
Public Utilities Commission of the State of California

Public Agenda 3385

Thursday, September 29, 2016 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.

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Scheduled Commission Meetings 505 Van Ness Avenue, San Francisco

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <i>Closed to the Public</i>	<i>Commission Meeting</i> Auditorium (9:00 a.m.) <i>Open to the Public</i>
Monday, October 10, 2016 (San Francisco at 10:00 a.m.)	Thursday, September 29, 2016 (San Francisco)
Monday, October 24, 2016 (San Francisco)	Thursday, October 13, 2016 (Long Beach)
Monday, November 07, 2016 (San Francisco)	Thursday, October 27, 2016 (San Francisco)
Monday, November 28, 2016 (San Francisco)	Thursday, November 10, 2016 (San Francisco)
Monday, December 12, 2016 (San Francisco)	Thursday, December 01, 2016 (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



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PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 13, 19, 26, 29

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**
[15134] **Recently Filed Formal Applications**

Res ALJ 176-3385

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.

Consent Agenda - Orders and Resolutions (continued)

2 **Second Phase of Pacific Gas and Electric Company’s 2015**
[15037] **Energy Resource Recovery Account Forecast Application**

A14-05-024

Application of Pacific Gas and Electric Company for Adoption of Electric Revenue Requirements and Rates Associated with its 2015 Energy Resource Recovery Account (ERRA) and Generation Non-Bypassable Charges Forecast.

PROPOSED OUTCOME:

- ® Clarifies and directs utilities to adopt uniform Power Charge Indifference Adjustment (PCIA) vintaging methodology for Community Choice Aggregation (CCA) departing loads.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® Upholds bundled customer indifference principle as set out by the legislature in Assembly Bill 117 and provides clear guidance to both the Investor Owned Utility and CCAs.

ESTIMATED COST:

- ® No additional revenue impacts to utility forecasts but may result in minor shifting of PCIA costs attributed to departing load.

(Comr Florio - Judge Tsen)

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

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

Agenda 3382, Item 29 8/18/2016 (Staff);

Agenda 3384, Item 2 9/15/2016 (Picker)

Consent Agenda - Orders and Resolutions (continued)

3 **Approval of Agreements with the California High-Speed Rail**
[15062] **Authority for Utility Facility Relocation Work Along the Rail**
 Corridor Right-of-Way

Res G-3498, PG&E Advice Letter (AL) 3484-G / 4443-E filed June 13, 2014. AL 3484-G-A / 4443-E-A filed December 22, 2015. AL 3484-G-B / 4443-E-B filed April 1, 2016. SCE AL 3315-E filed November 25, 2015. SoCalGas AL 4946 filed April 5, 2016 - Related matters.

PROPOSED OUTCOME:

- ® Approves the Tier 3 advice letters filed by Pacific Gas and Electric Company, Southern California Edison Company, and Southern California Gas Company, specifying rights and responsibilities for utility relocation work for the California High-Speed Rail Authority (CHSRA) Project.
- ® Authorizes a streamlined information-only filing process to timely approve the utility relocations and land rights transfers.
- ® Requires that the utility companies file annual reports via Tier 2 advice letter to track the status of all filings and associated utility relocation work, costs to ratepayers, and completed property transactions.
- ® Finds that compliance with the filing and reporting requirements contained in this Resolution satisfy all Commission approval requirements pursuant to PU Code Section 851 and GO 173.

SAFETY CONSIDERATIONS:

- ® Work to relocate overhead and underground electric and gas utility facilities will conform to all current and applicable laws, Commission regulations, and industry and utility company safety requirements.
- ® This Resolution only addresses work required to relocate utility facilities along the CHSRA Project rail corridor. CHSRA Project grade separations, other rail safety issues, and utility system upgrades necessary to provide electric power to the Project (interconnection work) that require further Commission approvals are outside the scope of this Resolution.

