
Public Utilities Commission of the State of California

Public Agenda 3406
Thursday, October 12, 2017 9:30 a.m.
505 Van Ness Avenue
San Francisco, California

Commissioners

Michael Picker, President
Martha Guzman Aceves
Carla J. Peterman
Liane M. Randolph
Clifford Rechtschaffen

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

Scheduled Commission Meetings

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (10:00 a.m.) Closed to the Public	<i>Commission Meeting</i> Auditorium (9:30 a.m.) Open to the Public
Monday, October 9, 2017 (San Francisco)	Thursday, October 12, 2017 (San Francisco)
Monday, October 23, 2017 (San Francisco)	Thursday, October 26, 2017 (Sacramento)
Monday, November 6, 2017 (San Francisco)	Thursday, November 9, 2017 (San Francisco)
Monday, November 27, 2017 (San Francisco)	Thursday, November 30, 2017 (San Francisco)
Monday, December 11, 2017 (San Francisco)	Thursday, December 14, 2017 (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



This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, please call the Public Advisor at (415) 703-2074 or TTY # (415) 703-5282 or toll free # 1-866-836-7825 three business days in advance of the meeting.

PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 15, 16, 17, 18

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 Recently Filed Formal Applications**

[16013]
Res ALJ 176-3406

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=196698592>

Consent Agenda - Orders and Resolutions (continued)

2 **San Diego Gas & Electric Company Requests Approval to Offer Line Item Billing Service for a Home Protection Plan Service, on a Non-Tariffed Basis**

[15833]

Res E-4853, Advice Letter (AL) 2990-E and AL 2525-G filed October 27, 2016 - Related matters.

PROPOSED OUTCOME:

- Approves San Diego Gas & Electric Company's (SDG&E) Advice Letter 2990-E/2525-G, which proposes to offer Line Item Billing Service to its electric and gas customers, for an optional Home Protection Plan Service provided directly by a third-party home protection plan company (Vendor) on a non-tariffed basis.

SAFETY CONSIDERATIONS:

- SDG&E's proposed Line Item Billing for the third-party Vendor's Home Protection Plan Service provides safety benefits to customers.

ESTIMATED COST:

- No net cost to ratepayers. SDG&E estimates \$100,000/year of net revenue from the Line Item Billing Service.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=196538104>

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

Agenda 3402, Item 4 8/10/2017 (Staff);
Agenda 3403, Item 5 8/24/2017 (Peterman);
Agenda 3404, Item 4 9/14/2017 (Staff);
Agenda 3405, Item 2 9/28/2017 (Staff)

Consent Agenda - Orders and Resolutions (continued)

- 3 **Amended Application for Modification of Resolution T-17542
Submitted by MetroPCS California, LLC dba MetroPCS and
T-Mobile West LLC dba T-Mobile**

[15902]
Res T-17568

PROPOSED OUTCOME:

- Denies Amended Application for Modification of Resolution T-17542 and directs the applicants to report and remit surcharges due beginning January 1, 2017 in accordance with Resolution T-17542 issued November 16, 2016.

SAFETY CONSIDERATIONS:

- This resolution assures the funding of the Commission's Universal Service Programs.

ESTIMATED COST:

- There are no costs associated with this proposed resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=197134275>

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

Agenda 3404, Item 12 9/14/2017 (Staff);

Agenda 3405, Item 5 9/28/2017 (Staff)

Consent Agenda - Orders and Resolutions (continued)

4 **Order Regarding Petition 17-03-004 and Order Instituting Rulemaking Proceeding to Consider Amendments to General Order 95**

[15938]

P17-03-004, R_____ - Related matters.

Petition of the Safety and Enforcement Division to Adopt, Amend, or Repeal General Order 95 Pursuant to Pub. Util. Code Section 1708.5.

PROPOSED OUTCOME:

- Opens a rulemaking proceeding to consider proposed amendments to General Order 95 that are set forth in the Safety and Enforcement Division's Petition 17-03-004.
- Closes P.17-03-004.

SAFETY CONSIDERATIONS:

- The purpose of the proposed amendments to General Order 95 is to protect the safety and reliability of utility poles and pole attachments.

