

APPENDIX B

**Citation Programs and General Order 156 and How these
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ENERGY CITATION PROGRAMS

Resolution SU-24, 12/17/1993; Gas Safety Enforcement in Mobilehome Parks

Additional Statutory Authority: Pub. Util. Code § § 4351 - 4361¹; General Order (GO) 112-D and Title 49 Code of Federal Regulations (CFR) Parts 190, 191 and 192.

Event	Resolution SU-24	Governing Appellate Rule
File Appeal	30 days to contact staff. (See Appendix B to Resolution)	Program Rule 3 ² : File Notice of Appeal with Docket Office; File within time stated by Resolution SU-24.
Content of Appeal	Silent	Program Rule 5: State the date and dollar amount of the citation, and grounds for the appeal.
Compliance Filing	Silent	Program Rule 7: Staff ³ issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on

¹ All statutory references are to the California Public Utilities Code unless otherwise indicated.

² "Program Rules" refer to the appellate rules adopted by this Resolution.

³ These resolutions often refer to staff or a specific Division at the Commission. For ease of reference in this appendix, all such references are designated "staff".

Event	Resolution SU-24	Governing Appellate Rule
		Chief Judge and Appellant ⁴ on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.
Hearing Date	Silent	Program Rule 10: Promptly, parties notified at least 10 days in advance of hearing; Judge may for good cause or parties' agreement, grant reasonable continuance of hearing.
Burden of Proof	Silent	Program Rule 11: Staff has the burden of proof by a preponderance of the evidence and accordingly shall open and close the hearing. Appellant has the burden to prove

⁴ The appellant (referred to by various terms in these GOs and resolutions) is referred to in this appendix as appellant.

Event	Resolution SU-24	Governing Appellate Rule
		affirmative defenses it might raise. Judge has the discretion to alter the order of presentation at the hearing.
Evidence	Silent	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	Silent	Program Rule 12: Hearing venue in San Francisco (SF) or Los Angeles (LA), at the Commission's discretion.
Party Representative	Silent	Program Rule 13: At appellant's expense.
Transcript	Silent	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.

Event	Resolution SU-24	Governing Appellate Rule
Submission	Silent	Program Rule 16: Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument.
Issuance of Draft Resolution	Silent	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Silent	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal

- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

General Order 167; 9/2/2005 Enforcement of Maintenance and Operation Standards for Electric Generating Facilities

Additional Statutory Authority: Various

Event	General Order 167	Governing Appellate Rule
File Appeal	Within 30 days of citation date. (Section 13.3.8.1)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by GO 167, § 13.3.8.1.
Content of Appeal	Indicate grounds. (Section 13.3.8.1)	Program Rule 5: State date of and dollar amount of the citation; indicate rationale for appeal as required by GO 167 § 13.3.8.1.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.

Event	General Order 167	Governing Appellate Rule
Hearing Date	Promptly; Judge may for good cause or parties' agreement, grant reasonable hearing continuance. (Section 13.3.8.3)	Program Rule 10: Hearing must commence as required by GO 167 § 13.3.8.3.
Burden of Proof	Staff. Staff opens and closes; Judge may alter order. (Section 13.3.8.7)	Program Rule 11: The burden of proof is as set forth in GO 167 § 13.3.8.7.
Evidence	Formal rules do not necessarily apply; Judge may receive all relevant and reliable evidence. (Section 13.3.8.7)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA; Judge may recalendar. (Section 13.3.8.4)	Program Rule 12: Venue as set forth in GO 167 § 13.3.8.4.
Party Representative	At appellant's expense. (Section 13.3.8.6)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's procedures. (Section 13.3.8.5)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.

Event	General Order 167	Governing Appellate Rule
Submission	Ordinarily at close of hearing; Judge may keep record open for a reasonable period to permit a party to submit additional evidence or argument. (Section 13.3.8.8)	Program Rule 16: The submission date is governed by GO 167 § 13.3.8.8.
Issuance of Draft Resolution	Not later than 30 days after submission. (Section 13.3.8.9)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from citation date to final order. (Section 13.3.9)	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156

- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution USRB-001, 7/31/2008; Citation Procedures for the Enforcement of Safety Regulations for Jurisdictional Propane Gas Distribution System Operators

Additional Statutory Authority: § § 4451-4465.

Event	Resolution USRB-001	Governing Appellate Rule
File Appeal	Within 45 calendar days from the citation date. (Section 11.a)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution USRB-001 § 11.a.
Content of Appeal	Explain reasons. (Section 11.a)	Program Rule 5: State date and dollar amount of the citation; indicate rationale for appeal as required by Resolution USRB-001 § 11.a.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no

Event	Resolution USRB-001	Governing Appellate Rule
		later than three days prior to hearing.
Hearing Date	Within 30 calendar days after appeal received from staff. Judge may for good cause or parties' agreement, grant reasonable hearing continuance. (Section 11.b). Appellant will be notified at least 10 days in advance of the hearing. (Section 11.c)	Program Rule 10: Hearing must commence as required by Resolution USRB-001 § 11.b and § 11.c.
Burden of Proof	Staff. Staff opens and closes; Judge may alter order. (Section 11.g)	Program Rule 11: The burden of proof is as set forth in Resolution USRB-001 § 11.g.
Evidence	Formal rules do not necessarily apply; substantial rights of the parties preserved. Relevant and reliable evidence received at Judge's discretion. (Section 11.g)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA. (Section 11.c)	Program Rule 12: Venue as set forth in Resolution USRB-001 § 11.c.
Party Representative	At appellant's expense. (Section 11.f)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's	Program Rule 14: Appellant must pay costs

Event	Resolution USRB-001	Governing Appellate Rule
	procedures. (Section 11.d)	per Commission's procedures.
Interpreter	Upon good faith showing of language difficulty and written request to the assigned Judge not less than 10 days prior to date of hearing. (Section 11.e)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period (not to exceed 30 calendar days) to permit a party to submit additional evidence or argument. (Section 11.h)	Program Rule 16: The submission date is governed by Resolution USRB-001 § 11.h.
Issuance of Draft Resolution	Not later than 45 days after submission. (Section 11.i)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from date citation issues to	Program Rule 19: Prohibited from date the citation (which is being

Event	Resolution USRB-001	Governing Appellate Rule
	adoption of final resolution. (Section 14)	appealed) issues to final order.
Rehearing	Yes (Section 11.j)	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution ALJ-274, 12/1/2011; Regarding Enforcement of Safety Regulations for Violations by Gas Corporations, for Citations Issued Prior To 9/29/2016⁵

Additional Statutory Authority: Various, including but not limited to General Order (GO) 112-E and CFR Title 49, Parts 190, 191, 192, 193 and 199.

