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

## ***Public Agenda 3321***

***Thursday, September 5, 2013 9:30 a.m.***

***San Francisco, 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>
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)
Monday, October 14, 2013 (San Francisco)	Thursday, October 17, 2013 (Redding)
Monday, October 28, 2013 (San Francisco)	Thursday, October 31, 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.
- 6, 26, 30, 39, 41

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**  
[12265]       **Recently Filed Formal Applications**

Res ALJ-176-3321

#### 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=73781837>

Consent Agenda - Orders and Resolutions (continued)

2

## **Amendments to the Rules of Practice and Procedure**

[12103]

Res ALJ-290

### **PROPOSED OUTCOME:**

® Approves Amendments to Rules of Practice and Procedure (Title 20 Division 1 of the California Code of Regulations).

### **SAFETY CONSIDERATIONS:**

® None implicated as a result of this resolution.

### **ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=64139676>

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

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Consent Agenda - Orders and Resolutions (continued)

3                    **Petition for Rulemaking**

[12105]

P12-11-006

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

**PROPOSED OUTCOME:**

- ® Denies petition for rulemaking on the privacy practices of telecommunications corporations.
- ® 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 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 Hecht)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=74112785>

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

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Agenda 3316, Item 8 6/27/2013 (Sandoval);

Agenda 3318, Item 5 7/25/2013 (Sandoval)

Consent Agenda - Orders and Resolutions (continued)

4 **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=75730057>

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

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Agenda 3318, Item 7 7/25/2013 (Peterman);  
Agenda 3319 , Item 3 8/15/2013 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

5                   **Pacific Gas and Electric Company, San Diego Gas & Electric**  
[12255]           **Company and Southern California Edison Company's**  
                      **Provision of Customer Energy Data to Third Parties Upon**  
                      **Customer Request**

A12-03-002, A12-03-003, A12-03-004 - Related matters.

In the Matter of the Application of Pacific Gas and Electric Company for Adoption of its Customer Data Access Project.

**PROPOSED OUTCOME:**

- ® Authorizes new service providing energy data to third parties when requested by customer.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Provides required privacy protections.

**ESTIMATED COST:**

- ® \$16.6 million.

(Comr Peevey - ALJ Sullivan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=71162171>

*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)

6                    **Settlement Between Safety and Enforcement Division and  
[12256]                Respondents Regarding Cramming of Phone Charges**

111-05-028

Order Instituting Investigation on the Commission's Own Motion into the Operations, Practices, and Conduct of OSP Communications LLC and John Vogel, an individual, to determine whether OSP Communications LLC and John Vogel have violated the Laws, Rules and Regulations of this State in the Provision of Operator and Calling Card Services to California Consumers; and Whether The Billing Resource LLC, a Delaware Corporation, and The Billing Resource LLC d/b/a Integretel, a California Corporation should Refund and Disgorge All monies billed and collected on behalf of OSP Communications LLC.

**PROPOSED OUTCOME:**

- ® Approves settlement.
- ® Sets reparations and fines.

**SAFETY CONSIDERATIONS:**

- ® The Settlement benefits the public by preventing OSP Communications, LLC and John Vogel from operating any telecommunications business in California for 25 years.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Bemederfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76487153>

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

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

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Consent Agenda - Orders and Resolutions (continued)

7                   **Southern California Gas Company's Rule 30 Gas Delivery  
[12261]            Specifications**

A11-09-004

In the Matter of the Application of Southern California Gas Company For Approval to Retain Its Current Rule 30 Gas Delivery Specifications

**PROPOSED OUTCOME:**

- ® Retains the current limits in Southern California Gas Company’s (SoCalGas) Rule 30 for heating value, carbon dioxide, oxygen, and inerts.
- ® Grants SoCalGas’ request to permit the elimination of the Historical California Production exemption when contractually permitted.
- ® Closes proceeding.

**SAFETY CONSIDERATIONS:**

- ® All natural gas entering Southern California Gas Company’s pipeline system must comply with the Rule 30 gas quality specifications, which restricts the entry of gas impurities and ensures that the gas will combust safely, and minimize the entry of corrosive elements into the pipeline system.

**ESTIMATED COST:**

- ® None.