ESTIMATED COST:

- Unknown.

(Comr Picker - Judge Kenney)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=196490338>

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

Consent Agenda - Orders and Resolutions (continued)

- 5 **Adoption of Revised Self-Generation Incentive Program Developer Definition Pursuant to Decision 16-06-055 and other Revisions to the Self-Generation Incentive Program Handbook**

[15952]
Res E-4887

PROPOSED OUTCOME:

- The definition of developer used in the Self-Generation Incentive Program (SGIP) is revised, and other clarifying amendments to the SGIP Handbook are made, on Energy Division's own motion. A Tier 1 advice letter that ensures compliance with this Resolution shall be filed by the SGIP administrators within 14 days.

SAFETY CONSIDERATIONS:

- There are no safety implications of the revised definition of developer.

ESTIMATED COST:

- There is no incremental cost associated with these changes to the Self-Generation Incentive Program rules.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=197152403>

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

Agenda 3405, Item 15 9/28/2017 (Rechtschaffen)

Consent Agenda - Orders and Resolutions (continued)

6 **Expedited Interconnection Dispute Resolution Process Per
Assembly Bill 2861**

[15973]

Res ALJ-347

PROPOSED OUTCOME:

- Adopts Expedited Interconnection Dispute Resolution Process set forth in Exhibit A as authorized by Assembly Bill 2861.

SAFETY CONSIDERATIONS:

- Facilitates timely resolution of interconnection disputes consistent with safe distribution grid operations.

ESTIMATED COST:

- None identified.

(Judge Cooke)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=196935195>

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

Consent Agenda - Orders and Resolutions (continued)**7 Settlement Agreement Regarding Proposed Transfer of Control**

[15977]

A17-03-016

In the Matter of the Joint Applications of Broadwing Communications, LLC; Global Crossing Local Services, Inc.; Global Crossing Telecommunications, Inc.; IP Networks, Inc.; Level 3 Communications, LLC; Level 3 Telecom of California, LP; WiTel Communications, LLC; Level 3 Communications, Inc., a Delaware Corporation; and CenturyLink, Inc., a Louisiana Corporation, for Approval of Transfer of Control of the Level 3 Operating Entities Pursuant to California Public Utilities Code Section 854(a).

PROPOSED OUTCOME:

- Approves proposed transfer of control whereby ownership of Level 3 Operating Entities and WiTel Communications will be transferred to CenturyLink, Inc. pursuant to Public Utilities Code Section 854(a) and in accordance with the terms and conditions of the approved Settlement Agreement.
- Approves the Settlement Agreement between Joint Applicants and the Consumer Group consisting of Office of Ratepayer Advocates, The Utility Reform Network, and Greenlining Institute.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- Granting this application is consistent with the provision of safe utility service by the subject operating entities.

ESTIMATED COST:

- Since this is a parent-level transaction, customers' retail rates should not be impacted.

(Comr Guzman Aceves - Judge DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=197123072>

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 **Pacific Gas and Electric Company's Update to Bundled Procurement Plan Regarding Procurement and Future Updates**

[15978]

Res E-4828, Advice Letter 4919-E filed September 20, 2016 - Related matters.

PROPOSED OUTCOME:

- Revises the Bundled Procurement Plan for Pacific Gas and Electric Company to (1) include the existing rules regarding Once-Through-Cooling Plants, and (2) permit future revisions of the Bundled Procurement Plan to be completed by advice letter, with the appropriate tier classification designated by General Order 96-B.

SAFETY CONSIDERATIONS:

- There is no impact on safety.

ESTIMATED COST:

- There is no cost impact.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=197076085>

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

Consent Agenda - Orders and Resolutions (continued)

9

**Conditionally Approves the Wireless Identification
Registration Application of Redding MSA Limited Partnership**

[15979]

Res T-17578

PROPOSED OUTCOME:

- Conditionally approves the Wireless Identification Registration Application of Redding MSA Limited Partnership DBA Verizon Wireless, subject to the payment of past due user fees including penalties and a fine for operating without authority.