ESTIMATED COST:

- ® CHSRA is responsible for the vast majority of costs associated with the relocation work addressed in this Resolution. The California High-Speed Rail Act requires that CHSRA pay the reasonable and necessary costs of utility facility relocations but also defines credits to which CHSRA is entitled. The credits will be paid by ratepayers as described in this Resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167250755>

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

Agenda 3384, Item 11 9/15/2016 (Staff)

Consent Agenda - Orders and Resolutions (continued)

4 **PropSF, LLC and Tideline Marine Group Authority to**
[15099] **Operate as a Vessel Common Carrier**

A15-08-014, A15-12-021 - Related matters.

Application of PropSF, LLC for authority to operate as a scheduled vessel common carrier between points in Redwood City, Alameda City, San Rafael, Emeryville, Oakland, San Leandro, and San Francisco and to establish a Zone of Rate Freedom. Consolidated application includes Tideline Marine Group, Inc.

PROPOSED OUTCOME:

- ® Grants PropSF, LLC and Tideline Marine Group each a Certificate of Public Convenience and Necessity to Operate as a vessel common carrier in the San Francisco Bay.
- ® Denies requests for a Zone of Rate Freedom.
- ® Closes the proceedings.

SAFETY CONSIDERATIONS:

- ® Authority is conditioned on compliance with all the safety and operational rules, regulations, and requirements of the United States Coast Guard.

ESTIMATED COST:

- ® There are no costs associated with the implementation of this decision.

(Comr Randolph - Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167673746>

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

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

Agenda 3384, Item 27 9/15/2016 (Staff)

Consent Agenda - Orders and Resolutions (continued)

5 **The California Energy Commission Requests Approval of its**
[15110] **2016-2017 Natural Gas Research Budget**

Res G-3519

PROPOSED OUTCOME:

® Approve the California Energy Commission’s (CEC) Natural Gas Research and Development Program, Proposed Program Plan and Funding Request for Fiscal Year 2016-2017 with a budget of \$24 million, pursuant to California Public Utilities Commission Decision (D.) 04-08-010.

SAFETY CONSIDERATIONS:

® This Resolution approves and prioritizes the implementation of the CEC’s proposed budget of \$4 million to advance infrastructure safety and integrity. Successful research in this area will support continued safe infrastructure operation.

ESTIMATED COST:

® Approves \$24 million for Fiscal Year 2016-2017, as previously authorized by D.04-08-010.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167319533>

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

Consent Agenda - Orders and Resolutions (continued)

6
[15111] **Decision Adopting Gas Demand Forecasts, Cost Allocations,
and Rate Designs for Southern California Gas Company And
San Diego Gas & Electric Company**

A15-07-014

Application of Southern California Gas Company and San Diego Gas & Electric Company for Authority to Revise their Natural Gas Rates Effective January 1, 2017 in this Triennial Cost Allocation Proceeding Phase 2.

PROPOSED OUTCOME:

® Approves a Settlement Agreement that contains gas demand forecasts, utility cost allocations, rate designs, and other information needed to set natural gas transportation rates for Southern California Gas Company (SoCalGas) and San Diego Gas & Electric Company (SDG&e) starting January 1, 2017.

® Determines that residential fixed customer charges should be included in Tier 1 rates for the purpose of determining the tier differentials mandated by Pub. Util. Code Sections 739(d)(1) and 739.7.

® Adopts a minimum bill of \$3 per month for SDG&e's residential gas customers and \$1.50 per month for SDG&e's residential customers who participate in the California Alternative Rate for Energy program.

® Provides guidance regarding the disposition of the Aliso Canyon memorandum account.

® Closes the proceeding.

SAFETY CONSIDERATIONS:

® This decision does not affect public safety because the decision is limited to setting rates and charges for the recovery of revenue requirements authorized by the Commission in other proceedings.

ESTIMATED COST:

® Compared to the status quo, the approved Settlement Agreement allocates an additional \$47.94 million to SoCalGas's Core Residential Customers and \$13.94 million to SDG&e's Core Residential Customers in 2017. However, the overall effect of the Settlement Agreement is to decrease rates for these customers because of a projected refund of balancing account over-collections.

(Comr Randolph - Judge Kenney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167637596>

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

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

Consent Agenda - Orders and Resolutions (continued)

7

PacifiCorp's Petition for Modification of Decision 15-12-018

[15115]

A09-11-015

In the Matter of the Application of PacifiCorp, an Oregon Company, for an Order Authorizing a General Rate Increase Effective January 1, 2011.

