Extends statutory deadline until October 1, 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=74191739>

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

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Consent Agenda - Orders and Resolutions (continued)

25                    **Extends Statutory Deadline for Conclusion of Proceeding**  
[12297]

C11-08-022

City of Concord, City of Taft, City of Madera, City of Kerman, City of Clovis vs. Pacific Gas and Electric Company.

**PROPOSED OUTCOME:**

® Extends statutory deadline until August 21, 2014.

**SAFETY CONSIDERATIONS:**

® None as a result of this decision.

**ESTIMATED COST:**

® None.

(Comr Sandoval - ALJ Farrar)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=74998157>

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

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**Consent Agenda - Intervenor Compensation Orders****26 Compensation to the Natural Resources Defense Council**  
[12278]

R10-05-006

Order Instituting Rulemaking to Integrate and Refine Procurement Policies and Consider Long-Term Procurement Plans.

**PROPOSED OUTCOME:**

® Awards the Natural Resources Defense Council \$55,500.50 for substantial contribution to Decision 12-04-046.

**SAFETY CONSIDERATIONS:**

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

**ESTIMATED COST:**

® \$55,500.50; plus interest to be paid by Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company.

(Comr Peevey - ALJ Allen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=68497729>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

27                    **Compensation to the Union of Concerned Scientists**  
[12279]

R10-05-006

Order Instituting Rulemaking to Integrate and Refine Procurement Policies and Consider Long-Term Procurement Plans.

**PROPOSED OUTCOME:**

® Awards the Union of Concerned Scientists \$33,113.00 for substantial contribution to Decision 12-04-046.

**SAFETY CONSIDERATIONS:**

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

**ESTIMATED COST:**

® Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company will pay \$33,113.00 plus interest.

(Comr Peevey - ALJ Allen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=71596303>

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

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## Consent Agenda - Intervenor Compensation Orders (continued)

28                    **Modifying Decision 13-05-031 to Improve Clarity**  
[12298]

I11-06-009

Order Instituting Investigation on the Commission's Own Motion Into the Planned Purchase and Acquisition by AT&T Inc. of T-Mobile USA, Inc., and its Effect on California Ratepayers and the California Economy.

**PROPOSED OUTCOME:**

® Corrects Ordering Paragraph 2 of Decision 13-05-031 to clarify the entities responsible for payment of \$257,367.26 in intervenor compensation awarded to The Utility Reform Network for its participation in Investigation 11-06-009.

**SAFETY CONSIDERATIONS:**

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

**ESTIMATED COST:**

® None.

(Comr Sandoval - ALJ Hecht)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=72771293>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

29                    **Compensation to The Utility Reform Network**  
[12303]

R10-05-006

Order Instituting Rulemaking to Integrate and Refine Procurement Policies and Consider Long-Term Procurement Plans.

**PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$358,572.05 for its substantial contribution to Decisions (D) 10-12-034, D11-05-005, D12-01-033, D12-04-046 and Resolution E-4471.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities 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:**

® \$358,572.05; plus interest, to be paid by Pacific Gas and Electric Company, San Diego Gas & Electric, and Southern California Edison Company.

(Comr Peevey - ALJ Allen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75445128>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

30                    **Compensation to The Utility Reform Network**  
[12305]

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:**

® Awards compensation to The Utility Reform Network for its substantial contribution to D.12-11-051.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Pubic Utilities 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:**

® Award amount plus interest, to be paid by Southern California Edison Company.

(Comr Peevey - ALJ Darling)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75670912>

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

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## Regular Agenda

### Regular Agenda - Energy Orders

#### 31            **Petition for Rulemaking and Closes Proceeding** [12175]

P12-12-010

Petition of the Marin Energy Authority, Alliance for Retail Energy Markets, City and County of Santa Cruz, Climate Protection Campaign, Constellation NewEnergy, Inc., Direct Access Customer Coalition, Direct Energy, LLC, Energy Users Forum, IGS Energy, Retail Energy Supply Association, Sam's West, Inc., Shell Energy North America (US), L.P., South San Joaquin Irrigation District, Texas Retail Energy, LLC, and Wal-Mart Stores, Inc. to Adopt, Amend, or Repeal a Regulation Pursuant to Pub. Util. Code Section 1708.5.

#### **PROPOSED OUTCOME:**

- ® Denies the Petition for Rulemaking to Re-evaluate and Revise Cost Allocation and Non-Bypassable Charges.
- ® 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 patrons, employees, and the public.

#### **ESTIMATED COST:**

- ® None.

(Comr Peevey - ALJ Hecht)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75643299>

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

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

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Agenda 3317, Item 30 7/11/2013 (Peterman);

Agenda 3318, Item 36 7/25/2013 (Peevey)

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**Regular Agenda - Legal Division Matters**



**Regular Agenda - Legislative and Other Matters****32 (Rev.) Charter-Party Carriers: Limousines: Emergency Exits**  
**[12288]**

SB 109 (Corbett)

This bill would, commencing January 1, 2016, prohibit the operation of a stretch limousine that is modified on or after January 1, 2015, if the limousine lacks at least one rear push-out window and one rear exit door on each side of the vehicle.

Legislative Briefing Recommendation: Support if Amended

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75639841>08/09/2013 - This revision was not shown on the Agenda mailed to the public.**33 (Rev.) Charter-Party Carriers of Passengers: Limousines: Fire**  
**[12287] Extinguishers**

SB 338 (Hill)

This bill would, within 30 days of enactment, require a limousine to be equipped with two readily accessible and fully charged fire extinguishers and would authorize the California Public Utilities Commission to require compliance with these provisions as a condition of issuing or renewing a certificate or permit.

Legislative Briefing Recommendation: Support if Amended

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75639523>08/09/2013 - This revision was not shown on the Agenda mailed to the public.

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Regular Agenda - Legislative and Other Matters (continued)

34 (Rev.)      **Electrical Restructuring: Information Practices**  
[12285]

SB 656 (Wright)

This bill would extend the same consumer protections currently only applicable to direct access electric service customers to residential or business customers who purchase gas from third-party gas suppliers.

Legislative Briefing Recommendation: Support if Amended

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75638268>

08/09/2013 - This revision was not shown on the Agenda mailed to the public.

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## Regular Agenda - Commissioner Reports

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**Regular Agenda - Management Reports and Resolutions**

35                    **Report and Discussion by Safety and Enforcement Division**  
[12260]           **on Recent Safety Program Activities**

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## 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

36                    **Conference with Legal Counsel - Applications for Rehearing**  
[12259]

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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## **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.*

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## **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*

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



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## **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*

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## **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.*

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**Closed Session - Federal**

37                    **Conference with Legal Counsel - Existing Litigation**  
[12262]

FERC Docket ER11-3697, Southern California Edison Company

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

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**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.*

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## **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*