Event	Resolution ALJ-274	Governing Appellate Rule
File Appeal	Within 10 calendar days from service of the citation. (Appendix A § II.A.1)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution ALJ-274, Appendix A § II.A.1.
Content of Appeal	Explain with specificity each and every ground for appeal. (Appendix A § II.A.2)	Program Rule 5: State date and dollar amount of the citation; indicate rationale for appeal as required by Resolution ALJ-274, Appendix A § 11.A.2.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.

⁵ Decision (D.)16-09-055, as modified by D.18-05-023 (summarized below) governs electric and gas citations issued on or after 9/29/16.

Event	Resolution ALJ-274	Governing Appellate Rule
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.
Hearing Date	Promptly, parties notified at least 10 days in advance of hearing; Judge may for good cause or parties' agreement, grant reasonable continuance of hearing. (Appendix A § II.C)	Program Rule 10: Hearing must commence as required by Resolution ALJ-274, Appendix A § II.C.
Burden of Proof	Staff has the burden to prove a <i>prima facie</i> case supporting its issuance of the citation; the burden then shifts to appellant to demonstrate that a violation did not occur and the citation should not issue or that the amount of the penalty is inappropriate. (Appendix A § II.G)	Program Rule 11: The burden of proof is as set forth in Resolution ALJ-274, Appendix A § II.G.
Evidence	Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of

Event	Resolution ALJ-274	Governing Appellate Rule
	applies. (Appendix A § H)	Practice and Procedure applies.
Hearing Venue	SF or LA at Commission discretion. (Appendix A § II.D)	Program Rule 12: Venue as set forth in Resolution ALJ-274, Appendix A § II.D.
Party Representative	At appellant's expense. (Appendix A § II.H)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's procedures. (Appendix A § II.F)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon good faith showing of language difficulty and written request to the assigned Judge and the Public Advisor's Office not less than three business days prior to date of hearing. (Appendix A § II.E)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Appendix A § II.I)	Program Rule 16: The submission date is governed by Resolution ALJ-274, Appendix A § II.I.
Issuance of Draft Resolution	Within 60 days after submission.	Program Rule 17: Draft decision issued

Event	Resolution ALJ-274	Governing Appellate Rule
	Parties may file comments on draft resolution. (Appendix A § II.J)	expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from date of service of the citation through Commission and court decisions, if any, resolving applications for rehearing of the resolution on the citation. (Appendix A § II.L)	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Yes. (Appendix A § II.K)	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal. Note that Rule 6 requires that the Notice of Appeal must also be served on other entities (besides the minimum required in Rule 6) if required by the Citation Program. Resolution ALJ-274, Appendix A § II.A.1 requires service on other entities besides the minimum required by Rule 6.
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution UEB-003, 10/29/2018: Adopting a Core Transport Agent Citation Program to Enforce Compliance with Standards for Verification of Change in Provider

Additional Statutory Authority: § 985

Event	Resolution UEB-003	Governing Appellate Rule
File Appeal	File within 30 days after date of citation. Before deadline expires, CPED or Judge may extend for showing of good cause. (Citation D)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by UEB-003, Citation D.
Content of Appeal	Silent	Program Rule 5: State date and dollar amount of citation; any extension of time to file notice of appeal received; indicate grounds for appeal.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must also serve filing on Chief Judge and Appellant on the same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation

Event	Resolution UEB-003	Governing Appellate Rule
		or compliance filing no later than three business days prior to hearing.
Hearing Date	Silent	Program Rule 10: Promptly, parties notified at least 10 days in advance of hearing; Judge may for good cause or parties' agreement, grant reasonable continuance of hearing.
Burden of Proof	Silent	Program Rule 11: Staff has the burden of proof by a preponderance of the evidence and accordingly shall open and close the hearing. Appellant has the burden to prove affirmative defenses it might raise. Judge has the discretion to alter the order of presentation at the hearing.
Evidence	Silent	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	Silent	Program Rule 12: SF or LA at Commission discretion

Event	Resolution UEB-003	Governing Appellate Rule
Party Representative	Silent	Program Rule 13: At appellant's expense.
Transcript	Silent	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Silent	Program Rule 16: Ordinarily, at close of hearing. Judge may keep record open for reasonable time.
Issuance of Draft Resolution	Silent	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment
Ex Parte Communications	Silent	Program Rule 19: Prohibited from date of citation (which is being

Event	Resolution UEB-003	Governing Appellate Rule
		appealed) issues to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution E-4195, 11/6/2008, as modified by D.11-06-022⁶; Supplementing and Replacing in its Entirety Resolution E-4017, 10/5/2006; Enforcing Compliance with System and Local Resource Adequacy Filing Requirements by Load Serving Entities

Additional Statutory Authority: § 380

Event	Resolution E-4195	Governing Appellate Rule
File Appeal	Within 30 days of issuance of citation. (Appendix A § 2.7.1)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution E-4195, Appendix A § 2.7.1.
Content of Appeal	State grounds. (Appendix A § 2.7.1.)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by Resolution E-4195, Appendix A § 2.7.1.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.

⁶ D.11-06-022 modified the penalty structure of the Resource Adequacy program in certain respects, but did not change the procedural rules applicable to citation appeals which are set forth in Appendix B. Thus, the procedural rules applicable to citation appeals set forth in Resolution E-4195, Appendix A and D.11-06-022, Appendix B are the same, and will be referenced herein by the section number to the two appendices.

Event	Resolution E-4195	Governing Appellate Rule
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.
Hearing Date	Promptly; not less than 10 days after appeal filed. Judge may for good cause or parties' agreement, grant reasonable hearing continuance. (Appendix A § 2.7.3)	Program Rule 10: Hearing must commence as required by Resolution E-4195, Appendix A § 2.7.3.
Burden of Proof	Staff. Staff opens and closes; Judge may alter order. (Appendix A § 2.7.7)	Program Rule 11: The burden of proof is as set forth in Resolution E-4195, Appendix A § 2.7.7.
Evidence	Formal rules do not necessarily apply; Judge may receive all relevant and reliable evidence. (Appendix A § 2.7.7)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF (Appendix A § 2.7.4)	Program Rule 12: Venue as set forth in Resolution E-4195, Appendix A § 2.7.4.
Party Representative	At appellant's expense. (Appendix A § 2.7.6)	Program Rule 13: At appellant's expense.