PROPOSED OUTCOME:

- ® Grants PacifiCorp's Petition for Modification of Decision 15-12-018.
- ® Authorizes PacifiCorp to forgo filing a General Rate Case (GRC) for Test Year 2018 and to file its next GRC for rates effective January 1, 2019.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® There are no safety considerations raised by this decision.

ESTIMATED COST:

- ® There are no costs associated with the implementation of this decision.

(Comr Picker - Judge Park)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167508197>

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

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

Consent Agenda - Orders and Resolutions (continued)

8 **Adopts Updates to the Avoided Cost Calculator for use in**
[15116] **Demand-Side Distributed Energy Resources**
 Cost-Effectiveness Analyses

Res-E-4801

PROPOSED OUTCOME:

® Adopts certain data input updates, minor modeling adjustments and a version control process for the Avoided Cost Calculator for use in distributed energy resource cost-effectiveness analyses.

SAFETY CONSIDERATIONS:

® Based on the information before us the Resolution does not appear to result in any adverse safety impacts.

ESTIMATED COST:

® No incremental cost. Funds necessary for updates to the Avoided Cost Calculator were authorized in Decision 16-06-007.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167628893>

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

Consent Agenda - Orders and Resolutions (continued)

9 **Frontier Shingletown Underserved Broadband Project**
[15117]

Res T-17522

PROPOSED OUTCOME:

® Approves funding for the grant application of Citizens Telecommunications Company, Inc. (Frontier), subsidiary of Frontier Communications Corporation from the California Advanced Services Fund, to build last-mile fiber cable from the Shingletown, California central office to six digital loop carrier sites infrastructure to deliver broadband services to underserved community of Shingletown in Shasta County.

SAFETY CONSIDERATIONS:

® This project also provides safety benefits to the Shingletown Medical Center in Shingletown community including, but not limited to, higher bandwidth in the event of wildfire, winter storms and earthquakes as well as improved access to e-health services.

ESTIMATED COST:

® \$545,690.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167321114>

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

Consent Agenda - Orders and Resolutions (continued)

10 **Bay Area Rapid Transit Warm Springs Extension Project**
[15118] **Variance to General Order 95, Section 79.4B**

Res ST-184

PROPOSED OUTCOME:

® Request for variance to California Public Utilities Commission General Order 95, Section No. 79.4 B, fencing requirements for the Bay Area Rapid Transit District Warm Springs Extension Project to provide fencing that better matches the aesthetics of the planned surrounding environment is granted.

SAFETY CONSIDERATIONS:

® Considers the safety of the public and security of the rail alignment in granting variance that produces and equivalent level of safety and security as the general order requirements.

ESTIMATED COST:

® Not within the scope of this proceeding.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167480766>

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

Consent Agenda - Orders and Resolutions (continued)

11 **San Diego Gas & Electric Company Sycamore-Peñasquitos**
[15124] **230 Kilovolt Transmission Line Project**

A14-04-011

In the Matter of the Application of San Diego Gas & Electric Company for a Certificate of Public Convenience and Necessity for the Sycamore- Penasquitos 230 Kilovolt Transmission Line Project.

PROPOSED OUTCOME:

- ® Grants San Diego Gas & Electric Company a certificate of public convenience and necessity to construct the Sycamore-Peñasquitos 230 kilovolt Transmission Line Project.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® All safety considerations associated with project construction and operation, other than visual and noise impacts, are mitigated to less than significant with mitigation required by the decision.

ESTIMATED COST:

- ® The cost associated with this decision is \$259,670,632.

(Comr Picker - Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167637711>

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

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

Consent Agenda - Orders and Resolutions (continued)

12
[15125] **California-American Water Company's Establishment of the Placer County Water Agency Special Facilities Fee Schedule and Special Facilities Fee Memorandum Account to Track All Fees Collected and Costs Associated With Purchasing Additional Units of Water From Placer County Water Agency**

Res W-5111, Advice Letter 1124 filed April 15, 2016 - Related matters.