(Comr Ferron - ALJ Wong)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76485094>

*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

**Disclosure of Records of Investigation**

[12263]

Res L-454

Authorizes disclosure of records concerning the California Public Utilities Commission Safety and Enforcement Division's investigation of a Muni LRV incident which occurred on December 1, 2012 between 3rd Street and Mission Rock in San Francisco, California, once the investigation is complete. <http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76311327>

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

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9

**Disclosure of Records of Investigation**

[12264]

Res L-453

Authorizes disclosure of records concerning the California Public Utilities Commission Safety and Enforcement Division's investigation of an electrical incident which occurred on September 23, 2012 at Coliseum Parking Lot in Oakland, California, once the investigation is complete. <http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76311308>

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

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Consent Agenda - Orders and Resolutions (continued)

10                    **Petition for Modification of San Diego Gas & Electric**  
[12267]                **Company of Decision 04-01-050**

R01-10-024

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

**PROPOSED OUTCOME:**

- ® Modifies Decision 04-01-050 to change the filing date of San Diego Gas & Electric Company's (SDG&e) annual Energy Resource Recovery Account filing from October 1st to April 15th.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® It is SDG&e'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:**

- ® None.

(Comr Peevey - ALJ Halligan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76747669>

*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)

11                    **Cobb Mountain Water Company's General Rate Increase for**  
[12272]                **Test Year 2013**

Res W-4957, Advice Letter 39, filed on July 19, 2013 - Related matters.

**PROPOSED OUTCOME:**

® Grants authority to Cobb Mountain Water Company (Cobb Mountain), under Public Utilities Code Section 454, to file an advice letter incorporating the summary of earnings and the revised rate schedules attached to this resolution as Appendix B and to concurrently cancel its presently effective rate Schedule No. 1A, Annual General Metered Service.

® The effective date of the revised schedules shall be five days after the date of filing.

® Authorizes Cobb Mountain to increase its annual revenues by \$5,526 or 31.8%, based on reasonable rates for Test Year 2013.

® Adopts the quantities (Appendix D) used to develop the Division of Water and Audits' recommendations.

**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:**

® \$5,526 or 31.8%

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=72157703>

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

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Consent Agenda - Orders and Resolutions (continued)

12                    **Pipeline Safety Implementation Plan, Disallowing Costs, and**  
[12282]                **Authorizing Memoradum Account**

R11-02-019

Order Instituting Rulemaking on the Commission's Own Motion to Adopt New Safety and Reliability Regulations for Natural Gas Transmission and Distribution Pipelines and Related Ratemaking Mechanisms.

**PROPOSED OUTCOME:**

® Finds that implementation plan should be adopted and costs shared between ratepayers and shareholders.

**SAFETY CONSIDERATIONS:**

® Implementation plan improves system safety by replacing pipeline and adding value.

**ESTIMATED COST:**

® \$7.3 million.

(Comr Florio - ALJ Bushey)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75391712>

*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)

13                    **California American Water Company's Request to Implement**  
[12283]                **a Rate Change**

Res W-4959, Advice Letter (AL) 944 filed May 15, 2012, AL 944-A filed June 22, 2012, and AL 944-B filed October 9, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Affirms the Division of Water and Audits (DWA) rejection of California American Water Company's (Cal-Am) Advice Letter (AL) 944, AL 944-A and AL 944-B.
- ® Cal-Am may transfer to rate base \$417,512, which includes Allowance for Funds Used during Construction (AFUDC) of \$5,932.
- ® Disallows without prejudice Cal-Am's request for \$66,190, including \$941 for AFUDC, to be added to rate base.
- ® Authorizes Cal-Am, within 5 days of the effective date of this Resolution, to file:
- ® (1) A Supplement to AL 944-B, incorporating the Tariff Sheets shown in Attachment A for the Monterey District Tariff Area to reflect the transfer to rate base of the amount authorized in Ordering Paragraph (OP) No. 3 and;
- ® (2) A Supplement to AL 932 as ordered in Resolution W-4940.
- ® New rates will be effective 30 days after the filing of the Supplement to AL No. 932 subject to approval or rejection by DWA.
- ® Orders Cal-Am, within 30 days of the effective date of this Resolution, to file a Tier 1 AL implementing a one-time refund of the excess amount collected from customers pursuant to: (1) AL 944-A and AL 944-B from July 12, 2012 through the effective date of the Supplement to AL 944-B and 2) AL 932 from January 1, 2012 through the effective date of the Supplement to AL 932 in OP No. 5 of Resolution W-4940.

**SAFETY CONSIDERATIONS:**

- ® None as a result of this resolution.

**ESTIMATED COST:**

- ® \$417,512.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76696802>

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

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Consent Agenda - Orders and Resolutions (continued)

14 **Appeal of Staff Determination**  
[12284]

Res E-4607

Upholds the determination of California Public Utilities Commission’s Energy Division approving a Notice of Proposed Construction for a Distributed Antenna System Project by NewPath Networks, LLC located in the Town of Hillsborough.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=67533212>

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

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15 **San Diego Gas and Electric Company's Smart Meter Opt-Out Program and the Supplements**  
[12290]

Res E-4590, Advice Letter (AL) 2348-E and AL 2109-G filed on April 25, 2012 and the Supplements, AL 2348-E-A and AL 2109-G-A, filed May 21, 2012 and AL 2348-E-B and AL 2109-G-B filed June 4, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Approves Advice Letter 2348-E and AL 2109-G, as supplemented.
- ® Rejects the protests of Center for Electrosmog Prevention and Southern Californians for Wired Solutions to Smart Meters.

