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

## ***Public Agenda 3350***

***Thursday, January 29, 2015 9:30 a.m.***

***San Francisco, California***

### **Commissioners**

**Michael Picker, President**

**Michel Peter Florio**

**Carla J. Peterman**

**Liane M. Randolph**

**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, January 26, 2015 (San Francisco)	Thursday, January 29, 2015 (San Francisco)
Monday, February 09, 2015 (San Francisco)	Thursday, February 12, 2015 (San Francisco)
Monday, February 23, 2015 (San Francisco)	Thursday, February 26, 2015 (San Francisco)
Monday, March 09, 2015 (San Francisco)	Thursday, March 12, 2015 (San Francisco)
Monday, March 23, 2015 (San Francisco)	Thursday, March 26, 2015 (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  
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## PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 21, 28

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**  
[13572]       **Recently Filed Formal Applications**

Res ALJ 176-3350

#### 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=145325214>

Consent Agenda - Orders and Resolutions (continued)

2                   **Angels Flight Railway Company to File a Safety Certification  
[13397]            Plan and Safety Certification Verification Report**

Res ST-170

**PROPOSED OUTCOME:**

® Directs Angels Flight Railway Company to file a safety certification plan and safety certification verification report, and receive Commission approval before reinitiating service.

**SAFETY CONSIDERATIONS:**

® This resolution considers the safety and security of the public who might be affected by the Angels Flight Railway Company (AFRC) funicular operations in downtown Los Angeles. The resolution describes AFRC’s history and outlines concerns regarding AFRC’s system and operations, and responses to NTSB recommendations arising from accident investigations. The resolution issues directives that will protect public safety. AFRC is responsible to adhere to all Commission rules, decisions, General Orders and statutes including Pub. Util. Code Section 451 to take all actions “...necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.”

**ESTIMATED COST:**

® Not within scope of this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143151941>

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

Agenda 3346, Item 11 11/20/2014 (Peevey);  
Agenda 3348, Item 4 12/18/2014 (Staff);  
Agenda 3349, Item 2 1/15/2015 (Staff)

Consent Agenda - Orders and Resolutions (continued)

3  
[13580]      **Multifamily Affordable Solar Housing and Single Family  
Affordable Solar Homes Programs Within The California  
Solar Initiative**

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:**

® Establishes budgets, incentives, and evaluation requirements for the Multifamily Affordable Solar Housing (MASH) and the Single Family Affordable Solar Homes (SASH) programs pursuant to Assembly Bill 217 (Bradford, 2013).

® Establishes a \$54 million solar incentive program for MASH and a \$54 million solar incentive program for SASH. MASH and SASH will provide solar incentives to qualifying affordable housing, as defined in state law.

® MASH will continue to be administered by Pacific Gas and Electric Company, Southern California Edison Company, and the Center for Sustainable Energy. SASH will continue to be administered by GRID Alternatives.

® Reduces the MASH administrative budget and increases the incentive budget and establishes reduced incentive levels for MASH and SASH.

® Requires Energy Savings Assistance (ESA) Program enrollment for eligible tenants, energy efficiency walkthroughs to help encourage cost effective energy efficiency measures before installing more expensive solar photovoltaic (PV) systems, and the provision of job training and employment opportunities on all solar PV systems installed under these programs.

**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:**

® \$54 million solar incentive program for MASH and a \$54 million solar incentive program for SASH.

(Comr Picker - Judge DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145819799>

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

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

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Agenda 3349, Item 16 1/15/2015 (Staff)

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Consent Agenda - Orders and Resolutions (continued)

4  
[13583]      **Reporting Template for Demand Response Dispatch  
Exception for Southern California Edison Company, San  
Diego Gas & Electric Company, and Pacific Gas and Electric  
Company**

Res E-4708, SCE Advice Letter (AL) No. 3081-E; SDG&E AL 2624-E and PG&E AL 4465-E filed on July 18, 2014 - Related matters.

**PROPOSED OUTCOME:**

® Approves, with modifications, the reporting template for demand response dispatch exception.

**SAFETY CONSIDERATIONS:**

® There is no new safety risk associated with implementing a reporting template for demand response dispatch exception.

**ESTIMATED COST:**

® There is no additional cost to ratepayers with implementing a reporting template for demand response dispatch exception.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145761299>

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

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Consent Agenda - Orders and Resolutions (continued)

5                    **Southern California Edison Company's Request for Two**  
[13587]                **Renewable Energy Power Purchase Agreements with**  
                             **Nicolis, LLC and Tropico, LLC**

Res E-4703, Advice Letter No. 3076-E filed on July 11, 2014 - Related matters.

**PROPOSED OUTCOME:**

® Approves with modifications, cost recovery for the renewable energy power purchase agreement between Southern California Edison Company (SCE) and Nicolis, LLC.

® Approves with modifications, cost recovery for the renewable energy power purchase agreement between SCE and Tropico, LLC.