PROPOSED OUTCOME:

® Approves California-American Water Company's (Cal-Am) Advice Letter (AL) 1124 requesting Commission authorization to establish the Special Facilities Fee Memorandum Account for its Sacramento service area as set forth in this Resolution. The Preliminary Statement for the new memorandum account is attached to this Resolution as Appendix A.

® Approves Cal-Am's AL 1124 requesting Commission authorization to establish the Special Facilities Fee Schedule for its Sacramento service area is approved as set forth in this Resolution. The Special Facilities Fee Schedule is attached to this Resolution as Appendix B.

® Adopts the Special Facilities Fee Memorandum Account and Special Facilities Fee Schedule attached in Appendices A and B, respectively.

® The effective date of the Memorandum Account and Special Facilities Fee Schedule is the effective date of this Resolution.

SAFETY CONSIDERATIONS:

® The resolution provides adequate revenues to the utility so that it can provide safe and reliable water service to its customers. The water served by the utility meets all applicable water quality standards set forth by the State Water Resources Control Board.

ESTIMATED COST:

® Not Applicable.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=166008283>

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

Consent Agenda - Orders and Resolutions (continued)

13
[15129] **Approval with Modifications to San Diego Gas & Electric
Company's 2017 Demand Response Auction Mechanism
Results**

Res E-4802, Advice Letter 2926-E filed on July 22, 2016 - Related matters.

PROPOSED OUTCOME:

- ® Approves, with modifications, the request of San Diego Gas & Electric Company (SDG&e) to approve contracts resulting from its 2017 Demand Response Auction Mechanism Request for Offer.
- ® Adopts the contracts that SDG&e submitted to the Commission in Advice Letter 2926-E, on July 22, 2016, and requires SDG&e to procure additional contracts to bring SDG&e into compliance with Commission direction.

SAFETY CONSIDERATIONS:

- ® This Resolution approves six (6) power purchase agreements that contain provisions requiring compliance of sellers and their agents with all applicable laws, including laws related to permitting and safe operations. No additional incremental safety measures are or need be associated with this Resolution.

ESTIMATED COST:

- ® Actual costs are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167629982>

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

Consent Agenda - Orders and Resolutions (continued)

14
[15147] **Approval with Modifications to Pacific Gas and Electric's
Demand Response Auction Mechanism Purchase
Agreements**

Res E-4803, Advice Letter 4880-E filed July 22, 2016 - Related matters.

PROPOSED OUTCOME:

- ® Approves, with modifications, the request of Pacific Gas and Electric Company (PG&e) to approve contracts resulting from its 2017 Demand Response Auction Mechanism Request for Offer.
- ® Adopts the contracts that PG&e submitted to the Commission in Advice Letter 4880-E, on July 22, 2016, and requires PG&e to procure additional contracts to bring PG&e into compliance with Commission direction.

SAFETY CONSIDERATIONS:

- ® This Resolution approves fourteen (14) power purchase agreements that contain provisions requiring compliance of sellers and their agents with all applicable laws, including laws related to permitting and safe operations. No additional incremental safety measures are or need be associated with this Resolution.

ESTIMATED COST:

- ® Actual costs are confidential at this time.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167498272>

Consent Agenda - Orders and Resolutions (continued)

15 **Application for Review of Intrastate Rates and Charges,**
[15151] **Establish a New Intrastate Revenue Requirement and Rate**
 Design, and Modify Selected Rates

A15-12-001

In the Matter of Application of The Siskiyou Telephone Company to Review Intrastate Rates and Charges, Establish a New Intrastate Revenue Requirement and Rate Design, and Modify Selected Rates.

PROPOSED OUTCOME:

- ® Approves all-party settlement of Siskiyou Telephone Company and Office of Ratepayer Advocates.
- ® Sets local rates and revenue requirement.
- ® Establishes a separate legal entity and books and accounts for its internet service provider operations and to abide by certain requirements relating to its affiliates.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® Siskiyou must comply with Public Utilities Code section 451 pertaining to safety.
- ® Ensures Siskiyou will receive support required by section 275.6 to meet commitment for safe, reliable, and high-quality communications services in rural areas.