Event	Resolution E-4195	Governing Appellate Rule
Transcript	Appellant must pay costs per Commission's procedures. (Appendix A § 2.7.5)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Appendix A § 2.7.8)	Program Rule 16: The submission date is governed by Resolution E-4195, Appendix A § 2.7.8.
Issuance of Draft Resolution	Not later than 30 days after submission. (Appendix A § 2.7.9)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from date citation issues to final	Program Rule 19: Prohibited from date the

Event	Resolution E-4195	Governing Appellate Rule
	decision. (Appendix A § 2.7.10)	citation (which is being appealed) issues to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1: Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution E-4550, 5/9/2013; Re Non-compliance with Permits to Construct and Certificates of Public Convenience and Necessity**Additional Statutory Authority:** Various

Event	Resolution E-4550	Governing Appellate Rule
File Appeal	Within 30 days of the date of the citation. (Appendix A § 2.7.1)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution E-4550, Appendix A § 2.7.1.
Content of Appeal	State grounds. (Appendix A § 2.7.1)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by Resolution E-4550, Appendix A § 2.7.1.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no

Event	Resolution E-4550	Governing Appellate Rule
		later than three business days prior to hearing.
Hearing Date	No less than ten days after appeal is filed, Judge shall set hearing promptly; Judge may for good cause or parties' agreement, grant reasonable continuance of hearing. (Appendix A § 2.7.3)	Program Rule 10: Hearing must commence as required by Resolution E-4550, Appendix A § 2.7.3.
Burden of Proof	Staff. Staff opens and closes; Judge may alter order. (Appendix A § 2.7.7)	Program Rule 11: The burden of proof is as set forth in Resolution E-4550, Appendix A § 2.7.7.
Evidence	Formal rules do not necessarily apply; Judge may receive all relevant and reliable evidence. (Appendix A § 2.7.7)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF (Appendix A § 2.7.4.)	Program Rule 12: Venue as set forth in Resolution E-4550, Appendix A § 2.7.4.
Party Representative	At appellant's expense. (Appendix A § 2.7.6)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's procedures. (Appendix A § 2.7.5)	Program Rule 14: Appellant must pay costs per Commission's procedures.

Event	Resolution E-4550	Governing Appellate Rule
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Appendix A § 2.7.8)	Program Rule 16: The submission date is governed by Resolution E-4550, Appendix A § 2.7.8.
Issuance of Draft Resolution	Not later than 30 days after submission. (Appendix A § 2.7.9)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from date citation issues to date when final decision issued. (Appendix A § 2.7.10)	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.

Event	Resolution E-4550	Governing Appellate Rule
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1: Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution E-4720, 8/27/2015, updating Resolution E-4257, 10/29/2009; Re: Citations of Retail Sellers for Non-compliance with Mandatory Filing Deadlines and Reporting Requirements of the Renewables Portfolio Standard (RPS)

Additional Statutory Authority: Various, particularly §399.11 et seq

Event	Resolution E-4720	Governing Appellate Rule
File Appeal	Within 30 days of the citation date. There shall be no extension of time to file a Notice of Appeal. (Appendix A § 2.7.1 & § 2.7.3)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution E-4720, Appendix A § 2.7.1.
Content of Appeal	Indicate rationale for appeal, date of citation, copy of citation. (Appendix A § 2.7.1)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by Resolution E-4720, Appendix A § 2.7.1.
Compliance Filing	Staff issuing citation must file Compliance Filing, including complete copy of citation and all attachments with Docket Office and serve upon Chief ALJ and Appellant no later than seven business days after Notice of Appeal is filed. (Appendix A § 2.7.2)	Program Rule 7: Staff issuing citation must file complete citation with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must also serve filing on Chief Judge and Appellant on the same day.
Exchange of Info	Parties must exchange all information they intend to introduce into record no later than three business days prior to	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which

Event	Resolution E-4720	Governing Appellate Rule
	hearing. Not to be filed with Docket Office or served on decision makers (Appendix A § 2.7.6)	is not included in citation or compliance filing no later than three business days prior to hearing.
Hearing Date	Not less than ten days after the assignment of a Judge (Appendix A § 2.7.5)	Program Rule 10: Hearing must commence by time specified in Resolution E-4720, Appendix A § 2.7.5.
Burden of Proof	Staff. Staff shall open and close. Judge may alter order. (Appendix A § 2.7.11)	Program Rule 11: The burden of proof is as set forth in Resolution E-4720, Appendix § A 2.7.11.
Evidence	Formal rules do not necessarily apply; Judge may receive all relevant and reliable evidence. (Appendix A § 2.7.11)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF, Judge may change location. (Appendix A § 2.7.7)	Program Rule 12: Venue as set forth in Resolution E-4720, Appendix A § 2.7.7.
Party Representative	At appellant's expense. (Appendix A § 2.7.10)	Program Rule 13: At appellant's expense.
Transcript	Appellant may order and must pay costs per Commission's procedures. (Appendix A § 2.7.8)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon good faith showing of language difficulty	Program Rule 15: Upon a good faith showing of

Event	Resolution E-4720	Governing Appellate Rule
	and written request to Judge and Public Advisor's Office, not less than five business days prior to hearing. At Commission's expense. (Appendix 2.7.9)	language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Appendix A § 2.7.12)	Program Rule 16: The submission date is governed by Resolution E-4720, Appendix A § 2.7.12.
Issuance of Draft Resolution	No later than 60 days after submission. Draft Resolution issued for public comment. (Appendix A § 2.7.13)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from date citation issued to final order. (Appendix A § 2.7.15)	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Subject to rehearing and judicial review. (Appendix A § 2.7.14)	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1: Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Rulemaking (R.) 14-05-013; Regarding the Commission’s Natural Gas and Electric Safety Citation Programs as Required by D.14-12-001 (for electric citations issued prior to 9/29/2016)⁷

Additional Statutory Authority: various, including § 1702.5

Event	R.14-05-013, D.14-12-001, Appendix A	Governing Appellate Rule
File Appeal	File Notice of Appeal and proof of service with the Docket Office within 30 days from the date of service of the citation. (Appendix A, § II.A.1) ⁸	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by D.14-12-001, Appendix A § II.A.1.
Content of Appeal	State the date of the citation and explain with specificity each and every ground for appeal. (Appendix A § II.A.2)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by D.14-12-001, Appendix A § II.A.2.
Compliance Filing	Staff issuing citation must file Compliance Filing including complete copy of citation and all attachments with Docket Office and serve upon Chief ALJ and Appellant no later than seven business days after	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief

⁷ D.16-09-055, as modified by D.18-05-023 (which follows this summary in Appendix B) governs electric and gas citations issued on or after 9/29/16. The electric citation rules cited in this grid are included in Appendix A of D.14-12-001, and will be referred to by the section number in Appendix A.