**SAFETY CONSIDERATIONS:**

® The amended power purchase agreements with Nicolis, LLC and with Tropico, LLC do not result in any incremental safety impacts on the facilities SCE is contracted with, when compared to the previously approved power purchase agreements.

**ESTIMATED COST:**

® Costs of these power purchase agreements are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145661020>

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

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Consent Agenda - Orders and Resolutions (continued)

6                    **Metro Gold Line Foothill Extension Construction Authority**  
[13588]            **for a Crossing Gate Bell Variance and Permission to Install**  
                         **Bell Shrouds**

Res SX-115

**PROPOSED OUTCOME:**

® Authorizes Metro Gold Line Foothill Extension Construction Authority, on behalf of Los Angeles County Metropolitan Transportation Authority, to deviate from Section 9.5 of General Order 75-D, to modify the operation of, and add sound directional shrouds to the automatic highway-rail grade crossing warning device bells at First Street and Santa Clara Avenue grade crossing.

**SAFETY CONSIDERATIONS:**

® Approval of the resolution will direct crossing bell warning towards the intended crossing.

**ESTIMATED COST:**

® Discretionary project. Not within the scope of this proceeding.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143863882>

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

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Consent Agenda - Orders and Resolutions (continued)

7 (Rev.)            **Appeal from Revocations of MUH Inc. Charter-Party Carrier**  
[13589]            **Permit**

Res ALJ-304

**PROPOSED OUTCOME:**

- ® Grants Appeal from Revocation of MUH Inc. Charter-Party Carrier Permit.
- ® Affirms Administrative Law Judge Ruling on Rule 1.1 Sanctions.

**SAFETY CONSIDERATIONS:**

- ® There are no new or unusual safety considerations; SED and the CHP will continue to monitor this charter-party carrier.

**ESTIMATED COST:**

- ® There are no costs associated with resolution of this appeal.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145818528>

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

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01/22/2015 - This revision was not shown on the Agenda mailed to the public.



Consent Agenda - Orders and Resolutions (continued)

8

## **Fruitridge Vista Water Company General Rate Case**

[13593]

Res W-5017, Advice Letter No. 105 filed May 2, 2013 - Related matters.

### **PROPOSED OUTCOME:**

® Authorizes Fruitridge Vista Water Company to increase the Test Year 2013 water revenues by \$339,759 or 12.63%.

® Authorizes Fruitridge Vista Water Company to file a supplement to Advice Letter 105 to incorporate the rate schedules (Appendix B), and to concurrently cancel its presently effective rate schedule.

® Authorizes Fruitridge Vista Water Company to file a Tier 2 Advice Letter within 30 days from the effective date of this Resolution to collect the under-collected revenues from December 23, 2013, the interim rate date, to the effective date of the new rates established in this Resolution. This Advice Letter shall become effective upon approval by Staff of the Division of Water and Audits.

### **SAFETY CONSIDERATIONS:**

® This resolution authorizes a revenue requirement sufficient to recover (1) operating expenses necessary to provide safe and reliable water service, and (2) to recover an adequate rate of return on plant, including plant additions necessary to meet applicable drinking water standards.

### **ESTIMATED COST:**

® \$339,759

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=144498566>

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

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Consent Agenda - Orders and Resolutions (continued)

9                    **Modifying Scope of Water-Energy Nexus Order Instituting**  
[13594]            **Rulemaking**

R13-12-011

Order Instituting Rulemaking into Policies to Promote a Partnership Framework between Energy Investor Owned Utilities and the Water Sector to Promote Water-Energy Nexus Programs.

**PROPOSED OUTCOME:**

- ® Amends scope of Order Instituting Rulemaking to include telecommunications and safety issues.
- ® Adds telecommunications and small energy companies as respondents.

**SAFETY CONSIDERATIONS:**

- ® Facilitating fire prevention/response in remote areas despite drought.

**ESTIMATED COST:**

- ® Only policy issues are under consideration in this quasi-legislative proceeding. We will not impose or change any rates or charges in this proceeding.

(Comr Sandoval - Judge Edmister)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143518720>

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

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Consent Agenda - Orders and Resolutions (continued)

10                    **Disposition of Pending Matters in Pacific Gas and Electric**  
[13595]                **Company's General Rate Case**

A12-11-009, I13-03-007 - Related matters.

Application of Pacific Gas and Electric Company for Authority, Among Other Things, to Increase Rates and Charges for Electric and Gas Service Effective on January 1, 2014.

**PROPOSED OUTCOME:**

- ® Transfers outstanding safety risk assessment issues to Rulemaking 13-11-006.
- ® Orders an audit of SmartMeter™ costs and benefits.
- ® Closes the proceedings.

**SAFETY CONSIDERATIONS:**

- ® Outstanding safety risk assessment issues will be addressed in Rulemaking 13-11-006.

**ESTIMATED COST:**

- ® Pacific Gas and Electric Company to pay \$200,000 for SmartMeter™ audit.

