

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA**

In the Matter of the Application of)	Application No. 07-04-028
SOUTHERN CALIFORNIA EDISON)	
COMPANY (U338E) for a Permit to)	(Filed April 30, 2007)
Construct Electrical Facilities with Voltages)	
between 50 kV and 200 kV:)	
Fogarty Substation Project)	
_____)	

In the Matter of the Application of)	Application No. 07-01-031
SOUTHERN CALIFORNIA EDISON)	
COMPANY (U338E) for a Permit to)	(Filed January 16, 2007)
Construct Electrical Facilities with Voltages)	
between 50 kV and 200 kV: Valley-Ivyglen)	
115 kV Subtransmission Line Project)	
_____)	

SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E)
MOTION TO BIFURCATE

BETH GAYLORD
TAMMY JONES

LAURA GODFREY ZAGAR
MARC CAMPOPIANO

Attorneys for
SOUTHERN CALIFORNIA EDISON
COMPANY

LATHAM & WATKINS LLP

2244 Walnut Grove Avenue
Post Office Box 800
Rosemead, CA 91770
Telephone: (626) 302-6634
Facsimile: (626) 302-1926
E-mail: tammy.jones@sce.com

650 Town Center Drive
20th Floor
Costa Mesa, CA 92626
Telephone: (714) 755-2204
Facsimile: (714)755-8290
E-mail: marc.campopiano@lw.com

Attorneys for
SOUTHERN CALIFORNIA EDISON COMPANY

Dated: March 26, 2014

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA**

In the Matter of the Application of)	Application No. 07-04-028
SOUTHERN CALIFORNIA EDISON)	
COMPANY (U338E) for a Permit to)	(Filed April 30, 2007)
Construct Electrical Facilities with Voltages)	
between 50 kV and 200 kV:)	
Fogarty Substation Project)	
_____)	

In the Matter of the Application of)	Application No. 07-01-031
SOUTHERN CALIFORNIA EDISON)	
COMPANY (U338E) for a Permit to)	(Filed January 16, 2007)
Construct Electrical Facilities with Voltages)	
between 50 kV and 200 kV: Valley-Ivyglen)	
115 kV Subtransmission Line Project)	
_____)	

**SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E)
MOTION TO BIFURCATE**

I.

INTRODUCTION

On August 17, 2010, the California Public Utilities Commission (Commission) issued Decision (D.)10-08-009, Decision Granting Southern California Edison Company A Permit To Construct The Fogarty Substation And The Valley-Ivyglen 115 kV Subtransmission Line Project. On March 29, 2013, SCE filed a Petition for Modification (PFM) of D.10-08-009 to address minor modifications to the Fogarty Substation and additional changes to the Valley-Ivyglen 115 kV Subtransmission Line (“Valley-Ivyglen PFM”). Pursuant to Rule 11.1 of the Rules of Practice and Procedure of the Commission, Southern California Edison Company (SCE) hereby moves to consider the Fogarty Substation modifications in a separate proceeding from the Valley-Ivyglen PFM.

II.

PROCEDURAL HISTORY

On January 16, 2007, SCE filed Application (A.) 07-01-031 for a Permit To Construct the Valley-Ivyglen 115 kV Subtransmission Line Project, and subsequently on April 30, 2007, SCE filed A.07-04-028 for a Permit To Construct the Fogarty Substation Project. D.10-08-009 at 2. The applications were consolidated by ruling of the Administrative Law Judge on June 7, 2007.

In conformance with the California Environmental Quality Act (CEQA), a Draft Environmental Impact Report (EIR) for the project was issued on June 15, 2009 and a Final EIR was issued on May 26, 2010. The Commission granted SCE a Permit To Construct on August 17, 2010.

The Fogarty Substation was built in accordance with D.10-08-009. However, based on SCE's final engineering review and ongoing efforts to minimize environmental impacts, SCE determined that minor modifications were needed for the Fogarty Substation to achieve full operational capacity and additional changes were needed to construct the Valley-Ivyglen 115 kV Subtransmission Line.

SCE remained in communication with the Commission's staff during SCE's post-approval evaluation process. SCE communicated with the Commission's Energy Division and Legal Division about the appropriate mechanism to seek authorization for the necessary modifications. Energy Division and Legal Division provided guidance that a formal PFM would be necessary.¹

¹ Letter from Jensen Uchida, Energy Division, to Tom Burhenn, Southern California Edison, dated November 7, 2011. *See* Fogarty Substation PFM, Attachment D.

On March 29, 2013, SCE filed the Valley-Ivyglen PFM, which included both minor modifications to the Fogarty Substation and relatively more detailed changes to the Valley-Ivyglen 115 kV Subtransmission Line. Based on continuing communications with Commission staff and counsel, it was determined that SCE could request the Commission to bifurcate the Fogarty Substation modifications from the Valley-Ivyglen PFM because the Fogarty Substation had already been constructed and only required minor changes.

Accordingly, concurrent with this motion, SCE is filing a PFM that addresses only the modifications associated with the Fogarty Substation (“Fogarty Substation PFM”), which is hereby incorporated by reference into this Motion to Bifurcate. With the Fogarty Substation PFM, SCE filed a Project Modification Report (PMR) that demonstrates the Fogarty Substation PFM would not result in any new significant impacts or substantially increase the severity of any significant impacts previously identified in the Final EIR.²

If this Motion to Bifurcate is approved, SCE will subsequently file information in the Valley-Ivyglen PFM proceeding that clarifies which modifications are specific to the Valley-Ivyglen PFM and updates the related Valley-Ivyglen PMR.

III.

EXPLANATION

SCE requests bifurcation of the modifications covered by the Fogarty Substation PFM from the Valley-Ivyglen PFM. The Fogarty Substation only requires minor modifications to achieve full operational capacity compared to the relatively more detailed changes required for

² See Fogarty Substation PFM, Attachment E. See also Declaration of Jennifer Wolf, Attachment C of the Fogarty Substation PFM (J. Wolf Decl.) at ¶ 2.

the Valley-Ivyglen 115 kV Subtransmission Line.³ Construction of the Fogarty Substation modifications is only expected to last approximately two to three months.⁴ The Fogarty Substation PMR documents that the Fogarty Substation PFM would not result in any new significant impacts or substantially increase the severity of any significant impacts identified in the Final EIR.⁵ An addendum to the Final EIR would be an appropriate level of review under CEQA for the Fogarty Substation PFM.⁶ Moreover, the ratepayers would benefit from the previously-constructed Fogarty Substation achieving full operational capacity in a timely manner.

³ Please refer to the Fogarty Substation PFM (Section IV) for additional explanation of the proposed modifications for the Fogarty Substation. *See also* J. Wolf Decl. at ¶ 2-11.

⁴ *See* J. Wolf Decl. at ¶ 11; *see also* Section 2.3 of the Fogarty Substation PMR.

⁵ *See* J. Wolf Decl. at ¶ 2; *see also* Section 1 of the Fogarty Substation PMR.

⁶ *See* Section V of the Fogarty Substation PFM.

IV.

CONCLUSION

For the reasons described herein, SCE moves to bifurcate the modifications covered by the Fogarty Substation PFM from the Valley-Ivyglen PFM.

Dated: March 26, 2014

Respectfully submitted,

TAMMY L. JONES

/s/ Tammy Jones _____

By: Tammy L. Jones

Attorney for
SOUTHERN CALIFORNIA EDISON COMPANY

2244 Walnut Grove Avenue
Post Office Box 800
Rosemead, CA 91770
Telephone: (626) 302-6634
Facsimile: (626) 302-1926
E-mail: tammy.jones@sce.com