⁸ All section references for this item are to Appendix A.

Event	R.14-05-013, D.14-12-001, Appendix A	Governing Appellate Rule
	Notice of Appeal is filed. (Appendix A § II.B.3)	Judge and Appellant on same day.
Exchange of Info	Parties must exchange all information they intend to introduce into record no later than three business days prior to hearing. (Appendix A § II.B.4)	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three days prior to hearing.
Hearing Date	Promptly; The Judge may for good cause or parties' agreement, grant reasonable continuance of hearing. Parties will be notified at least 10 days in advance of the hearing. (Appendix A § II.B.2)	Program Rule 10: Hearing must commence as required by D.14-12-001, Appendix A § II.B.2.
Burden of Proof	Staff has burden by a preponderance of the evidence and accordingly shall open and closes the hearing. Appellant has burden to prove affirmative defenses. Judge has discretion to alter order. (Appendix A § II.B.8)	Program Rule 11: The burden of proof is as set forth in D.14-12-001, Appendix A § II.B.8.
Evidence	Rule 13.6 of Commission's Rules of	Program Rule 13: Rule 13.6 (Evidence) of the

Event	R.14-05-013, D.14-12-001, Appendix A	Governing Appellate Rule
	Practice and Procedure (Appendix A § II.B.9)	Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA, at Commission discretion. (Appendix A § II.B.5)	Program Rule 12: Venue as set forth in D.14-12-001 Appendix A § II.B.5.
Party Representative	At appellant's expense. (Appendix A § II.B.9)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission procedures. (Appendix A § II.B.7)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon a good faith showing of language difficulty, and written request to the assigned Judge and the Public Advisor's Office not less than five business days prior to date of hearing. (Appendix A § II.B.6)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Appendix A § II.B.10)	Program Rule 16: The submission date is governed by D.14-12-001, Appendix A § II.B.10.
Issuance of Draft Resolution	No later than 60 days after appeal submitted.	Program Rule 17: Draft decision issued

Event	R.14-05-013, D.14-12-001, Appendix A	Governing Appellate Rule
	Placed on the first available agenda and persons may file comments pursuant to Commission Rule 14.5 (Appendix A § II.C)	expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment
Ex Parte Communications	Prohibited from date the citation issued through the date a final order issued on citation appeal. (Appendix A § III)	Program Rule 19: Prohibited from date of citation (which is being appealed) issues to final order.
Rehearing	Resolution subject to rehearing pursuant to § 1731 and subject to judicial review pursuant to § 1756 (Appendix A § II.D)	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Rulemaking 14-05-013; Regarding the Commission’s Natural Gas and Electric Safety Citation Programs as Required by D.16-09-055, as modified by D.18-05-023, for both electric and gas citations issued on or after 9/30/2016⁹

Additional Statutory Authority: various, including § 1702.5

Event	D.16-09-055, as modified by D.18-05-023, Appendix A	Governing Appellate Rule
File Appeal	File Notice of Appeal and proof of service with the Docket Office within 30 days from the date of service of the citation. (Appendix A § II.A.1) ¹⁰	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by D.16-09-055, as modified by D.18-05-023, Appendix A § II.A.1.
Content of Appeal	State the date of the citation and explain with specificity each and every ground for appeal. (Appendix A § II.A.2)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by D.16-09-055, as modified by D.18-05-023, Appendix A § II.A.2.
Compliance Filing	Staff issuing citation must file Compliance Filing including complete copy of citation and all attachments with Docket Office and serve upon Chief ALJ and Appellant no later than seven business days after	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief

⁹ Although the citation programs differ in these two decisions, the applicable appellate procedural rules are the same. Therefore, the decisions are treated together.

¹⁰ All section references for this item are to Appendix A.

Event	D.16-09-055, as modified by D.18-05-023, Appendix A	Governing Appellate Rule
	Notice of Appeal is filed. (Appendix A § II.B.3)	Judge and Appellant on same day.
Exchange of Info	Parties must exchange all information they intend to introduce into record no later than three business days prior to hearing. (Appendix A § II.B.4)	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three days prior to hearing.
Hearing Date	Promptly; The Judge may for good cause or parties' agreement, grant reasonable continuance of hearing. Parties will be notified at least 10 days in advance of the hearing. (Appendix A § II.B.2)	Program Rule 10: Hearing must commence as required by D.16-09-055, as modified by D.18-05-023, Appendix A § II.B.2.
Burden of Proof	Staff has burden by a preponderance of the evidence so opens and closes. Appellant has burden to prove affirmative defenses. Judge has discretion to alter order. (Appendix A § II.B.8)	Program Rule 11: The burden of proof is as set forth in D.16-09-055, as modified by D.18-05-023, Appendix A § II.B.8.

Event	D.16-09-055, as modified by D.18-05-023, Appendix A	Governing Appellate Rule
Evidence	Rule 13.6 of Commission's Rules of Practice and Procedure (Appendix A § II.B.9)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA, at Commission discretion. (Appendix A § II.B.5)	Program Rule 12: Venue as set forth D.16-09-055, as modified by D.18-05-023, Appendix A § II.B.5.
Party Representative	At appellant's expense. (Appendix A § II.B.9)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission procedures. (Appendix A § II.B.7)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	At the Commission's expense, upon a good faith showing of language difficulty, and written request to the assigned Judge and the Public Advisor's Office not less than five business days prior to date of hearing. (Appendix A § II.B.6)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional	Program Rule 16: The submission date is governed by D.16-09-055, as modified by D.18-05-023, Appendix A § II.B.10.