**SAFETY CONSIDERATIONS:**

- ® This tariff permits San Diego Gas & Electric Company to operate its electric distribution system in a safe and reliable manner while still allowing residential customers to opt-out of receiving a wireless smart meter for any reason or no reason.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76695563>

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

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Consent Agenda - Orders and Resolutions (continued)

16                    **Southern California Edison Company's Electric Rate**  
[12294]                **Schedule ESC-OO SmartConnect Opt-Out Program**

Res E-4558, Advice Letter 2726-E filed May 4, 2012 - Related matters.

**PROPOSED OUTCOME:**

- ® Approves Advice Letter 2726-E.
- ® Rejects the protest of Consumers Power Alliance.
- ® Clarifies the cases where Southern California Edison Company (SCE) can install a digital non-communicating meter for customers electing to opt-out of a Smart Meter.

**SAFETY CONSIDERATIONS:**

- ® This tariff permits SCE to operate its electric distribution system in a safe and reliable manner while still allowing residential customers to opt-out of receiving a wireless smart meter for any reason or no reason.

**ESTIMATED COST:**

- ® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76694655>

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

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Consent Agenda - Orders and Resolutions (continued)

17                    **Funding Recommendation for Fiscal Year 2014-2015 for**  
[12295]                **Maintaining Automatic Grade Crossing Protection Devices**

Res SX-107

**PROPOSED OUTCOME:**

® Recommendation to the California Transportation Commission for increasing funding under the California Public Utilities Code Section 1231.1 to an amount of \$3,765,000 to be allocated in fiscal year 2014-2015 for maintaining automatic grade crossing protection devices.

**SAFETY CONSIDERATIONS:**

® The recommendation will increase at-grade rail crossing safety throughout California by assuring properly maintained automatic warning devices.

**ESTIMATED COST:**

® Not within the scope of this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76275696>

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

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Consent Agenda - Orders and Resolutions (continued)

18                    **2012 Triennial On-Site Safety Review Report of San**  
[12299]                **Francisco Municipal Transportation Agency**

Res ST-155

**PROPOSED OUTCOME:**

® Grants approval of the 2012 Triennial On-Site Safety Review Report of San Francisco Municipal Transportation Agency (SFMTA) dated July 5, 2013.

**SAFETY CONSIDERATIONS:**

- ® Considers the safety of the public and employees who might be affected by the SFMTA rail transit operations.
- ® Presents a review required every three years to comprehensively review, evaluate, and improve the safety of a rail transit system.
- ® SFMTA is responsible to adhere to all Commission rules, decisions, General Orders, and statutes including Public Utilities Code Section 451 to take all action "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® Not within the scope of this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76275697>

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

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Consent Agenda - Orders and Resolutions (continued)

19                   **Final Report of the 2012 San Francisco Municipal**  
[12300]               **Transportation Agency Triennial Security Review**

Res ST-156

**PROPOSED OUTCOME:**

® Approves the San Francisco Municipal Transportation Agency (SFMTA) 2012 Triennial Security Review Report dated July 5, 2013.

**SAFETY CONSIDERATIONS:**

® Considers the safety and security of the public and employees who might be affected by the SFMTA rail transit operations.

® Presents a review required every three years to comprehensively review, evaluate, and improve the security of a rail transit system.

® SFMTA is responsible to adhere to all Commission rules, decisions, General Orders, and statutes including Public Utilities Code Section 451 to take all action "...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® Not within the scope of this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76274105>

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

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Consent Agenda - Orders and Resolutions (continued)

20 (Rev.)            **Decision Regarding Southern California Edison's Permit to  
[12302]            Construct the Lakeview Substation Project**

A10-09-016

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

**PROPOSED OUTCOME:**

- ® Grants Southern California Edison Company a Permit to Construct the Lakeview Substation Project, constructed as the Proposed Project.
- ® Closes proceeding.

**SAFETY CONSIDERATIONS:**

- ® Project construction will minimize environmental impacts pursuant to the California Environmental Quality Act and electromagnetic field effects pursuant to California Public Utilities Commission policy.

**ESTIMATED COST:**

- ® Not applicable per General Order 131-D.

(Comr Florio - ALJ Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76742501>

*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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09/03/2013 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Orders and Resolutions (continued)

21                   **Addresses Rejection of Resolution T-17382**  
[12304]

Res T-17402, Advice Letter 2, filed on May 20, 2013 - Related matters.