ESTIMATED COST:

- ® Increases the monthly local exchange telephone service rate from \$20.25 to \$24.00 for residential and for business from \$22.25 to \$26.00.
- ® Increases Siskiyou's draw on California High Cost Fund-A.

(Comr Randolph - Judge Wildgrube)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=166861547>

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

Consent Agenda - Orders and Resolutions (continued)

16 **Order Instituting Investigation into Operations, Practices,
[15152] and Conduct of T C Telephone LLC**

I16-01-012

Order Instituting Investigation on the Commission's own motion into the operations, practices, and conduct of T C Telephone LLC, doing business as Horizon Cellular, (T C Telephone) to determine whether T C Telephone violated the laws, rules and regulations governing the manner in which California consumers are switched from one carrier to another and billed for telephone services.

PROPOSED OUTCOME:

- ® Approves settlement of T C Telephone LLC (T C Telephone) and Consumer Protection and Enforcement Division regarding alleged slamming violations and use of undisclosed dba.
- ® Approves payment of penalty by T C Telephone in the amount of \$200,000.
- ® Closes proceeding

SAFETY CONSIDERATIONS:

- ® Deters conduct which could cause harm to public and ensures T C Telephone will provide communications services in compliance with statutes, rules, and Commission decisions.

ESTIMATED COST:

- ® Payment of penalty by T C Telephone in the amount of \$200,000.

(Comr Randolph - Judge Wildgrube)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=166546284>

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

Consent Agenda - Orders and Resolutions (continued)

17 **Dismisses the Citation Appeal Filed by SF Bay Car Services,
[15157] Incorporated in the Matter of Citation No. FC 775**

Res ALJ 342

PROPOSED OUTCOME:

® Dismisses the citation appeal filed by SF Bay Car Services, Incorporated (SF Bay Car), in the matter of Citation No. FC-775.

® SF Bay Car agrees to pay the full amount of the assessed fine of \$2,000, as set forth in the citation.

® Closes K16-06-017..

SAFETY CONSIDERATIONS:

® SF Bay Car's failure to enroll 19 of its drivers into the Department of Motor Vehicles Employer Pull Notice program could have resulted in significant safety considerations for the public if these concerns were not addressed by the Commission.

® SF Bay Car's failure to enroll 15 employees in pre-employment and mandatory drug testing could have resulted in significant safety considerations for the public if these concerns were not addressed by the Commission.

® SF Bay Car's failure to maintain workers' compensation insurance for 19 employees could have resulted in significant safety concerns for the employees of VIP if not addressed by the Commission.

ESTIMATED COST:

® SF Bar Car Services, Incorporated will pay a fine of \$2,000. The penalty assessment will be deposited into California's General Fund.

(Judge Kelly)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167468950>

Consent Agenda - Orders and Resolutions (continued)

18
[15159] **Application of Volcano Telephone Company for New
Intrastate Rates and Charges, Establish New Intrastate
Revenue Requirement and Rate Design, and Modify Selected
Rates**

A15-12-002

In the Matter of Application of Volcano Telephone Company to Review Intrastate Rates and Charges, Establish a New Intrastate Revenue Requirement and Rate Design, and Modify Selected Rates.

PROPOSED OUTCOME:

® Adopts the Settlement Agreement Between the Volcano Telephone Company (Volcano) and the Office of Ratepayer Advocates regarding new intrastate rates and charges for telephone services in California, and an increase in Volcano's draw from the California High Cost Fund-A (CAHCF-A) pursuant to Pub. Util. Code § 275.

® Closes the proceeding.

SAFETY CONSIDERATIONS:

® Volcano must comply with all Commission rules, statutes, General Orders, including Pub. Util. Code § 451 regarding safety.

ESTIMATED COST:

® This decision sets Volcano's basic residential rates at \$24.00 and business rates at \$34.00 (exclusive of surcharges, fees or taxes) effective January 1, 2017, and approves an assumed intrastate revenue requirement of \$11,148,636 (inclusive of \$6,960,937 draw from the CAHCF-A) for 2017 test year.