Event	D.16-09-055, as modified by D.18-05-023, Appendix A	Governing Appellate Rule
	evidence or argument. (Appendix A § II.B.10)	
Issuance of Draft Resolution	No later than 60 days after appeal submitted. Placed on the first available agenda and persons may file comments pursuant to Commission Rule 14.5 (Appendix A § II.C)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment
Ex Parte Communications	Prohibited from date the citation issued through the date a final order issued on citation appeal. (Appendix A § III)	Program Rule 19: Prohibited from date of citation (which is being appealed) issues to final order.
Rehearing	Resolution subject to rehearing pursuant to § 1731 and subject to judicial review pursuant to § 1756 (Appendix A § II.D)	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156

- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution E-4887, 10/12/2017; Re: Revised Self-Generation Incentive Program (SGIP) Developer Definition Pursuant to D.16-06-055 and the SGIP Handbook

Additional Statutory Authority: various

Event	Resolution E-4887	Governing Appellate Rule
File Appeal	Silent	Program Rule 3: File Notice of Appeal with Docket Office by time state in E-4887 (which imposes no deadline.)
Content of Appeal	Silent	Program Rule 5: State date and dollar amount of citation and grounds for appeal.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three days prior to hearing.

Event	Resolution E-4887	Governing Appellate Rule
Hearing Date	Silent	Program Rule 10: Promptly, parties notified at least 10 days in advance of hearing; Judge may for good cause or parties' agreement, grant reasonable continuance of hearing.
Burden of Proof	Silent	Program Rule 11: Staff has the burden of proof by a preponderance of the evidence and accordingly shall open and close the hearing. Respondent/Appellant has the burden to prove affirmative defenses it might raise.
Evidence	Silent	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	Silent	Program Rule 12: SF or LA at Commission discretion
Party Representative	Silent	Program Rule 13: At appellant's expense.
Transcript	Silent	Program Rule 14: Appellant must pay costs per Commission's procedures.

Event	Resolution E-4887	Governing Appellate Rule
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Silent	Program Rule 16: Ordinarily, at close of hearing. Judge may keep record open for reasonable time.
Issuance of Draft Resolution	Silent	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment
Ex Parte Communications	Silent	Program Rule 19: Prohibited from date citation (which is being appealed) issued to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1: Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

WATER CITATION PROGRAM

Resolution W-4799, 10/29/2009; Citation Program Regarding Water and Sewer Utilities**Additional Statutory Authority:** Various

Event	Resolution W-4799	Governing Appellate Rule
File Appeal	<p>Within 30 days after the date of service of the citation.</p> <p>Before the expiration of the 30-day deadline, staff, a Judge or the Commission may extend the time for response upon a showing of good cause. (Sections 3.a and 5.a)</p>	<p>Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution W-4799 § 3.a and 5.a.</p> <p>Program Rule 4: Any extension of time to file the Notice of Appeal must be made by the Division Director in writing and attached to the Notice of Appeal.</p>
Content of Appeal	Indicate grounds (Section 5.a)	<p>Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by Resolution W-4799 § 5.a; Attach written permission for extension of time to file the Notice of Appeal, if applicable.</p>
Compliance Filing	Silent	<p>Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14</p>

Event	Resolution W-4799	Governing Appellate Rule
		days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three days prior to hearing.
Hearing Date	Promptly, parties notified at least ten days in advance; Judge may for good cause or parties' agreement, grant reasonable continuance of hearing. (Section 5.c)	Program Rule 10: Hearing must commence as required by Resolution W-4799 § 5.c.
Burden of Proof	Staff. Staff opens and closes; Judge may alter order. (Section 5.h)	Program Rule 11: The burden of proof is as set forth in Resolution W-4799 § 5.h.
Evidence	Rule 13.6 (Evidence) applies. (Section 5.h)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA (Section 5.d)	Program Rule 12: Venue as set forth in Resolution W-4799 § 5.d.

Event	Resolution W-4799	Governing Appellate Rule
Party Representative	At appellant's expense (Section 5.g)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's procedures. (Section 5.f)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon good faith showing of language difficulty and written request to the assigned Judge not less than three business days prior to date of hearing. (Section 5.e)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Section 5.i)	Program Rule 16: The submission date is governed by Resolution W-4799 § 5.i.
Issuance of Draft Resolution	Within 60 days after submission; parties may file comments on draft resolution. (Section 5.j)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.

Event	Resolution W-4799	Governing Appellate Rule
Ex Parte Communications	Prohibited from date staff receives the Notice of Appeal to date when rehearing, if any, is resolved. (Section 5.l)	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Resolution subject to rehearing pursuant to §1731 and subject to judicial review pursuant to § 1756 (Section 5.k)	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

TRANSPORTATION AND RAIL CITATION PROGRAMS

Resolution TL-18336, 05/22/1990; Re: Rescinding Resolution TL-18266 and Revising Procedures for Denying, Suspending, or Revoking the Operating Authorities of Passenger Carriers and Property Carriers on California Highway Patrol's Recommendation

Additional Statutory Authority: §§ 1033.7, § 1033.5, § 1070, § 768

Event	Resolution TL-18336	Governing Appellate Rule
File Appeal	No stated period to file Notice of Appeal. (Resolution TL-18336, see e.g., Ordering Paragraph (OP) 4.)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution TL-18336, OP 4. (No stated period within which to file the appeal; however, the entity's license is suspended by order.)
Content of Appeal	Silent	Program Rule 5: State date and dollar amount of citation; indicate grounds for appeal. (See also annotation below regarding service requirements under Rule 6.)
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff

Event	Resolution TL-18336	Governing Appellate Rule
		must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three days prior to hearing.
Hearing Date	Hearing to be held within 21 days from the date the Application for Hearing form is filed, unless the carrier requests a postponement. (OP 4.)	Program Rule 10: Hearing must commence as required by Resolution TL-18336, OP 4.
Burden of Proof	Silent	Program Rule 11: Staff has the burden of proof by a preponderance of the evidence and accordingly shall open and close the hearing. Respondent/Appellant has the burden to prove affirmative defenses it might raise.
Evidence	Silent	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.