**PROPOSED OUTCOME:**

- ® Affirms the rejection of Res. T-17382, rejected by a vote of Commissioners at the March 21, 2013, Commission Meeting, resulting in Denial of Rural Telecommunications Infrastructure Grant Program project for Channel Islands Telephone Company (CITC).
- ® Approves \$93,791.31 to reimburse CITC for Phase 2 preparation costs.
- ® Approves increase of \$18,000 to Energy Division contract 08PW5758.

**SAFETY CONSIDERATIONS:**

- ® National Park Service already has communications resources available to meet emergency needs and stated the project would have limited benefit to the visiting public.

**ESTIMATED COST:**

- ® \$111,791.31.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75444383>

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

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Consent Agenda - Orders and Resolutions (continued)

22                    **Pacific Gas and Electric Company's Power Purchase**  
[12307]                **Agreement with Kern River Cogeneration Company**

Res E-4594, Advice Letter 4190-E Filed on February 6, 2013. - Related matters.

**PROPOSED OUTCOME:**

® Approves the power purchase agreement between Pacific Gas and Electric Company (PG&E) and Kern River Cogeneration Company (KRCC) pursuant to the terms of the Qualifying Facility and Combined Heat and Power (CHP) Program Settlement Agreement.

**SAFETY CONSIDERATIONS:**

- ® Agreements are between PG&E and KRCC.
- ® The Commission's general jurisdiction extends only over PG&E, but not KRCC.
- ® Based on the information before us, these Agreements do not appear to result in any adverse safety impacts on the facilities or operations of PG&E.

**ESTIMATED COST:**

® Capacity, energy, and variable cost components of the Power Purchase Agreement 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=76327410>

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

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Consent Agenda - Orders and Resolutions (continued)

23                    **Southern California Edison Company's Four Agreements**  
[12308]                **and Two Amendments with Sycamore Cogeneration**  
                             **Company**

Res E-4555, Advice Letter 2784-E Filed on October 1, 2012. - Related matters.

**PROPOSED OUTCOME:**

® Approves the Agreements between Southern California Edison Company (SCE) and Sycamore Cogeneration Company (Sycamore) pursuant to the terms of the Qualifying Facility and Combined Heat and Power Program (CHP) Settlement Agreement.

**SAFETY CONSIDERATIONS:**

- ® Agreements are between SCE and Sycamore.
- ® The Commission’s general jurisdiction extends only over SCE, but not Sycamore.
- ® Based on the information before us, these Agreements do not appear to result in any adverse safety impacts on the facilities or operations of SCE.

**ESTIMATED COST:**

® Capacity, energy, and variable cost components of the 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=76331483>

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

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Consent Agenda - Orders and Resolutions (continued)

24                    **Settlement Agreement Between Park Water Company and**  
[12309]                **the Division of Ratepayer Advocates**

A12-01-001

In the Matter of the Application of Park Water Company for Authority to Increase Rates Charged for Water Service by \$6,491,200 or 26.16% in 2013, \$1,182,595 or 3.77% in 2014, and \$1,801,937 or 5.53% in 2015.

**PROPOSED OUTCOME:**

- ® Adopts a settlement agreement between Park Water Company and the Division of Ratepayer Advocates setting revenue requirement for 2013, 2014 and 2015.
- ® Closes proceeding.

**SAFETY CONSIDERATIONS:**

- ® Allows Park Water Company to continue to provide safe, reliable water service to its customers.

**ESTIMATED COST:**

- ® Year 2013 revenue requirement of \$30.380,000.

(Comr Sandoval - ALJ Rochester)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76696417>

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

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

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Consent Agenda - Orders and Resolutions (continued)

25                    **San Diego Gas & Electric Company's Permit to Construct the**  
[12310]                **South Bay Substation Relocation Project**

A10-06-007

In The Matter of the Application of San Diego Gas & Electric Company for a Permit to Construct the South Bay Substation Relocation Project.

**PROPOSED OUTCOME:**

- ® Grants the permit to construct.
- ® Closes proceeding.

**SAFETY CONSIDERATIONS:**

- ® All safety considerations will be mitigated to less than significant pursuant to California Environmental Quality Act.

**ESTIMATED COST:**

- ® None.

(Comr Florio - ALJ Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76745869>

*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)

26                    **Complaint against Philip and Linda Shuey dba Shell Canyon**  
[12311]                **Water Company**

C08-03-018

Joan E. Richardson, Steve Pegram, Carl J. Meir, Kathleen Thayer, Tracey Raybon, John L. Barnes, Donald H. Dawson, Patricia O. King, Jerry Amiss, James H. Pelley, Dorothy Reed, James Vitale, and others similarly situated vs. Phillip and Linda Shuey, doing business as Shell Canyon Water Company, an unregulated water company

**PROPOSED OUTCOME:**

- ® Dismisses complaint as moot.
- ® Disburses remaining funds in an escrow account to the original payees.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® None as a result of this decision.