SAFETY CONSIDERATIONS:

- There is no safety implication as this resolution addresses Redding MSA Limited Partnership's compliance with licensing requirements and application for a new WIR.

ESTIMATED COST:

- Payment of a \$190,000 fine for operating without authority plus \$500 for past due user fees and interest for the period between 2013-2016.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=196929874>

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

Consent Agenda - Orders and Resolutions (continued)

10

**Conditionally Approves the Wireless Identification
Registration Application of STS Media dba FreedomPop**

[15980]

Res T-17577

PROPOSED OUTCOME:

- Conditionally approves the Wireless Identification Registration (WIR) Application of STS Media dba FreedomPop (FreedomPop), subject to the payment of past due surcharges and user fees including penalties and a fine for operating without authority.

SAFETY CONSIDERATIONS:

- There is no safety implication as this resolution addresses FreedomPop's compliance with licensing requirements and application for a new WIR.

ESTIMATED COST:

- Payment of a \$58,000 fine for operating without authority as well as payment of \$45,926.28 for past due surcharges and interest and payment of \$1,853.61 for past due user fees and interest for the period of January 2013 through April 2017, as well as payment of past due surcharges plus interest and unpaid user fees plus interest from May 2017 through Commission approval of this Resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=197094445>

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

Consent Agenda - Orders and Resolutions (continued)

11 **Grants Pacific Gas and Electric Company's Motion to Dismiss its Application for a Certificate of Public Convenience and Necessity for Contra Costa-Oakley Generating Station 230 Kilovolt Transmission Line**

[15984]

A15-06-015

In the Matter of the Application of Pacific Gas and Electric Company for a Certificate of Public Convenience and Necessity for the Contra Costa-Oakley Generating Station 230 kV Transmission Line Pursuant to General Order 131-D.

PROPOSED OUTCOME:

- Pacific Gas and Electric Company's Application is dismissed without prejudice.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- This decision does not order any actions by the utilities relating to safety.

ESTIMATED COST:

- No additional costs are anticipated.

(Comr Rechtschaffen - Judge DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=195587342>

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

California Water Service Company to Increase the Safe Drinking Water Bond Act Surcharge in its Kern River Valley - Squirrel Mountain District

[15998]

Res W-5152, Advice Letter 2272 filed August 21, 2017 - Related matters.

Proposed Outcome:

- Approves the surcharge increase shown in Table 3, page 4 of this Resolution, and also indicated in California Water Service Company's (Cal Water) proposed tariff attached to Advice Letter No. 2272, Schedule No. KRV-1, Kern River Valley Tariff Area (Squirrel Mountain Water Service Area), General Metered Service.
- Thirty days before the completion of the \$39,042.66 reserve requirement of the Safe Drinking Water Bond Act loan, Cal Water shall file a Tier 2 Advice Letter to adjust the monthly surcharge for the Squirrel Mountain Service Area.

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:

- \$9,548.64 or 27.4%.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=195685325>

Regular Agenda**Regular Agenda- Energy Orders****13 Application of San Diego Gas & Electric Company for Authorization to Recover Costs Related to the 2007 Southern California Wildfires Recorded in the Wildfire Expense Memorandum Account**

[15940]

A15-09-010

Application of San Diego Gas & Electric Company for Authorization to Recover Costs Related to the 2007 Southern California Wildfires Recorded in the Wildfire Expense Memorandum Account (WEMA).

PROPOSED OUTCOME:

- Denies the Application of San Diego Gas & Electric Company (SDG&E) for Authorization to Recover Costs Related to the 2007 Southern California Wildfires Recorded in the Wildfire Expense Memorandum Account (WEMA).
- Finds SDG&E did not reasonably manage and operate its facilities prior to the 2007 Witch, Guejito and Rice Wildfires.
- Denies Application on its merits, therefore issues preliminarily scoped for phase two of A.15-09-010 are moot.
- Closes Application 15-09-010.

SAFETY CONSIDERATIONS:

- There are no significant safety concerns with the implementation of this decision.

ESTIMATED COST:

- None as a result of this decision.

(Comr Randolph - Judge Goldberg - Judge Tsen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=196095356>

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

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

This matter may be considered during the Ratesetting Deliberative Meeting.