(Comr Florio - Judge Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145735574>

*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                    **Pacific Gas and Electric Company to Issue up to \$6.0 Billion**  
 [13596]                **of New Debt Securities and New Preferred and Preference**  
                              **Stock**

A14-06-020

Application of Pacific Gas and Electric Company to issue, sell, and deliver one or more series of Debt Securities and to guarantee the obligations of others in respect of the issuance of Debt Securities, the total aggregate principal amount of such long-term indebtedness and guarantees not to exceed \$6.0 billion; to execute and deliver one or more indentures; to sell, lease, assign, mortgage, or otherwise dispose of or encumber utility property; to issue, sell and deliver in one or more series, cumulative Preferred Stock -- \$25 Par Value, Preferred Stock -- \$100 Par Value, Preference Stock or any combination thereof; to utilize various debt enhancement features; and enter into interest rate hedges.

**PROPOSED OUTCOME:**

- ® Grants authority to issue up to \$6.0 billion of new debt securities and new preferred and preference stock.
- ® Grants authority to encumber accounts receivable and utility property.
- ® Grants authority to guarantee the securities or other obligations of regulated affiliates and subsidiaries and governmental entities that issue securities on behalf of the applicant.
- ® Grants authority to enter into various securities enhancement features.
- ® Grants authority to report all debt securities information on a semi-annual basis.
- ® Grants motion for confidential treatment of Schedules I, II, III, and IX-B to the application.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® The financing granted by this decision will provide Pacific Gas and Electric Company with funding for its operations for the next three years which include funding to continue maintenance and promotion of safety practices and procedures in its daily operations.

**ESTIMATED COST:**

- ® Costs in raising the financing amount include regulatory and compliance costs, underwriting costs, broker and sales commissions, issuance costs, etc. These costs are not determinable at this time as applicant is authorized to raise various amounts of capital through various means.

(Comr Peterman - Judge Lirag)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145258122>

*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)

12                    **Contract for Resource Adequacy Capacity Between Pacific**  
[13597]                **Gas and Electric Company and GenOn Energy Management,**  
                             **LLC**

Res E-4697, Advice Letter No. 4497-E filed on September 16, 2014 - Related matters.

**PROPOSED OUTCOME:**

® Approves the GenOn Energy Management, LLC contract without modification.

**SAFETY CONSIDERATIONS:**

® The Resource Adequacy capacity in question is associated with Pittsburg 5, 6, and 7, which are units located at the existing and operational Pittsburg Generation Station facility; as such there are no incremental safety implications associated with this contract beyond status quo.

**ESTIMATED COST:**

® Contract costs are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145465667>

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

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Consent Agenda - Orders and Resolutions (continued)

13                    **City of San Clemente to Install an Audible Warning System**  
[13598]                **as a Supplemental Safety Measure**

A11-08-004

In the Matter of the Application of the City of San Clemente for an order authorizing the alteration and improvement of seven existing San Clemente Beach Trail At-Grade Crossings.

**PROPOSED OUTCOME:**

® Dismisses the Application on the grounds that the California Court of Appeal has held that the Commission is without jurisdiction to approve the City of San Clemente's request to install an Audible Warning System as a Supplemental Safety Measure at each of the seven San Clemente Beach Trail pedestrian crossings.

® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

® The Commission's Standard No. 9 automatic warning system remains in place.

**ESTIMATED COST:**

® None.

(Comr Picker - Judge Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145488555>

*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)

14  
[13599]      **Pacific Gas and Electric Company's Request for Two  
Contracts for Resource Adequacy Capacity with Dynegy  
Moss Landing, LLC**

Res E-4696, Advice Letter No. 4496 filed on September 16, 2014 - Related matters.

**PROPOSED OUTCOME:**

® Approves without modifications, two contracts for Resource Adequacy (RA) capacity between Pacific Gas and Electric Company and Dynegy Moss Landing, LLC.

**SAFETY CONSIDERATIONS:**

® The RA capacity in question is associated with Moss Landing 1, an existing and operational generating facility; as such there are no incremental safety implications associated with this contract beyond status quo.

**ESTIMATED COST:**

® Contract costs are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145410970>

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

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Consent Agenda - Orders and Resolutions (continued)

15                    **Southern California Edison Company's 2015 Energy**  
[13606]                **Resource Recovery Account Proceeding Revenue**  
                              **Requirement Forecast**

A14-06-011

Application of Southern California Edison Company for Approval of its Forecast 2015 ERRRA Proceeding Revenue Requirement.

**PROPOSED OUTCOME:**

® Adopts Southern California Edison Company's 2015 Energy Resource Recovery Account Proceeding Revenue Requirement Forecast.

**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 "... necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

**ESTIMATED COST:**

® None.