**ESTIMATED COST:**

- ® None.

(Comr Ferron - ALJ Edmister)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76694654>

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

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

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Consent Agenda - Orders and Resolutions (continued)

27  
[12315]      **San Diego Gas & Electric Company, Southern California Edison Company, Southern California Gas Company and Pacific Gas and Electric Company's Proposed Tariffs to Implement Privacy and Security Rules**

Res E-4599, SDG&E Advice Letter (AL) 2428-E, AL 2157-G, filed on December 5, 2012, SCE AL 2819-E, filed on December 5, 2012, SoCalGas AL 4433-G, filed on December 5, 2012, PG&E AL 3349-G, AL 4158-E filed on December 5, 2012 - Related matters.

**PROPOSED OUTCOME:**

® Approves the Tier 2 Advice Letters and proposed tariffs filed by San Diego Gas & Electric Company, Southern California Edison Company, Southern California Gas Company, and Pacific Gas and Electric Company to implement the privacy and security rules adopted by Decision (D) 11-07-056 and D12-08-45.

**SAFETY CONSIDERATIONS:**

® These tariffs permit the utilities to operate their systems in a safe and reliable manner while maintaining the privacy of customer energy data.

**ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76676911>

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

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Consent Agenda - Orders and Resolutions (continued)

28                    **Emil Tsvetkov and Anton Tonev, dba North Bay Shuttle, for a**  
[12319]                **Passenger Stage Corporation Certificate**

A12-10-001

**PROPOSED OUTCOME:**

® Grants the application of Emil Tsvetkov and Anton Tonev, dba North Bay Shuttle, for a certificate to operate as an on-call passenger stage corporation between points in Marin, San Francisco, Sonoma, Napa, Santa Clara, and Alameda Counties and the San Francisco, Oakland, and San Jose International Airports.

® 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=69334584>

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

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Consent Agenda - Orders and Resolutions (continued)

29                    **First Class Shuttle for Authority to Increase Rates on its**  
[12320]                **Passenger Stage Corporation Certificate**

A13-02-024

**PROPOSED OUTCOME:**

- ® Grants the application of First Class Shuttle for authority to increase rates on its Passenger Stage Corporation Certificate of Public Convenience and Necessity.
- ® 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=72275847>

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

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Consent Agenda - Orders and Resolutions (continued)

30                    **Billing Dispute Over Quantity of Water Provided**  
[12323]

(ECP) C13-02-011

Ricky Nguyen vs. California American Water Company

**PROPOSED OUTCOME:**

- ® Outstanding billing for June 2012 reduced from \$857.07 to \$126.56.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® None as a result of this decision.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Clark)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75489702>

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Consent Agenda - Orders and Resolutions (continued)

31                    **Megabus West, LLC dba Megabus for a Passenger Stage**  
[12325]                **Corporation Certificate**

A13-02-026

**PROPOSED OUTCOME:**

® Grants the application of Megabus West LLC, dba Megabus, for a Passenger Stage Corporation Certificate of Public Convenience and Necessity to provide scheduled service between points in Los Angeles, Burbank, Oakland, San Jose, San Francisco, and Sacramento

® 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=74191760>

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

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Consent Agenda - Orders and Resolutions (continued)

32                    **PacifiCorp's Modification of its Energy Cost Adjustment**  
[12328]                **Clause Rates**

A12-08-003

In the Matter of the Application of PacifiCorp for Authority to Update its Rates Pursuant to its Energy Cost Adjustment Clause Effective January 1, 2013.

**PROPOSED OUTCOME:**

® Authorizes PacifiCorp to modify its Energy Costs Adjustment Clause rates to allow recovery of its 2011 adjusted actual net power costs, 2012 adjusted actual forecast net power costs, and 2013 forecast net power cost.

® Authorizes PacifiCorp to implement a Balancing Rate of \$2.14 per megawatt-hours effective January 1, 2013 and an off-set Rate of \$30.00 MWh effective January 1, 2013.

® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

® Allows the Commission to continue to fulfill 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:**

® Results in an increase of \$0.4 million or 0.4 percent to PacifiCorp's California retail customers.

(Comr Florio - ALJ MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=73760183>

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

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Consent Agenda - Orders and Resolutions (continued)

33  
[12332]      **San Diego Gas & Electric Company's Two Sales Agreements  
with the City of Santa Clara and Imperial Irrigation District for  
Renewable Energy and Associated Renewable Energy  
Credits**

Res E-4608, Advice Letter 2491-E filed on June 14, 2013 and Advice Letter 2504-E filed on July 22, 2013 - Related matters.

