

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

Resolution Extending De-Energization
Reasonableness, Notification, Mitigation and
Reporting Requirements in Decision 12-04-024 to
all Electric Investor Owned Utilities

Res. ESRB-8
(May 30, 2018)

JOINT REPLY COMMENTS

Jesús G. Román
Public Policy & Legal Affairs
15505 Sand Canyon Ave. D204 (D2R936)
Irvine, CA 92618
Tel: (949) 286-7202
E-mail: jesus.g.roman@verizon.com

Attorney for Cellco Partnership

Kristin L. Jacobson
Law Offices of Kristin L. Jacobson
491 Gray Court, Suite 1
Benicia, CA 94510
Cell: (707) 816-7583
Office: (707) 742-4248
E-mail: Kristin@kljlegal.com

Outside Counsel to Sprint Communications

Jerome F. Candelaria
California Cable & Telecommunications
Association
1001 K Street, 2nd Floor
Sacramento, CA 95814
Tel: (916) 446-7732
Fax: (916) 446-1605
E-mail: jerome@calcable.org

*Attorney for California Cable &
Telecommunications Association*

David J. Miller
430 Bush Street, Room 310
San Francisco, CA 94108
Tel: (415) 268-9497
E-mail: davidjmiller@att.com

Attorney for AT&T

Leon M. Bloomfield
Law Offices of Leon M. Bloomfield
1901 Harrison Street, Suite 1400
Oakland, CA 94612
Direct: 510.625.1164
E-mail: lmb@wblaw.net

Attorney for T-Mobile West LLC

Mark P. Schreiber
Patrick M. Rosvall
Cooper, White & Cooper LLP
201 California Street, 17th floor
San Francisco, CA 94111
Tel: (415) 433-1900
E-mail: smalllecs@cwclaw.com

*For Consolidated Communications of
California Company (U 1015 C) and the
Small LECs*

Dated: July 6, 2018

Suzanne Toller
James W. Tomlinson
Davis Wright Tremaine LLP
505 Montgomery Street, Suite 800
San Francisco, CA 94111-6533
Tel: (415) 276-6500
Fax: (415) 276-6599
E-mail: suzannetoller@dwt.com
E-mail: jimtomlinson@dwt.com

*For Comcast Phone of California, LLC;
Cox Communications California, LLC;
Cox California Telecom, LLC; and
Crown Castle*

Charles H. Carrathers III
Frontier Communications
2560 Teller Road
Newbury Park, CA 91320
Tel: 805-375-4374
E-mail: chuck.carrathers@ftr.com

For Frontier Communications

James W. McTarnaghan
Perkins Coie LLP
505 Howard Street, Suite 1000
San Francisco, CA 94105
Tel: (415) 344-7007
Email: jmctarnaghan@perkinscoie.com

*For Charter Communications Operating, LLC,
by Charter Communications, Inc. its Manager*

Jeanne B. Armstrong
Goodin, MacBride,
Squeri & Day, LLP
505 Sansome Street, Suite 900
San Francisco, CA 94111
Tel: (415) 392-7900
[E-mail: jarmstrong@goodinmacbride.com](mailto:jarmstrong@goodinmacbride.com)

For CTIA

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Pursuant to Rule of Practice and Procedure 14.5, Pacific Bell Telephone Company d/b/a AT&T California (U 1001 C) and AT&T Mobility LLC (New Cingular Wireless PCS, LLC (U 3060 C), AT&T Mobility Wireless Operations Holdings, Inc. (U 3021 C), and Santa Barbara Cellular Systems, Ltd. (U 3015 C)) (collectively, “AT&T”); California Cable and Telecommunications Association (CCTA); Celco Partnership (U 3001 C) d/b/a Verizon Wireless; Consolidated Communications of California Company (U 1015 C); the Small LECs;¹ Sprint Communications Company, L.P. (U 5112 C), Sprint Spectrum L.P. (U 3062 C), and Virgin Mobile USA, L.P. (U 4327 C) (collectively, “Sprint”); T-Mobile West LLC d/b/a T-Mobile (U 3056 C); Comcast Phone of California, LLC (U 5698 C); Cox Communications California LLC; Cox California Telcom, LLC (U 5684 C); Crown Castle;² Charter Communications Operating, LLC, by Charter Communications, Inc., its Manager; Citizens Telecommunications Company of California Inc. d/b/a Frontier Communications of California (U 1024 C), Frontier Communications of the Southwest Inc. (U 1026 C), and Frontier California Inc. (U 1002 C) (collectively, “Frontier”); and CTIA³ (hereinafter, collectively, “Joint Parties”) submit the following reply comments on the “Resolution Extending De-Energization Reasonableness, Notification, Mitigation and Reporting Requirements in Decision 12-04-024 to all Electric Investor Owned Utilities,” mailed May 30, 2018 (hereinafter, “Resolution”). These comments respond to the opening comments submitted by the California Association of Small and Multi-Jurisdictional Utilities (“CASMU”), the Center for Accessible Technology and The Utility Reform Network (“CforAT and TURN”), San Diego Gas & Electric (“SDG&E”), and Southern California Edison (“SCE”).