(Comr Florio - Judge Miles)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143989489>

*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)

16 (Rev.)           **Addresses Sage Telecom Communications, LLC's Eligibility**  
[13607]           **as a Telecommunications Carrier to Provide Only Federal**  
                          **Lifeline Wireless Service**

Res T-17468

**PROPOSED OUTCOME:**

® Conditionally grants the request of Sage Telecom Communications, LLC to be designated as an Eligible Telecommunications Carrier to provide only federal Lifeline wireless service to qualifying customers in California in the service areas of the Uniform Regulatory Framework carriers excluding the Small Local Exchange Carriers service areas and Tribal lands.

**SAFETY CONSIDERATIONS:**

® Addresses safety concerns requiring notification of service coverage limitations.

**ESTIMATED COST:**

® Granting this request may increase participation in the federal Lifeline program and therefore increase payments by the program. The increased cost to the federal lifeline program attributed to this carrier cannot be determined at this time. There is no estimated cost to the California Lifeline program.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145411081>

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

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01/23/2015 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Orders and Resolutions (continued)

17                    **Bakman Water Company Customer Bill Payment Options**  
[13620]

Res W-5018, Advice Letter No. 75-A filed on October 28, 2014 - Related matters.

**PROPOSED OUTCOME:**

® Approves Bakman Water Company's request in Advice Letter No.75-W, as supplemented by Advice Letter No. 75-W-A, to allow customers to pay their water service bills using a credit or debit card or Automatic Clearing House/electronic check payment option, in person, via telephone, using an on-line customer payment web portal, or Customer Service Representative-assisted system, through a third party vendor, for a non-refundable per transaction fee charged directly to the customer.

® Establishment of the bill payment option adopted in Ordering Paragraph 1 above is conditioned on Bakman Water Company establishing, by a Tier 2 Advice Letter, a Memorandum Account to record all current and future costs currently included in base rates associated with the costs of providing the electronic payment options and any savings arising from the reduced number of shutoffs associated with timely payment of bills using these payment options. Bakman Water Company shall file this memorandum account advice letter within 30 days of this Resolution.

® Any net balance in the memorandum account established in Ordering Paragraph 2 above shall be reviewed in Bakman Water Company's next general rate case.

**SAFETY CONSIDERATIONS:**

® This resolution provides authorization to allow customers to pay their water service bills using (1) a credit or debit card or (2) Automatic Clearing House/electronic check payment option. These additional bill payment options may prevent unnecessary water shut-offs for non-payment of water bills. This in turns protects the health and safety of customers facing a water shut-off for non-payment of water bills.

**ESTIMATED COST:**

® Not Available.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143188415>

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Consent Agenda - Orders and Resolutions (continued)

18                    **Logical Telecom, LP for a Certificate of Public Convenience  
[13623]                and Necessity**

A13-03-006

In the Matter of the Application of Logical Telecom, LP for a Certificate of Public Convenience and Necessity to provide Interexchange Carrier Telephone Services pursuant to the Provisions of Public Utilities Code Section 1001.

**PROPOSED OUTCOME:**

- ® Approves uncontested settlement.
- ® Grants a registration authority pursuant to Public Utilities Code Section 1013, to Logical Telecom, LP, to provide resold interexchange service subject to the terms and conditions set forth in this decision.
- ® Logical Telecom, LP will pay \$120,000 to the state General Fund.
- ® 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 "... necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public.

**ESTIMATED COST:**

- ® Logical Telecom, LP will pay \$120,000 to the state General Fund.

(Comr Sandoval - Judge Dudney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=141178702>

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

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Consent Agenda - Orders and Resolutions (continued)

19                    **Motion to Withdraw the Application and Motion for Leave to**  
[13627]                **File Confidential Material under Seal**

A14-06-023

In the Matter of the Application of Campus Communications Group, Inc. for a Certificate of Public Convenience and Necessity to provide: (i) full facilities-based and resold competitive local exchange service throughout the service territories of Pacific Bell Telephone Company, Verizon California, Inc., Sure West Telephone, and Citizens Telecommunications Company of California, Inc.

**PROPOSED OUTCOME:**

- ® Grants motion to withdraw the application.
- ® Grants motion for leave to file confidential material under seal.
- ® Closes the proceeding.

**SAFETY CONSIDERATIONS:**

- ® There are no direct safety implications resulting from the granting of applicant's motion to withdraw the application.

**ESTIMATED COST:**

- ® There are no estimated costs as a result of the application being withdrawn and applicant will not operate in California at this time.

(Comr Peterman - Judge Lirag)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143995472>

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

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Consent Agenda - Orders and Resolutions (continued)

20  
[13633]            **California Water Service Company to Refund Kern River  
Valley Lakeland District Customers Excess Funds from Its  
Safe Drinking Water Bond Act Trust Account**

Res W-5021, Advice Letter (AL) No. 2143 filed October 22, 2014; Supplemental AL 2143-A and AL 2143-B filed on November 4, 2014 and November 17, 2014 respectively - Related matters.