Event	Resolution TL-18336	Governing Appellate Rule
Hearing Venue	Silent	Program Rule 12: SF or LA at Commission discretion
Party Representative	Silent	Program Rule 13: At appellant's expense.
Transcript	Silent	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Silent	Program Rule 16: ordinarily, at the close of hearing. Judge may keep record open for reasonable period.
Issuance of Draft Resolution	Silent	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment

Event	Resolution TL-18336	Governing Appellate Rule
Ex Parte Communications	Silent	Program Rule 19: Prohibited from date Citation (which is being appealed) issues to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal; Note that Pub. Util. Code § 1033.7(d) and Resolution TL-18336, OP 4 also require that a written copy of this notice of appeal also be served on the California Highway Patrol
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution ALJ-187, 9/22/2005; Citation Appeal Procedures for Household Goods Carriers, Charter Party Carriers and Passenger Stage Corporations

Note: Appeals from the following citation program resolutions are governed by Resolution ALJ-187: Resolutions CE 11-84 (charter party carriers); CE 1-86 (passenger stage carriers and motor transportation brokers); CE 9-86 (general freight reregulation program); CE 11-86 (highway common carriers, cement carriers and household goods carriers)¹¹, CE 4-87 (for violations of the Highway Carriers Act, the Household Goods Carriers Act or the Charter-Party Carriers Act); CE 10-90 (household goods carriers and charter-party carriers); CE 2-92 (passenger stage corporations, charter party carriers, highway common carriers, highway permit carriers, cement carriers and household goods carriers)

Additional statutory authority: Various

Event	Resolution ALJ-187	Governing Appellate Rule
File Appeal	20 days after service of citation; if request made before deadline, staff may grant up to two 30 day extensions. (Section 2)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution ALJ-187 § 2. Program Rule 4: Any extension of time to file the Notice of Appeal must be made by the Division Director in writing and attached to the Notice of Appeal.
Content of Appeal	Indicate grounds. (Section 4.c)	Program Rule 5: State date and dollar amount of citation; indicate

¹¹ The Commission currently does not regulate certain carriers mentioned herein (e.g., household goods carriers). We also exclude a synopsis of Resolution TL-19102 from this appendix because it applied solely to household goods carriers which the Commission no longer regulates.

Event	Resolution ALJ-187	Governing Appellate Rule
		rationale for appeal as required by Resolution ALJ-187 § 4.c; Attach written permission for extension of time to file the Notice of Appeal, if applicable.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.
Hearing Date	Promptly, not less than 10 days after appeal received from staff. Judge may for good cause or parties'	Program Rule 10: Hearing must commence as required by Resolution ALJ-187 § 4.d.

Event	Resolution ALJ-187	Governing Appellate Rule
	agreement, grant reasonable hearing continuance. (Section 4.d)	
Burden of Proof	Staff opens and closes; Judge may alter order. (Section 4.h)	Program Rule 11: The burden of proof is as set forth in Resolution ALJ-187 § 4.h.
Evidence	Formal rules do not necessarily apply; Judge may receive all relevant and reliable evidence. (Section 4.h)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA; Judge may recalendar. (Section 4.b)	Program Rule 12: Venue as set forth in Resolution ALJ-187 § 4.b.
Party Representative	At appellant's expense. (Section 4.g)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's procedures. (Section 4.e)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon written request to Chief Judge not less than three business days prior to date of hearing. (Section 4.f)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.

Event	Resolution ALJ-187	Governing Appellate Rule
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Section 4.i)	Program Rule 16: The submission date is governed by Resolution ALJ-187 § `4.i.
Issuance of Draft Resolution	Not later than 30 days after submission. (Section 4.j)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from Notice of Appeal to final order. (Section 4.k)	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

**Resolution ROSB-002, 11/6/2008; Modified (rehearing denied) in D.09-05-020;
Re: Railroad Citation Program**

Additional Statutory Authority: Various

Event	Resolution ROSB-002	Governing Appellate Rule
File Appeal	Within 30 days after service of citation; if request made to staff before deadline, staff may grant up to two thirty day extensions. Staff, the Judge or Commission may extend the time for appeal upon a showing of good cause. (Section 2)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution ROSB-002 § 2. Program Rule 4: Any extension of time to file the Notice of Appeal must be made by the Division Director in writing and attached to the Notice of Appeal.
Content of Appeal	Indicate grounds. (Section 4.c)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as

Event	Resolution ROSB-002	Governing Appellate Rule
		required by Resolution ROSB-002 § 4.c; Attach written permission for extension of time to file the Notice of Appeal, if applicable.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.
Hearing Date	Promptly; not less than 10 days after appeal received from staff. Judge may for good cause or parties' agreement, grant	Program Rule 10: Hearing must commence as required by Resolution ROSB-002 § 4.d.

Event	Resolution ROSB-002	Governing Appellate Rule
	reasonable continuance of hearing. (Section 4.d).	
Burden of Proof	Staff. Staff opens and closes. Judge may alter order. (Section 4.g)	Program Rule 11: The burden of proof is as set forth in Resolution ROSB-002 § 4.g.
Evidence	Formal rules do not necessarily apply; Judge may receive all relevant and reliable evidence. (Section 4.g)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF (Section 4.b)	Program Rule 12: Venue as set forth in Resolution ROSB-002 § 4.b.
Party Representative	At appellants' expense. (Section 4.f)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's procedures. (Section 4.e)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep	Program Rule 16: The submission date is

Event	Resolution ROSB-002	Governing Appellate Rule
	record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Section 4.h)	governed by Resolution ROSB-002 § 4.h.
Issuance of Draft Resolution	Not later than 60 days after submission. (Section 4.i)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from appeal through final order. (Section 4.j)	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution TL-19108, 7/25/2013, Revising and Partially Rescinding Resolution TL-19099, 11/19/2010; Regarding Permanent Revocation of a Charter Party Carrier's Permit to Operate or Penalty Against the Carrier

Additional Statutory Authority: § § 5387, et al.

Event	Resolution TL-19108, revising and partially rescinding Resolution TL-19099	Governing Appellate Rule
File Appeal	Within 15 days after mailing the notice to the carrier. (Pub. Util. Code § 5387.3 (a); Resolution TL-19108, Ordering Paragraph (OP) 4)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Pub. Util. Code § 5387.3 (a) and Resolution TL-19108, OP 4.
Content of Appeal	Full explanation of the basis for the appeal and copies of documents that demonstrate that factual error caused the revocation or refusal to issue. (OP 4)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by Resolution TL-19108, OP 4. (See also annotation below regarding service requirements under Rule 6.)
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief

Event	Resolution TL-19108, revising and partially rescinding Resolution TL-19099	Governing Appellate Rule
		Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.
Hearing Date	Within 21 days of receipt of the appeal. (Pub. Util. Code § 5387.3 (b); OP 5)	Program Rule 10: Hearing must commence as required by Pub. Util. Code § 5387.3 (b) and Resolution TL-19108, OP 5.
Burden of Proof	Appellant has burden to prove that it was not in violation of Pub. Util. Code § 5387(c). (Pub. Util. Code j§ 5387.3(b))	Program Rule 11: The burden of proof is as set forth in Pub. Util. Code § 5387.3(b).
Evidence	Silent	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	Silent	Program Rule 12: Hearing venue in SF or LA, at the Commission's discretion.