(Comr Randolph - Judge Ayoade)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167469266>

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

Consent Agenda - Orders and Resolutions (continued)

19 **Complaint Filed Against Southern California Gas Company**
[15160] **Seeking a Refund for Overbilling and for Wrongful Denial of**
 Admittance into the Energy Savings Assistance Program

(ECP) C16-05-006

F. S. Orsay vs. Southern California Gas Company.

PROPOSED OUTCOME:

- ® Denies relief for failure to state a claim upon which relief may be granted.
- ® Complainant failed to show that she did not use any gas during the period at issue.
- ® Southern California Gas Company was not required to enroll Complainant in the Energy Savings Assistance Program until she completed the application process including demonstration of financial eligibility and an in home assessment.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® This billing dispute raised no safety considerations.

ESTIMATED COST:

- ® None as a result of this decision.

(Comr Peterman - Judge MacDonald)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=166580770>

Consent Agenda - Orders and Resolutions (continued)

20 **Settlement Agreement on the Rate Cap Issue**
[15164]

A08-08-022

In the Matter of the Application of Golden State Water Company for a Certificate of Public Convenience and Necessity to Construct and Operate a Water System in Sutter County, California; and to establish Rates for Public Utility Water Service in Sutter County, California.

PROPOSED OUTCOME:

- ® Adopts a settlement agreement between Golden State Water Company and the Office of Rate Payer Advocates to establish a maximum limit during its first two rate case cycles on the revenue requirement (rate cap) for the newly-established South Sutter County Service Area.
- ® Modifies Decision (D.) 14-06-051, and the rate cap adopted in this decision supersedes the rate cap adopted in Ordering Paragraphs 15 and 16 of D.14-06-051 which previously set the rate cap of \$105 per customer per month for its first two rate case cycle.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

- ® None as a result of this decision.

ESTIMATED COST:

- ® There are no costs associated with this decision.

(Comr Randolph - Judge Kim)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167112906>

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

Consent Agenda - Orders and Resolutions (continued)

21 **Petition of PacifiCorp to Modify Decision 14-04-008 to**
[15167] **Continue its Energy Efficiency Programs Through 2017**

A13-07-015

Application of PACIFICORP, an Oregon Company, for Approval to Reactivate the Surcharge To Fund Public Purpose Programs and Other Matters.

PROPOSED OUTCOME:

® PacifiCorp may continue to collect its public purpose surcharge to recover costs of its approved energy efficiency programs in the amount of \$2.675 million for 2017, and is also authorized to make changes to the public purpose surcharge via Tier 2 advice letters through 2017.

® Closes the proceeding.

SAFETY CONSIDERATIONS:

® There are no safety considerations associated with the outcome of this proceeding.

ESTIMATED COST:

® \$2.675 million in collection of public purpose surcharge through 2017.

(Comr Picker - Judge Houck)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=166896437>

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

Consent Agenda - Intervenor Compensation Orders

22 **Denies Compensation to World Business Academy**
[15128]

A14-07-009

Application of San Diego Gas & Electric Company for Authority to Partially Fill the Local Capacity Requirement Need Identified in D.14-03-004 and Enter into a Purchase Power Tolling Agreement with Carlsbad Energy Center, LLC.

PROPOSED OUTCOME:

® Denies Compensation to World Business Academy due to ineligibility to request intervenor compensation.

SAFETY CONSIDERATIONS:

® There are no safety considerations associated with this application.

ESTIMATED COST:

® There are no costs associated with this decision.

(Comr Florio - Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167513596>

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

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

Consent Agenda - Intervenor Compensation Orders (continued)

23 **Compensation to The Utility Reform Network**
[15155]

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. Consolidated applications include Pacific Gas and Electric Company and Southern California Edison Company.

PROPOSED OUTCOME:

® Awards The Utility Reform Network (TURN) \$213,614.54 for substantial contribution to Decision (D.) 15-01-051 and D.16 05 006. D.15-01-051 begins the implementation of Senate Bill (SB) 43 and the formal requirement for the three large electrical utilities to implement the Green Tariff Shared Renewables (GTSR) Program. The decision adopts requirements for the first three phases of the proceeding relating to indifference between participating and non-participating ratepayers, approves modified GTSR programs for each of the three utilities, and establishes minimum advance procurement goals. D.16-05-006 The decision refines the Green Tariff Shared Renewables program adopted in D.15-01-051 to modify the size of eligible Enhanced Community Renewables (ECR) projects, to direct the three utilities to hold two Renewable Auction Mechanism solicitations a year for ECR projects, to adopt a forecasting methodology for a 20-year estimate of bill credits and charges, and to resolve all remaining issues in Phase IV of the proceeding. TURN requested \$213,614.54.