**PROPOSED OUTCOME:**

- ® California Water Service Company shall refund \$21,000 of excess funds, prorated amongst current and prior Lakeland District customers by the number of months each paid the surcharge.
- ® On or before February 28, 2015, California Water Service Company shall file a Tier 2 advice letter to request implementation of the surcharge rates authorized in this Resolution. The filing shall include the cover sheet, table of contents and the tariff sheet indicating the adjusted surcharge rates.

**SAFETY CONSIDERATIONS:**

- ® Due to current surcharge undercollection, this resolution authorizes an increase in surcharge rates to meet future loan payments of the Safe Drinking Water Bond Act (SDWBA) loan that was used for capital improvements in California Water Service Company's Lakeland District. Pursuant to Section 8.5 of the Water Industry Rules in GO 96-B, this resolution also includes the refunding to customers of excess funds that accumulated over the years in the SDWBA trust account.

**ESTIMATED COST:**

- ® Refund of \$21,000 of exact funds from California Water Service Company trust account.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=144183703>

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Consent Agenda - Orders and Resolutions (continued)

21                    **Addresses Complaint Seeking Relief for Fraudulent Account**  
[13638]            **Activity**

(ECP) C14-09-012

Reza Jahangani vs. Sprint Telephony PCS, LP.

**PROPOSED OUTCOME:**

- ® Grants relief requested by crediting customer \$717.67.
- ® Orders Sprint Telephony PCS, LP (Sprint) to provide one year of free credit monitoring services by a reputable credit agency for Mr. Jahangani.

**SAFETY CONSIDERATIONS:**

- ® By requiring Sprint to provide credit monitoring services, the Commission can better ensure the protection of ratepayers' private and personal information.

**ESTIMATED COST:**

- ® \$717.67

(Comr Picker - Judge Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143621210>

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Consent Agenda - Orders and Resolutions (continued)

22                    **Petition to Modify the California Solar Initiative Thermal**  
[13643]                **Program**

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:**

® Grants Petition by California Solar Energy Industries Association and the Program Administrators to Modify Decision (D.) 12-08-008 and D.13-08-004 as follows:

- ® Increased incentive levels for single-family and multifamily/commercial sub-programs.
- ® Creates separate budget for solar pool heating sub-program.
- ® Reallocates all sub-program budgets.
- ® Authorizes Program Administrators to request future program changes via Tier 2 advice letter.

**SAFETY CONSIDERATIONS:**

® California Solar Initiative (CSI) Program Administrators shall continue to adhere to all current CSI program rules and practices to ensure safe implementation of the CSI Thermal Program.

**ESTIMATED COST:**

® No change in overall budget.

(Comr Picker - Judge Hieta)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145391458>

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

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Consent Agenda - Orders and Resolutions (continued)

23

**Order Extending Statutory Deadline**

[13653]

A11-02-011

Application of Pacific Gas and Electric Company for Review of Entries to the Energy Resource Recovery Account (ERRA) and Renewables Portfolio Standard Cost Memorandum Account (RPSMA), and Compliance Review of Fuel Procurement for Utility Retained Generation, Administration of Power Purchase Contracts, and Least Cost Dispatch of Electric Generation Resources for the Record Period of January 1, through December 31, 2010 and for Adoption of Electric Revenue Requirements and Rates Associated with the Market Redesign and Technology Upgrade (MRTU) Initiative.

**PROPOSED OUTCOME:**

® Extends statutory deadline for completion of this proceeding until April 11, 2015.

**SAFETY CONSIDERATIONS:**

® None as a result of this decision.

**ESTIMATED COST:**

® None.

(Comr Florio - Judge Roscow)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145735594>

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

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Consent Agenda - Orders and Resolutions (continued)

24

### **Order Extending Statutory Deadline**

[13654]

I12-10-013, A13-01-016, A13-03-005, A13-03-013, and A13-03-014 - Related matters.

Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Services and Facilities of Southern California Edison Company and San Diego Gas and Electric Company Associated with the San Onofre Nuclear Generating Station Units 2 and 3.

#### **PROPOSED OUTCOME:**

® Extends statutory deadline for completion of this proceeding until March 31, 2015.

#### **SAFETY CONSIDERATIONS:**

® None as a result of this decision.

#### **ESTIMATED COST:**

® None.

(Comr Florio - Judge Darling, Judge Dudney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145688130>

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

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Consent Agenda - Orders and Resolutions (continued)

25

### **Order Extending Statutory Deadline**

[13655]

A13-04-001

Application of Southern California Edison Company for a Commission Finding that its Procurement-Related and Other Operations for the Record Period January 1 Through December 31, 2012 Complied with its Adopted Procurement Plan; for Verification of its Entries in the Energy Resource Recovery Account and Other Regulatory Accounts; and for Recovery of \$4.998 Million Recorded in Six Memorandum Accounts.

#### **PROPOSED OUTCOME:**

® Extends statutory deadline for completion of this proceeding until April 6, 2015.

#### **SAFETY CONSIDERATIONS:**

® None as a result of this decision.

#### **ESTIMATED COST:**

® None.