Event	Resolution TL-19108, revising and partially rescinding Resolution TL-19099	Governing Appellate Rule
Party Representative	Silent	Program Rule 13: At appellant's expense.
Transcript	Silent	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing.
Submission	Silent	Program Rule 16: Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument.
Issuance of Draft Resolution	Expedientiously. (OP 6)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.

Event	Resolution TL-19108, revising and partially rescinding Resolution TL-19099	Governing Appellate Rule
Ex Parte Communications	Silent	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Yes. (OP 7 and 8)	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal; Note that Pub. Util. Code § 5387 (c) and OP 4 requires that a written copy of this notice of appeal also be served on the California Highway Patrol
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution ST-163, 12/18/2014; Adopting a Citation Program Regarding Enforcing Compliance of Rail Transit Agencies Operating Public Transit Rail Fixed Guideway Systems

Additional Statutory Authority: § 309.7, § 315, § 451, § 771, § 778, § 2107, § 2110, § 2111, § 29047, § 30646, § 99152, § 100168

Event	Resolution ST-163	Governing Appellate Rule
File Appeal	File with Docket Office within 30 days after the date of service of the citation. (Section 2)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by ST-163 § 2.
Content of Appeal	State the date and number of the citation appealed and the grounds for appeal. (Section 4 (a))	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by ST-163 § 4 (a).
Compliance Filing	Staff issuing citation must file Compliance Filing, including complete copy of citation and all attachments with Docket Office and serve upon Chief ALJ and Appellant no later than seven business days after Notice of Appeal is filed. (Section 4 (e))	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation

Event	Resolution ST-163	Governing Appellate Rule
		or compliance filing no later than three business days prior to hearing.
Hearing Date	Promptly, with notification to parties at least ten days in advance. (Section 4 (f))	Program Rule 10: Hearing must commence as required by ST-163 § 4 (f).
Burden of Proof	Staff. Staff opens and closes the hearing. ALJ may alter order. (Section 4 (i)).	Program Rule 11: The burden of proof is as set forth in ST-164 § 4(i).
Evidence	Citation Appellate Rules 13 and Commission Rule 13.6 apply. (Section 4 (i)).	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA, on regularly scheduled days as calendared by the Judge. (Section 4 (c))	Program Rule 12: Venue as set forth in ST-163 § 4(c).
Party Representative	At appellant's expense. (Section 4 (h))	Program Rule 13: At appellant's expense.
Transcript	Appellant may order and shall pay costs per Commission procedures. (Section 4 (g))	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less

Event	Resolution ST-163	Governing Appellate Rule
		than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Section 4 (j))	Program Rule 16: The submission date is governed by ST-163 § 4(j).
Issuance of Draft Resolution	No later than 60 days after appeal submitted. (Section 4 (k))	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment
Ex Parte Communications	Prohibited from the date the citation issued through the date the Commission's final order is issued on citation appeal. (Section 4 (l))	Program Rule 19: Prohibited from date of citation (which is being appealed) issues to final order.
Rehearing	Subject to rehearing pursuant to § 1731 and judicial review pursuant to § 1756. (Section 4 (m))	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 4: Extension of Time to File the Notice of Appeal

- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

TELECOMMUNICATIONS CITATION PROGRAMS

**Resolution UEB-001, 8/24/2006, as modified by UEB-002, 9/18/2008;
Enforcing Third Party Verification Requirements in Slamming Citation
Program**

Additional Statutory Authority: § 2889.5; 47 CFR 64.1120 (c)(3)(iii).

Event	Resolution UEB-001, as modified by UEB-002	Governing Appellate Rule
File Appeal	45 days from date of citation. (Section 4)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolutions UEB-001/-002 § 4.
Content of Appeal	Explain reasons for the appeal. (Section 7.a)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by Resolutions UEB-001/-002 § 7.a.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later

Event	Resolution UEB-001, as modified by UEB-002	Governing Appellate Rule
		than three business days prior to hearing.
Hearing Date	Promptly, not less than 15 calendar days after appeal received from staff. Judge may for good cause or parties' agreement, grant reasonable hearing continuance. (Section 7.c)	Program Rule 10: Hearing must commence as required by Resolutions UEB-001/-002 § 7.c.
Burden of Proof	Staff. Staff opens and closes; Judge may alter order. (Section 7.h)	Program Rule 11: The burden of proof is as set forth in Resolutions UEB-001/-002 § 7.h.
Evidence	Formal rules do not necessarily apply; Judge may receive all relevant and reliable evidence. (Section 7.h)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA; Judge may recalendar. (Section 7.d)	Program Rule 12: Venue as set forth in Resolutions UEB-001; -002 § 7.d.
Party Representative	At appellant's expense. (Section 7.g)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's procedures. (Section 7.e)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon good faith showing of language difficulty and written request to Chief Judge not less than three business days prior to	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and

Event	Resolution UEB-001, as modified by UEB-002	Governing Appellate Rule
	date of hearing. (Section 7.f)	Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period (not to exceed 30 calendar days) to permit a party to submit additional evidence or argument. (Section 7.i)	Program Rule 16: The submission date is governed by Resolutions UEB-001; -002 § 7.i.
Issuance of Draft Resolution	Not later than 45 days after submission. (Section 7.j)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from date citation issues to final resolution. (Section 9)	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Yes (Section 7.k)	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution SED-3, 12/02/2016; Re: Citations Procedures for Enforcement of Safety Regulations by the Safety and Enforcement Division (SED) for Violations by Communications Facilities

Additional Statutory Authority: §§ 2107, §2108, § 2111

Event	Resolution SED-3, Appendix A	Governing Appellate Rule
File Appeal	File Notice of Appeal and proof of service with the Docket Office within 30 days of service of the citation. (Section II.A.1)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution SED-3, Appendix A § II.A.1.
Content of Appeal	State the date of the citation and explain with specificity each and every ground for appeal. (Section II.A.2)	Program Rule 5: State date of citation; indicate rationale for appeal as required by Resolution SED-3, Appendix A § II.A.2.
Compliance Filing	Staff issuing citation must file Compliance Filing including complete copy of citation and all attachments with Docket Office and serve upon Chief ALJ and Appellant no later than seven business days after Notice of Appeal is filed., (Section II.B.3)	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Parties must exchange all information they intend to introduce into record no later than three business days prior to hearing. (Section II.B.4)	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation