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:

® \$213,614.54, plus interest, to be paid by ratepayers of Pacific Gas and Electric Company, San Diego Gas & Electric Company, and Southern California Edison Company.

(Comr Picker - Judge Cooke)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=166859751>

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

Regular Agenda

Energy Orders

24 Gas and Electric Safety Citation Programs

[15120]

R14-05-013

BACKGROUND:

® The California Public Utilities Commission is charged with ensuring the safety of operations for gas and electrical systems in California. The Commission has adopted a citation program to deter violations and ensure compliance with safety protocols. The decision creating the citation program in Phase I identified several open issues due for consideration in order to further refine the program. This decision, Phase II of the rulemaking, issues guidance on those issues and includes enhanced staff discretion and self-reporting requirements.

PROPOSED OUTCOME:

- ® Adopts necessary improvements and refinements to the gas and electric safety citation programs, including:
 - ® Refining the criteria for Staff to use in determining whether to issue a citation and the amount of the penalty;
 - ® Setting an administrative limit of \$8 million per citation issued;
 - ® Adopting detailed criteria for the utilities to use to voluntarily self-report a potential violation;
 - ® Merging the rules applicable to the gas and electric safety citation programs into a single set of rules;
 - ® Refining other issues in the programs.
- ® Closes the proceeding.

SAFETY CONSIDERATIONS:

® The ability of the Safety and Enforcement Division or other designated Staff to issue citations under the gas and electric safety citation programs should ensure a safer gas and electric system by deterring violations in the first instance, ensuring violations are corrected and authorizing the issuance of citations when appropriate.

ESTIMATED COST:

- ® There are no costs associated with the implementation of this decision.

(Comr Picker - Judge Burcham)

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

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

Regular Agenda - Energy Orders (continued)

25 **Guidance for Pacific Gas and Electric Company, San Diego
[15126] Gas & Electric Company, and Southern California Edison
 Company Demand Response Portfolios**

R13-09-011

Order Instituting Rulemaking to Enhance the Role of Demand Response in Meeting the State's Resource Planning Needs and Operational Requirements.

PROPOSED OUTCOME:

- ® Denies petition requesting to continue the three working groups established in Decision (D.) 14-12-024.
- ® Modifies D.14-12-024 by rescinding the requirement to collect data on fossil-fueled back-up generation in demand response programs.
- ® Establishes a date of January 1, 2018 to begin the prohibition of the use of certain resources during demand response events and establishes an enforcement program.
- ® Provides guidance to the Utilities regarding applications for 2018 and beyond, solely on existing demand response programs.
- ® Adopts the following goal for demand response programs: Commission regulated demand response programs, shall assist the State in meeting its environmental objectives, cost-effectively meet the needs of the grid, and enable customers to meet their energy needs at a reduced cost.
- ® Establishes seven principles by which the Commission, the Utilities, aggregators, and providers shall abide; based on the grid needs, environmental needs, customer needs, and market needs.
- ® Establishes a five-year budget cycle with a mid-cycle review;
- ® Completes second phase of the proceeding. Phase three remains open to complete the demand response potential study and provide guidance to the Utilities for applications for more advanced demand response programs.

SAFETY CONSIDERATIONS:

- ® No safety considerations are raised by this program guidance.

ESTIMATED COST:

- ® To be determined in 2018 Portfolio Applications.

(Comr Florio - Judge Hymes)

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

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

Regular Agenda - Orders Extending Statutory Deadline

26 **Order Extending Statutory Deadline** [15162]

C15-07-004

Ryan and Amanda Atkinson vs. Pacific Gas and Electric Company.

PROPOSED OUTCOME:

® Extends the statutory deadline of this proceeding to January 31, 2017.