(Comr Florio - Judge Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145746192>

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

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Consent Agenda - Orders and Resolutions (continued)

26

**Order Extending Statutory Deadline**

[13656]

A13-05-016

Application of San Diego Gas & Electric Company for Approval of: (i) Contract Administration, Least Cost Dispatch and Power Procurement Activities in 2012, (ii) Costs Related to those Activities Recorded to the Energy Resource Recovery Account and Transition Cost Balancing Account in 2012 and (iii) Costs Recorded in Related Regulatory Accounts in 2012.

**PROPOSED OUTCOME:**

® Extends statutory deadline for completion of this proceeding until March 31, 2015.

**SAFETY CONSIDERATIONS:**

® None as a result of this decision.

**ESTIMATED COST:**

® None.

(Comr Florio - Judge Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145737892>

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

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Consent Agenda - Orders and Resolutions (continued)

27

**Order Extending Statutory Deadline**

[13657]

A13-05-017

In the Matter of the Application of California- American Water Company for an Order (1) Approving a Settlement Agreement with the County of Monterey and the Monterey County Water Resources Agency to Settle and Resolve Claims and Issues Between the Parties and to Promote the Development, Construction and Operation of a Water Supply Project for Monterey County on an Expedited Basis, and (2) Authorizing the Transfer of Authorized Costs Related to the Settlement Agreement to its Special Request 1 Surcharge Balancing Account.

**PROPOSED OUTCOME:**

® Extends statutory deadline for completion of this proceeding until April 2, 2015.

**SAFETY CONSIDERATIONS:**

® None as a result of this decision.

**ESTIMATED COST:**

® None.

(Comr Sandoval - Judge Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145761713>

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

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Consent Agenda - Orders and Resolutions (continued)

28

### **Order Extending Statutory Deadline**

[13658]

I11-05-028

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:**

® Extends statutory deadline for completion of this proceeding until July 31, 2015.

#### **SAFETY CONSIDERATIONS:**

® None as a result of this decision.

#### **ESTIMATED COST:**

® None.

(Comr Sandoval - Judge Bemdesderfer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145744191>

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

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**Consent Agenda - Intervenor Compensation Orders****29 (Rev.) Compensation to The Utility Reform Network**  
[13604]

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

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

**PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$20,377.00 for substantial contribution to Decision (D.) 13-07-024. D.13-07-024 adopted Smart Grid Deployment Plans for electric utilities.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$20,377.00, plus interest, to be paid by Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.

(Comr Picker - ALJ Division)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145679933>

*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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01/22/2015 - This revision was not shown on the Agenda mailed to the public.

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Consent Agenda - Intervenor Compensation Orders (continued)

30                    **Compensation to The Greenlining Institute**  
[13621]

A12-03-001

Application of Pacific Gas and Electric Company for Approval of Economic Development Rate for 2013-2017.

**PROPOSED OUTCOME:**

® Awards The Greenlining Institute \$48,847.25 for substantial contribution to Decision 13-10-019.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$48,847.25, plus interest, to be paid by Pacific Gas and Electric Company.

(Comr Picker - ALJ Division)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143571973>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

31                    **Compensation to Black Economic Council, National Asian  
[13625]                American Coalition, and Latino Business Chamber of  
                             Greater Los Angeles**

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 National Asian American Coalition and Latino Business Chamber of Greater Los Angeles \$18,668.25 for substantial contribution to Decision 12-05-037.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$18,668.25, plus interest, to be paid by Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company.

(Comr Picker - Judge Gamson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=144598252>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

32                    **Compensation to the Sierra Club**  
[13628]

R11-10-023

Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Annual Local Procurement Obligations.

**PROPOSED OUTCOME:**

® Awards the Sierra Club \$37,347 for substantial contribution to Decision 13-06-024.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$37,347.00, plus interest, to be paid by Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.

(Comr Florio - Judge Gamson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143574964>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

33                    **Compensation to Distributed Energy Consumer Advocates**  
[13629]

R11-10-023

Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Annual Local Procurement Obligations.

**PROPOSED OUTCOME:**

® Awards Distributed Energy Consumer Advocates \$30,417.65 for substantial contribution to Decision 13-06-024.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$30,417.65, plus interest, to be paid by Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.

(Comr Florio - Judge Gamson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143621109>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

34                    **Compensation to the Sierra Club**  
[13630]

R11-10-023

Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Annual Local Procurement Obligations.

**PROPOSED OUTCOME:**

® Awards the Sierra Club \$10,201 for Substantial Contribution to Decision 14-06-050.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$10,201.00, plus interest, Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company.

(Comr Florio - Judge Gamson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=144307879>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

35                    **Compensation to Center for Accessible Technology**  
[13637]

R09-06-019

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

**PROPOSED OUTCOME:**

® Awards Center for Accessible Technology \$102,689.70 for substantial contribution to Decision (D.) 12-12-038. D.12-12-038 adopts revisions to the definition of basic telephone service so that it applies on a technology-neutral basis to all forms of communications technology that may be utilized to provide telephone service.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$102,689.70, plus interest, to be paid by the Commission's Intervenor Compensation Fund.