Event	Resolution SED-3, Appendix A	Governing Appellate Rule
		or compliance filing no later than three business days prior to hearing.
Hearing Date	Promptly. The Judge may for good cause or parties' agreement, grant reasonable continuance of hearing. Parties will be notified at least 10 days in advance of the hearing. (Section II.B.2)	Program Rule 10: Hearing must commence as required by Resolution SED-3, Appendix A § II.B.2.
Burden of Proof	Staff has burden by a preponderance of the evidence and accordingly shall open and close the hearing. Appellant has burden to prove affirmative defenses. Judge has discretion to alter order. (Section II.B.8)	Program Rule 11: The burden of proof is as set forth in Resolution SED-3, Appendix A § II.B.8.
Evidence	Rule 13.6 of Commission's Rules of Evidence. (Section II.B.9)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA, at Commission's discretion. (Section II.B.5)	Program Rule 12: Venue as set forth in Resolution SED-3, Appendix A § II.B.5.
Party Representative	At appellant's expense. (Section II.B.9)	Program Rule 13: At appellant's expense.

Event	Resolution SED-3, Appendix A	Governing Appellate Rule
Transcript	Appellant must pay costs per Commission procedures. (Section II.B.7)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon good faith showing of language difficulty, and written request to the assigned Judge and Public Advisor's Office, not less than five business days prior to hearing. (Section II.B.6)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Section II.B.10)	Program Rule 16: The submission date is governed by Resolution SED-3, Appendix A § II.B.10.
Issuance of Draft Resolution	No later than 60 days after appeal submitted. Placed on the first available agenda and persons may file comments pursuant to Commission Rule 14.5. (Section II.C)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from date citation issued through	Program Rule 19: Prohibited from date the

Event	Resolution SED-3, Appendix A	Governing Appellate Rule
	the date a final order issued on the citation appeal. (Section III)	citation (which is being appealed) issues to final order.
Rehearing	Subject to rehearing pursuant to § 1731 and judicial review pursuant to § 1756. (Section II.D)	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution T-17601, 06/2/2018; Re: Citation Program to Enforce Compliance by Telecommunications Carriers and Procedures for Appeal of Citations**Additional Statutory Authority:** § 701, § 702, § 2101, and § 2107

Event	Resolution T-17601	Governing Appellate Rule
File Appeal	Within 30 days after date of citation (1 (d) and 3)	Program Rule 3: File Notice of Appeal with Docket Office; File by time specified in Resolution T-17601, 1 (d) and 3.
Content of Appeal	Silent	Program Rule 5: State date and dollar amount of citation; state grounds for appeal.
Compliance Filing	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rules 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.

Event	Resolution T-17601	Governing Appellate Rule
Hearing Date	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 10: Promptly, with parties notified at least ten days in advance of hearing
Burden of Proof	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 11: Burden of Proof governed by citation program: Staff has burden to prove prima facie case supporting citation. Appellant can show violation did not occur or penalty is inappropriate.
Evidence	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 12: SF or LA at Commission discretion
Party Representative	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 13: At appellant's expense.
Transcript	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and

Event	Resolution T-17601	Governing Appellate Rule
		Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 16: Ordinarily, at the close of hearing. At Judge's discretion may be kept open for reasonable period.
Issuance of Draft Resolution	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment
Ex Parte Communications	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 19: Prohibited from date citation (which is being appealed) issues to final order.
Rehearing	Follow appeal procedures set forth in Resolution ALJ-299.	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal

- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

General Order 156, 5/30/1988 (Current as of June 11, 2015); Rules Governing the Development of Programs to Increase Participation of Women, Minority and Disabled Veteran Business Enterprises (WMDVBEs) in Procurement of Contracts from Utilities as Required by Pub. Util. Code § § 8281-8286

Event	General Order 156	Governing Appellate Rule
File Appeal	Within 20 days after service of the Clearinghouse's final decision on the complaint. (Section 7.3.1)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by General Order (GO) 156 § 7.3.1.
Content of Appeal	Indicate grounds. (Section 7.3.1). The Commission will not entertain complaints which do not allege violations of any law, Commission rule, order, or decision, or utility tariff resulting from such Commission action, but which instead involve only general contract-related disputes, such as failure to win a contract award. (Section 7.1)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by GO 156 § 7.3.1 and § 7.1.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff

Event	General Order 156	Governing Appellate Rule
		must serve filing on Chief Judge and Appellant on same day.
Exchange of Information	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.
Hearing Date	Between 10 and 20 days after the Judge is assigned. The Judge may for good cause or upon parties' agreement, grant reasonable continuance of hearing. (Section 7.3.5)	Program Rule 10: Hearing must commence as required by GO 156 § 7.3.5.
Burden of Proof	Appellant opens and closes. Judge has discretion to alter order. (Section 7.3.9)	Program Rule 11: The burden of proof is as set forth in GO 156 § 7.3.9.
Evidence	Formal rules do not necessarily apply; Judge may receive all relevant and reliable evidence. (Section 7.3.9.)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA, as scheduled by the Judge. (Section 7.3.4)	Program Rule 12: Venue as set forth in GO 156 § 7.3.4.
Party Representative	At appellant's expense. (Section 7.3.8)	Program Rule 13: At appellant's expense.

Event	General Order 156	Governing Appellate Rule
Transcript	Appellant must pay costs per Commission procedures. (Section 7.3.6)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon written request to the assigned Judge not less than three business days prior to date of hearing. (Section 7.3.7)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Administrative Law Judge (Judge) and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Section 7.3.10)	Program Rule 16: The submission date is governed by GO 156 § 7.3.10.
Issuance of Draft Resolution	No later than 30 days after appeal submitted. (Section 7.3.11)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment

Event	General Order 156	Governing Appellate Rule
Ex Parte Communications	Prohibited from date of service of the notice of appeal through the date the Commission's final order is mailed. (Section 7.3.12)	Program Rule 19: Prohibited from date of Clearinghouse decision (which is being appealed) issues to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

Additional Program Rules:

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal; Note that new service requirements (on the Clearinghouse and an entity whose WMLGBTBE status is challenged in a third party appeal) were added by Resolution ALJ-299. Thus, General Order 156 § 7.3 is changed in this regard.
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal; Note that Resolution ALJ-299 provided that a permissible party to a third party appeal is an entity whose WMLGBTBE status is challenged. Thus, General Order 156 § 7.3 is changed in this regard.
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

(END OF APPENDIX B)