SAFETY CONSIDERATIONS:

® There are no safety considerations associated with extending the statutory deadline.

ESTIMATED COST:

® There are no costs associated with extending the statutory deadline.

(Comr Peterman - Judge Kim)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167093532>

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

Regular Agenda - Orders Extending Statutory Deadline (continued)

27 **Order Extending Statutory Deadline**
[15165]

R11-11-007

Order Instituting Rulemaking into the Review of the California High Cost Fund-A Program.

PROPOSED OUTCOME:

® Extends statutory deadline for completion of this proceeding until December 6, 2016.

SAFETY CONSIDERATIONS:

® There are no safety considerations implicated with this Order Extending Statutory Deadline.

ESTIMATED COST:

® There are no costs associated with this Order Extending Statutory Deadline.

(Comr Sandoval - Judge Colbert)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=167097013>

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

Regular Agenda - Orders Extending Statutory Deadline (continued)

28 **Order Extending Statutory Deadline**
[15168]

A14-11-007, A14-11-009, A14-11-010, A14-11-011 - Related matters.

Application of Southern California Edison Company for Approval of its Energy Savings Assistance and California Alternate Rates for Energy Programs and Budgets for Program Years 2015-2017. Consolidated application includes San Diego Gas & Electric Company, Pacific Gas and Electric Company and Southern California Gas Company.

PROPOSED OUTCOME:

® Extends statutory deadline for completion of this proceeding until December 8, 2016.

SAFETY CONSIDERATIONS:

® There are no safety considerations implicated with this Order Extending Statutory Deadline.

ESTIMATED COST:

® There are no costs associated with this Order Extending Statutory Deadline.

(Comr Sandoval - Judge Colbert)

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

29 **Order Extending Statutory Deadline**
[15169]

C10-10-010

Michael Hetherington and Janet Hetherington vs. Pacific Gas and Electric Company.

PROPOSED OUTCOME:

® Extends the statutory deadline for completion of this proceeding until April 13, 2017.

SAFETY CONSIDERATIONS:

® There are no safety considerations implicated with this Order Extending Statutory Deadline.

ESTIMATED COST:

® There are no costs associated with this Order Extending Statutory Deadline.

(Comr Florio - Judge Roscow)

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

Regular Agenda - Legal Division Matters

Regular Agenda - Legislative and Other Matters

Regular Agenda - Commissioner Reports

Regular Agenda - Management Reports and Resolutions

30 **Report and Discussion on Recent Consumer Protection and**
[15135] **Safety Activities**

31 **Management Report on Administrative Activities**
[15136]

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

32 **Conference with Legal Counsel - Application for Rehearing**
[15137]

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.

33 **Conference with Legal Counsel - Application for Rehearing**
[15150]

C10-10-010

Disposition of the application for rehearing of Decision 16-03-013 (Decision) filed by Michael Hetherington and Janet Hetherington (Hetheringtons). The Decision resolved three formal complaints and multiple motions filed by the Hetheringtons against Pacific Gas and Electric Company (PG&E). The primary issues involved the location of the Hetheringtons' SmartMeter and allegations of unauthorized electricity diversion from equipment serving the Hetheringtons' home.

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

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 - Appeals from Presiding Officer's Decisions

Discussion of Appeals of Presiding Officer's Decision.

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

Closed Session - Federal

34 **Conference with Legal Counsel - Existing Litigation**
[15158]

Gresham v. Picker et al., No. 2:16-cv-01848-JAM-CKD (E.D. Cal. filed August 4, 2016)

Plaintiffs Victor Gresham and Conquest Communications Group, LLC filed a Complaint for Injunctive and Declaratory Relief alleging Cal. Pub. Util. Code §§ 2872 and 2874 violate their right to free speech under the First and Fourteenth Amendments of the U.S. Constitution.

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

35 **Conference with Legal Counsel - Existing Litigation**
[15171]

US District Court, Northern District, Case No. 3:16-cv-00983-vc

Alik Lee vs. California Public Utilities Commission, United States District Court, Northern District, Case No. 3:16-cv-00983-vc

Gov. Code § 11126(e)(2)(A), 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 - 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 - 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