(Comr Picker - Judge Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145740604>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

36                    **Compensation to The Utility Reform Network**  
[13639]

A12-09-014

Application of Cox California Telcom, LLC for Designation as an Eligible Telecommunications Carrier.

**PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$22,028.45 for substantial contribution to Decision 13-10-002.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$22,028.45, plus interest, to be paid by Cox California Telcom, LLC.

(Comr Sandoval - Judge Pulsifer)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143926820>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

37                    **Compensation to The Utility Reform Network**  
[13640]

A12-03-001

Application of Pacific Gas and Electric Company for Approval of Economic Development Rate for 2013-2017.

**PROPOSED OUTCOME:**

® Awards The Utility Reform Network \$75,193.62 for substantial contribution to Decision 13-10-019.

**SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

**ESTIMATED COST:**

® \$75,193.62, plus interest, to be paid by Pacific Gas and Electric Company.

(Comr Picker - ALJ Division)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=143942880>

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

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Consent Agenda - Intervenor Compensation Orders (continued)

38

### **Compensation to the Sierra Club**

[13641]

A06-12-022

Application of Southern California Edison Company Regarding the Distribution of SO2 Allowance Sale Proceeds Related to the Suspended Operation of Mohave Generating Station.

#### **PROPOSED OUTCOME:**

® Awards the Sierra Club \$250,435.20 for substantial contribution to Decision 13-02-004.

#### **SAFETY CONSIDERATIONS:**

® Substantial contribution by intervenors, as found here, enhances the Commission's regulation and oversight of public utilities, which under Pub. Util. Code § 451 must "promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

#### **ESTIMATED COST:**

® \$250,435.20, plus interest, to be paid by Southern California Edison Company.

(Comr Picker - Judge Simon)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=144308785>

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

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## Regular Agenda

### Regular Agenda - Energy Orders

39                    **San Diego Gas & Electric Company, Pacific Gas and Electric  
[13605]                Company, and Southern California Edison Company's  
                             Green Tariff Shared Renewables Program**

A12-01-008, A12-04-020, A14-01-007 - Related matters.

Application of San Diego Gas & Electric Company for Authority to Implement Optional Pilot Program to Increase Customer Access to Solar Generated Electricity.

#### **PROPOSED OUTCOME:**

® Approves the Green Tariff Shared Renewables Program for San Diego Gas & Electric Company, Pacific Gas and Electric Company, and Southern California Edison Company, pursuant to Senate Bill 43.

#### **SAFETY CONSIDERATIONS:**

® Implements Senate Bill 43 which is intended to improve the health and safety of California residents by increasing renewable generation and thereby reducing greenhouse gases.

#### **ESTIMATED COST:**

® None. Optional tariff costs to be borne by tariff subscribers.

(Comr Picker - Judge McKinney)

*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 - Legal Division Matters**

40                    **Comments Before the Federal Communications Commission**  
[13632]                **on a Notice of Proposed Rulemaking**

PS Docket No. 14-174; GN Docket No. 13-5; RM-11358; WC Docket No. 05-25; RM-10593; Released: November 25, 2014

In the Matter of Ensuring Customer Premises Equipment Backup Power for Continuity of Communications; Technology Transitions; Policies and Rules Governing Retirement of Copper Loops by Incumbent Local Exchange Carriers; Special Access for Price Cap Local Exchange Carriers; AT&V Corporation Petition for Rulemaking to Reform Regulation of incumbent Local Exchange Carrier Rates for Interstate Special Access Services; PS Docket No. 14-174; GN Docket No. 13-5; RM-11358; WC Docket No. 05-25; RM-10593; Released: November 25, 2014.

The Federal Communication Commission (FCC) has released a Notice of Proposed Rulemaking in which it seeks comment on issues pertaining to the planned TDM-to-IP transition. Specifically, the FCC is proposing rules for retirement of incumbent telephone company copper wire networks, for notice to consumers about the transition, for notice to consumers about the need for backup power, and about carrier responsibilities regarding discontinuance of service. CPUC staff seeks authority to file comments, which are due February 5, 2015.

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

## Regular Agenda - Commissioner Reports

## Regular Agenda - Management Reports and Resolutions

41            **Report and Discussion by Safety and Enforcement Division**  
[13573]       **on Recent Safety Program Activities**

42            **Management Report on Administrative Activities**  
[13574]

43            **Director Dulin Report**  
[13652]

Director Dulin Report Recognizing California Public Utilities Commission Staff for the National Telecommunications and Information Administration's State Broadband Initiative.