Agenda 3405, Item 28 9/28/2017 (Staff)

Regular Agenda- Energy Orders (continued)**14 Decision Establishing the Self-Generation Incentive Program Equity Budget**

[15945]

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:

- Creates the Self-Generation Incentive Program (SGIP) Equity Budget from existing funding from the SGIP;
- The SGIP Equity Budget will fund energy storage projects for eligible customers located in disadvantaged and low-income communities.
- Rulemaking 12-11-005 remains open.

SAFETY CONSIDERATIONS:

- This decision does not order any action related to safety.

ESTIMATED COST:

- This decision directs the availability of previously authorized budgets without any increase or decrease in the total SGIP program.

(Comr Rechtschaffen - Judge DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=197083170>

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

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

Agenda 3405, Item 29 9/28/2017 (Rechtschaffen)

Regular Agenda- Orders Extending Statutory Deadline (continued)

16 **Order Extending Statutory Deadline**

[16010]

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, 2018.

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 Guzman Aceves - Judge Roscow)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=196101515>

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

Regular Agenda- Orders Extending Statutory Deadline (continued)

17 **Order Extending Statutory Deadline**

[16011]

C16-10-009

Robert Meijer vs. Sprint Telephony PCS, LP.

PROPOSED OUTCOME:

- Extends the statutory deadline for completion of this proceeding until April 18, 2018.

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 Randolph - Judge Burcham)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=196156553>

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

Regular Agenda- Orders Extending Statutory Deadline (continued)

18 **Order Extending Statutory Deadline**

[16012]

C16-10-021

Gildred Building Company, dba The Gildred Companies; Ocotillo Solar LLC vs. Southern California Edison Company.

PROPOSED OUTCOME:

- Extends the statutory deadline for completion of this proceeding until April 21, 2018.

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 Randolph - Judge DeAngelis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=196291115>

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

Regular Agenda- Consumer Protection and Enforcement Division Reports and Resolutions

19
[15935]

Director's Report

Designation of Consumer Protection and Enforcement Division staff authorized to exercise the limited powers of a peace officer within the scope of their duties as specified in Penal Code section 830.11 and Pub. Util. Code section 308.5. This matter will be presented before the Commission for discussion and action.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=195868563>

Regular Agenda- Legal Division Matters

Regular Agenda- Legislative and Other Matters

Regular Agenda- Commissioner Reports

Regular Agenda- Management Reports and Resolutions

20

**Report and Discussion on Recent Consumer Protection and Safety
Activities**

[16014]

Regular Agenda- Management Reports and Resolutions (continued)

21
[16015]

Management Report on Administrative Activities

Closed Session

This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126 (e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).

Closed Session - Applications for Rehearing

22

Conference with Legal Counsel - Application for Rehearing

[16016]

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.

Closed Session - Applications for Rehearing (continued)

23

Conference with Legal Counsel - Application for Rehearing

[15999]

114-11-008

Disposition of application for rehearing of Decision (D.) 16-08-020 filed by Safety and Enforcement Division. In D.16-08-020, the Commission found that Pacific Gas and Electric Company (PG&E) failed to comply with applicable laws and regulations in maintaining accurate records of its natural gas distribution system, and fined PG&E \$25,626,000 for systemic violations and specific incidents.

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

Closed Session - Applications for Rehearing (continued)

24 **Conference with Legal Counsel - Application for Rehearing**
[16021]
A17-03-010

Application for rehearing of Resolution T-17531 filed by Kerman Telephone Company (Kerman). Resolution T-17531 was issued in response to an advice letter filed by Kerman to true-up Kerman's interim rate relief to adopted rates for Test Year 2016. In Resolution T-17531, the Commission ordered Kerman to refund \$559,783.78 to the California High Cost Fund-A in one lump sum payment within 45 days from the effective date of the Resolution.

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(h), allows a Presiding Officer's Decision to be considered in Closed Session

Closed Session - Federal

Closed Session - Existing Litigation - Federal

Existing Litigation - Federal

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 - Administrative Matters

Consideration and discussion of administrative matters.

Public Utilities Code section 1701.1(f) 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