**PROPOSED OUTCOME:**

- ® Approves without modification, San Diego Gas & Electric Company's (SDG&E) sale agreement with the City of Santa Clara DBA Silicon Valley Power.
- ® Approves without modification, SDG&E's sale agreement with Imperial Irrigation District.

**SAFETY CONSIDERATIONS:**

- ® 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=76689522>



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Consent Agenda - Orders and Resolutions (continued)

34                    **City of Sacramento's Construction of a New Grade**  
[12333]                **Separated Pedestrian-Rail Crossing**

A13-03-018

Application of the City of Sacramento for an Order authorizing the Construction of a Pedestrian Overcrossing Structure to connect the Sacramento City College Light Rail Train Station to the adjacent neighborhood. The Proposed Pedestrian Overcrossing Structure is approximately 950 feet to the North of Sutterville Road located in the County of Sacramento, State of California.

**PROPOSED OUTCOME:**

- ® Grants the City of Sacramento authority to construct a new grade separated pedestrian-rail crossing over Union Pacific Railroad and Sacramento Regional Transit District tracks in the City of Sacramento.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® The proposed construction provides safe and accessible pedestrian and bicycle access between the Sacramento City College Light Rail station and the adjacent Curtis Park neighborhood.

**ESTIMATED COST:**

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

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75767538>

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

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Consent Agenda - Orders and Resolutions (continued)

35  
[12334]      **San Bernardino Associated Governments' Application to  
Construct Pedestrian Crossings and to Modify the Existing  
At-Grade Crossing**

A13-04-015

Application of the San Bernardino Associated Governments, acting as the County Transportation Commission, for authority to construct pedestrian crossings at two passenger rail stations and to modify an existing at-grade railroad crossing at South "G" Street on the SCRRA San Gabriel Subdivision in the City of San Bernardino.

**PROPOSED OUTCOME:**

- ® Grants San Bernardino Associated Governments authorization to construct one pedestrian grade-separated overpass crossing and two at-grade emergency pedestrian crossings at the Santa Fe Depot Station.
- ® Modifies existing at-grade crossing at South "G" Street and construct one new pedestrian at-grade crossing at the San Bernardino Transit Center in the City of San Bernardino, County of San Bernardino.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Approval of the application will help enhance safety by eliminating the existing passive crossings at the Santa Fe Depot Station by constructing one new pedestrian overpass and two emergency at-grade crossings, installing additional warning devices at South "G" Street and installing pedestrian treatments including warning devices at the San Bernardino Transit Center pedestrian crossing as part of the Metrolink Passenger Service Extension project from Santa Fe Depot Station to San Bernardino Transit Center.

**ESTIMATED COST:**

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

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75769051>

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

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Consent Agenda - Orders and Resolutions (continued)

36                    **Contra Costa Transportation Authority's Construction of**  
[12335]                **Two Grade-Separated Connector Ramps**

A13-05-003

Application of the Contra Costa Transportation Authority for an Order Authorizing Construction of Northbound SR160 Connector Overhead (CPUC No. CC-1408, Milepost 56.45, Tracey Subdivision) and Southbound SR160 Connector Overhead (CPUC No. CC-1407, Milepost 56.35, Tracey Subdivision) over a set of Tracks Owned by the Union Pacific Railroad Company in the City of Antioch in the County of Contra Costa.

**PROPOSED OUTCOME:**

- ® Grants Contra Costa Transportation Authority authorization to construct two grade-separated overpass crossings in the City of Antioch, Contra Costa County, to complete the State route 160 and Highway 4 interchange.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Approval of the application will help enhance safety by completing the State Route 160 and Highway 4 interchange, thereby reducing traffic and congestion on local roads.

**ESTIMATED COST:**

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

(Exam Hagan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75768957>

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

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Consent Agenda - Orders and Resolutions (continued)

37                    **Sprint Communications Company's Motion to Extend**  
[12336]                **Confidential Treatment of Certain Documents**

A03-11-027

In the Matter of the Application of Southern California Edison Company for Authority to Lease Certain Optical Fibers to Sprint Communications Company, LP, a Limited partnership organized in the State of Delaware.

**PROPOSED OUTCOME:**

- ® Grants the motion to extend by two years the confidential treatment of documents.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® No effect on public safety.

**ESTIMATED COST:**

- ® None.

(Comr Peevey - ALJ Kenney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75666219>

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

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Consent Agenda - Orders and Resolutions (continued)

38                    **Changes to Preliminary Determination of Category and Need**  
[12337]                **for Hearing**

Res ALJ-295

**PROPOSED OUTCOME:**

® Approves recategorization to ratesetting and hearing needed for Rulemaking 11-02-018 which addresses the Transfer of Master-Meter/Submeter systems at Mobilehome parks and Manufactured Housing Communities to Electric and Gas Corporations.