44            **Report of Executive Director**  
[13659]

Presentation and vote on 2015 Safety Work plan and a program for managing and promoting safety in regulated industries and in the Commission itself.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=145734004>

## 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

45                    **Conference with Legal Counsel - Applications for Rehearing**  
[13575]

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.*

46                    **Conference with Legal Counsel - Application for Rehearing**  
[13264]

109-12-016

Disposition of application for rehearing of Decision (D.) 14-01-037 by TracFone Wireless, Inc. (TracFone). D.14-01-037 is a decision in Phase 2 of this Order Instituting Investigation/Order to Show Cause (OII) proceeding, I.09-12-016. Phase 2 of this OII concerns two issues: (1) determination of the amount of delinquent user fees and public purpose program (PPP) surcharges (also known as, "universal end user" surcharges) that TracFone owes; (2) determination of appropriate penalties, if any, in light of TracFone's violations of and non-compliance with the various laws, regulations and directives requiring it to remit such surcharges and pay such fees. D.14-01-037 determined that TracFone owed a total of \$24,397,441.17 (including interest) in delinquent surcharges and fees, from the years 2000 and 2004, respectively, until issuance of D.12-02-032 in Phase 1 of this OII.

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

Agenda 3342, Item 44 9/11/2014;  
Agenda 3343, Item 45 10/2/2014;  
Agenda 3344, Item 40 10/16/2014;  
Agenda 3345, Item 43 11/6/2014;  
Agenda 3346, Item 45 11/20/2014;  
Agenda 3347, Item 42 12/4/2014;  
Agenda 3348, Item 73 12/18/2014;  
Agenda 3349, Item 38 1/15/2015

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Closed Session - Applications for Rehearing (continued)

47                    **Conference with Legal Counsel - Application for Rehearing**  
 [13525]

C10-12-001, C11-02-015

Disposition of Application for Rehearing of D.14-01-006, filed by Vaya Telecom, Inc. (Vaya). D.14-01-006 found that Vaya was subject to access charges when it delivered interexchange traffic to Pacific Bell Telephone Company d/b/a AT&T California, regardless of whether or not the traffic originated in Voice over Internet Protocol.

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

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Agenda 3348, Item 81 12/18/2014;

Agenda 3349, Item 40 1/15/2015

48                    **Conference with Legal Counsel - Application for Rehearing**  
 [13579]

A09-04-001

Disposition of applications for rehearing of Decision (D.) 12-03-008, filed by Californians for Renewable Energy (CARE) and Communities for a Better Environment (CBE). D.12-03-008 (Decision) denies CARE's petition for modification of D.09-10-017, which approved a power purchase agreement between Pacific Gas and electric company and Mariposa Energy, LLC.

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

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Agenda 3349, Item 42 1/15/2015

49                    **Conference with Legal Counsel - Application for Rehearing**  
 [13622]

A14-09-007

Disposition of applications for rehearing of Decision (D.) 14-11-022 (Decision) and Resolution W-4998, filed by the Town of Apple Valley (Town). In D.14-11-022, the Commission dismissed Town's application for rehearing of Resolution W-4998 as untimely. Resolution W-4998 granted conditional authority for the Court appointed receiver of Yermo Water Company (Yermo) to sell Yermo's public utility assets to Apple Valley Rancheros Water Company. The Commission found that the change of ownership was exempt from environmental review under the California Environmental Quality Act (CEQA).

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

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50                    **Conference with Legal Counsel - Application for Rehearing**  
 [13631]

A11-06-006

Disposition of the application for rehearing of Decision (D.) 14-11-020 filed by Center for Electrosmog Prevention (CEP). In D.14-11-020, the Commission denied CEP intervenor compensation because it did not make a substantial contribution to D.13-07-024.

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

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**Closed Session - Appeals from Presiding Officer's Decisions****51 Conference with Legal Counsel - Appeals from Presiding  
[13576] Officer's Decision**

I12-01-007, I11-02-016, I11-11-009

I12-01-007 - Order Instituting Investigation on the Commission's Own Motion into the Operations and Practices of Pacific Gas and Electric Company to Determine Violations of Public Utilities Code Section 451, General Order 112, and Other Applicable Standards, Laws, Rules and Regulations in Connection with the San Bruno Explosion and Fire on September 9, 2010. I11-02-016 - Order Instituting Investigation on the Commission's Own Motion into the Operations and Practices of Pacific Gas and Electric Company with Respect to Facilities Records for its Natural Gas Transmission System Pipelines. I11-11-009 - Order Instituting Investigation on the Commission's Own Motion into the Operations and Practices of Pacific Gas and Electric Company's Natural Gas Transmission Pipeline System in Locations with High Population Density.

Discussion of Appeals of the Presiding Officer's Decisions related to the San Bruno gas transmission pipeline explosion. This item may also be considered in Public Session.

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

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**52 Conference with Legal Counsel - Appeals from Presiding  
[13636] Officer's Decision**

I14-01-005

Order Instituting Investigation on the Commission's Own Motion into the Operations, Practices, and Conduct of San Francisco Municipal Transportation Agency, Regarding Ongoing Public Safety Issues.

Discussion of Appeal of the Presiding Officer's Decision.

*Pub Util. Code § 1701.2(c), allows a Presiding Officer's Decision 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*