**SAFETY CONSIDERATIONS:**

® Allows hearings on matters in this rulemaking, which concerns, in part, the safety of utility service at mobilehome parks.

**ESTIMATED COST:**

® None Anticipated.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75639765>

Consent Agenda - Orders and Resolutions (continued)

39                    **Expedited Complaint Regarding Overcharges for Electric**  
[12341]            **Service**

(ECP) C13-02-015

Philip L. Mohr vs. Southern California Edison Company

**PROPOSED OUTCOME:**

- ® Dismisses complaint in view of reversal of charges.
- ® No further cognizable claim under Commission Jurisdiction.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® There are no safety considerations raised by this billing dispute.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Clark)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75489934>

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Consent Agenda - Orders and Resolutions (continued)

40                    **Primus Telecommunications Inc. and PTUS, Inc. Indirect**  
[12343]            **Transfer of Control**

A13-06-016

Joint Application of Primus Telecommunications, Inc. and PTUS, Inc. for Approval of Transfer of Control.

**PROPOSED OUTCOME:**

- ® Approves requested change of control.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Applicants must continue to abide by all Commission safety rules, including Public Utilities Code Section 451.

**ESTIMATED COST:**

- ® None.

(Comr Sandoval - ALJ Bemserfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75670381>

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

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Consent Agenda - Orders and Resolutions (continued)

41                    **Expedited Complaint for Unwarranted Charges**  
[12349]

(ECP) C13-04-016

Gary Beaudrie vs. Ramona Water Company

**PROPOSED OUTCOME:**

- ® Denies relief in part.
- ® Approves settlement offer.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® Safety of water.

**ESTIMATED COST:**

- ® Unknown.

(Comr Sandoval - ALJ Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76430813>



## Consent Agenda - Intervenor Compensation Orders

42                    **Guidelines for Computing Interest on Approved Intervenor  
[12306]                Compensation Claims**

Res ALJ-294

### **PROPOSED OUTCOME:**

® Adopts this resolution to ensure that all payers of compensation awards compute interest in a consistent manner.

### **SAFETY CONSIDERATIONS:**

® None as a result of this resolution.

### **ESTIMATED COST:**

® None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76688656>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

43 (Rev.)            **Compensation to The Green Power Institute**  
[12313]

R11-10-003

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

**PROPOSED OUTCOME:**

® Awards compensation to The Green Power Institute for substantial contribution to Decision (D) 11-12-035 and D12-05-037.

**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:**

® Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company shall each pay their respective share of the \$35,950 award, plus interest.

(Comr Peevey - ALJ Division)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76738409>

*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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09/04/2013 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Intervenor Compensation Orders (continued)

44                    **Compensation to The Utility Reform Network**  
[12330]

R11-05-005

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

**PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$92,724.20 for its substantial contribution to Decision (D)11-12-020, D11-12-052, D12-05-035, and D12-06-038.

**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:**

® \$92,724.20; Plus interest to be paid by Pacific Gas and Electric Company, San Diego Gas and Electric Company, and Southern California Edison Company.

(Comr Ferron - ALJ DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=65197986>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

45                    **Compensation to The Utility Reform Network**  
[12324]

A11-03-001, A11-03-002, A11-03-003 - Related matters.

Application of Pacific Gas and Electric Company for Approval of Demand Response Programs, Pilots and Budgets for 2012-2014.

**PROPOSED OUTCOME:**

® Awards \$35,244.86 in Intervenor Compensation to The Utility Reform Network for substantial contribution to Decision 12-04-045.

**SAFETY CONSIDERATIONS:**

® None as a result of this decision.

**ESTIMATED COST:**

® Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company shall pay their respective shares of the awarded \$35,244.86, plus interest.

(Comr Peevey - ALJ Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=74143570>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

46                    **Compensation to The Utility Reform Network**  
[12345]

R11-02-019

Order Instituting Rulemaking on the Commission's Own Motion to Adopt New Safety and Reliability Regulations for Natural Gas Transmission and Distribution Pipelines and Related Ratemaking Mechanisms.

**PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$660,524.59 for Substantial Contribution to Decisions (D) 12-12-030, D11-06-017, D11-09-006, D12-04-047, D12-12-009, Resolution G-3453 and Resolution ALJ-274.

**SAFETY CONSIDERATIONS:**

® Pursuant to Public Utilities Code Section 451, Pacific Gas and Electric Company must take all actions necessary to promote the safety, health, comfort, and convenience of utility patrons, employees, and the public.

**ESTIMATED COST:**

® \$660,524.59; plus interest, to be paid by the Pacific Gas and Electric Company.

(Comr Florio - ALJ Bushey)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=75939942>

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

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## Regular Agenda

### Regular Agenda - Energy Orders

47                    **Implementation of 2013-2014 Energy Efficiency Financing**  
 [12219]            **Pilot Programs**

A12-07-001, A12-07-002, A12-07-003, A12-07-004 - Related matters.

Application of Pacific Gas and Electric Company for Approval of 2013-2014 Energy Efficiency Programs and Budget.

#### **PROPOSED OUTCOME:**

® Authorizes five statewide finance pilots characterized by their leverage of private capital via ratepayer funded credit enhancements, and testing for scale up in 2015 of innovative design features (e.g., tariffed transfer of loan obligation with the meter, a statewide platform providing an open market for financing.)

® Specifies complex design and implementation details deferred by D12-11-015, which allocated \$75.2 million for these pilots.

® Southern California Gas Company will perform certain start-up steps until California Alternative Energy & Alternative Transportation Financing Authority is able to assume this role when it gains statutory and budgetary authority from the Legislature in late August.

#### **SAFETY CONSIDERATIONS:**

® To the extent that Energy Efficiency (EE) financing expands customer access to EE improvements, it reduces energy consumption and upgrades gas and electric features.

#### **ESTIMATED COST:**

® \$65.9 million previously authorized.

(Comr Ferron - ALJ Darling)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=73974923>

*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 3318, Item 37 7/25/2013 (Staff)

Regular Agenda - Energy Orders (continued)

48 **Efficiency Savings and Performance Incentive Mechanism**  
[12281]

R12-01-005

Order Instituting Rulemaking to Reform the Commission’s Energy Efficiency Risk/Reward Incentive Mechanism.

**PROPOSED OUTCOME:**

® Adopts a reformed incentive program to promote greater achievement of energy efficiency (EE) goals through programs.

® This Efficiency Savings and Performance Incentive mechanism shall apply to EE program activity covering the 2013-2014 program cycle for the investor-owned energy utilities, Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company, and Southern California Gas Company.

® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

® By offering incentives for EE, reduced energy consumption will reduce safety risks as a function of energy use.

**ESTIMATED COST:**

® The potential for incentive earnings available over the 2013-2014 cycle will be capped at maximum earnings potential of \$159 million.

(Comr Ferron - ALJ Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76741730>

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

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

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**Regular Agenda - Communication Resolutions and Reports**

49                    **Additional California Advanced Services Fund Funding to**  
[12312]                **Complete the Digital 395 Project**

Res T-17408

**PROPOSED OUTCOME:**

- ® Conditionally approves additional California Advanced Services Fund (CASF) funding of up to \$10,016,202 to complete the Digital 395 Project.
- ® Additional funding covers additional unanticipated costs for materials and overhead.

**SAFETY CONSIDERATIONS:**

- ® Approving the funding provided in this draft resolution will allow the grantee to complete the Digital 395 fiber backbone project.
- ® One key benefit of doing so is public safety, as a redundant fiber network from Barstow, California to Carson City, Nevada will improve emergency communications capabilities.

**ESTIMATED COST:**

- ® Up to \$10,016,202.00.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76429359>

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

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**Regular Agenda - Transportation/Rail Safety Orders****50 (Rev.)            Rules and Regulations to Regulate New Online Enabled  
[12291]            Transportation Services**

R12-12-011

Order Instituting Rulemaking on Regulations Relating to Passenger Carriers, Ridesharing, and New Online-Enabled Transportation Services.

**PROPOSED OUTCOME:**

- ® Finds that Transportation Network Companies (TNC) are charter-party carriers subject to the Commission's Jurisdiction.
- ® For example, Lyft, SideCar, and UberX are found to be TNCs.
- ® Commission's existing Transportation Charter Party rules still apply to all limousines.

**SAFETY CONSIDERATIONS:**

- ® Compliance with the Commission's rules and regulations should ensure public safety.

**ESTIMATED COST:**

- ® None.

(Comr Peevey - ALJ Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=76479712>

*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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09/03/2013 - This revision was not shown on the Agenda mailed to the public.

**Regular Agenda - Legal Division Matters**

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

## **Regular Agenda - Commissioner Reports**

**Regular Agenda - Management Reports and Resolutions**

51  
[12268]

**Report and Discussion by Safety and Enforcement Division  
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

52                    **Conference with Legal Counsel - Applications for Rehearing**  
[12269]

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.*

**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*

## Closed Session - Other Matters

53            **Other Matters**  
[12352]

60-day status report on implementation of the recommendations of Audit Report from the State Auditor.

*Gov. Code § 11126.2(a), allows this item to be consider in Closed Session.*

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