¹ The Small LECs are the following incumbent local exchange carriers: Calaveras Telephone Company (U 1004 C), Cal-Ore Telephone Co. (U 1006 C), Ducor Telephone Company (U 1007 C), Foresthill Telephone Co. (U 1009 C), Happy Valley Telephone Company (U 1010 C), Hornitos Telephone Company (U 1011 C), Kerman Telephone Co. (U 1012 C), Pinnacles Telephone Co. (U 1013 C), The Ponderosa Telephone Co. (U 1014 C), Sierra Telephone Company, Inc. (U 1016 C), The Siskiyou Telephone Company (U 1017 C), Volcano Telephone Company (U 1019 C), and Winterhaven Telephone Company (U 1021 C).

² “Crown Castle” refers to the following entities: CA – CLEC LLC d/b/a Crown Castle CA-CLEC LLC (U 6936 C); Crown Castle NG West LLC (U 6745 C); Freedom Telecommunications, LLC (U 7110 C); NewPath Networks, LLC (U 6928 C); Sunesys, LLC (U 6991 C); and Wilshire Connection, LLC (U 6076 C).

³ CTIA – The Wireless Association® (“CTIA”) (www.ctia.org).

I. INTRODUCTION

As noted in our opening comments, Joint Parties provide communications services that play a very significant role in facilitating and promoting public safety in the event of an emergency or natural disaster, and de-energization may impact the continued operation of those services. Consequently, when making a de-energization decision, the electric investor-owned utilities (“IOUs”) must take into account the effect of de-energization on communications services.⁴ Joint Parties, however, continue to support the Commission’s effort to establish an appropriate de-energization process for IOUs because a properly-designed and implemented de-energization process may advance overall public safety.

II. RESPONSE TO CERTAIN ISSUES RAISED IN OPENING COMMENTS

Many of the proposals in the opening comments are reasonable and would improve overall public safety. Below, Joint Parties respond to a few comments regarding workshops, notification, and “relaxed requirements” for CASMU members. Joint Parties’ comments are intended to assist in the development of a de-energization process that maximizes public safety during emergency situations and minimizes the impact on communications services during a power shut-off.

A. De-Energization Workshops

The opening comments of several stakeholders reinforce the need to expand the proposed De-Energization Informational Workshops to include working sessions, as Joint Parties propose. For example, CASMU, SDG&E and SCE all propose changes to notification processes. CASMU suggests relaxation of notification requirements for its members,⁵ SDG&E objects that the advance notice requirement “adds to the complexity of utility decision-making under difficult circumstances,”⁶ and SCE requests changes to the notification of estimated and actual restoration

⁴ Importantly, the existence of certain levels of backup power in some circumstances (as mentioned by SDG&E and SCE) will not fully mitigate the impacts of de-energization on communications facilities and services. For one reason, the extended duration of de-energization, which SDG&E estimated to be 12 to 72 hours (*see* D.09-09-030, p. 18), may in some circumstances exceed permanent backup power capabilities (*see* D.08-09-014, Attachment A, pp. 33-34), and the full deployment of temporary backup generators under extreme fire conditions is difficult, uncertain and in some situations impossible (*see* D.09-09-030, pp. 31-32).

⁵ CASMU Opening Comments, p. 1.

⁶ SDG&E Opening Comments, p. 3.

times.⁷ Working sessions are likely the most efficient means of identifying modifications to the notification requirements that would address these concerns while still meeting the substantive notification needs of stakeholders, particularly those who provide critical services such as communications providers and others.

Other comments confirm that the working sessions proposed by Joint Parties would be beneficial. CforAT and TURN recommend that the IOUs work with Community Based Organizations (“CBOs”), nursing, homes, board and care facilities and retirement communities “in the process of developing IOU de-energization policies.”⁸ Joint Parties agree that all interested stakeholders should be involved in developing de-energization policies that would mitigate the impacts on local communities, and suggest that the most efficient and effective way to get their input is through the working sessions proposed by Joint Parties.

SDG&E objects to holding a workshop after every de-energization event.⁹ Joint Parties concur with this recommendation, and suggest that this is another issue that should be discussed at the proposed working sessions. In the working sessions, Joint Parties suggest that the parties consider a de-energization process that includes two planning workshops each year. One would convene prior to fire season to confirm the details of the de-energization plans. Another would occur after the fire season to identify and develop best practices for the next season based on the actual experience of stakeholders. Adopting such a process would eliminate the need for post de-energization event workshops.

B. Notification

SDG&E opposes the requirement to provide notification at least two hours before de-energization, claiming it is not always feasible. As an example, SDG&E notes de-energization decisions have been made “in the middle of the night, in which case it [SDG&E] often does not call and awaken customers.”¹⁰ However, SDG&E’s decision to avoid late-night notification is not consistent with the desires and needs of all stakeholders. For example, communications companies have 24/7 emergency contacts and want to receive notification of de-energization as

⁷ SCE Opening Comments, p. 3.

⁸ TURN/CforAT Opening Comments, p. 2.

⁹ SDG&E Opening Comments, p. 3.

¹⁰ SDG&E Opening Comments, p. 2.

soon as a decision is made – day or night. And other customers may prefer to receive late night notice—especially if they rely on life-sustaining medical equipment. This again highlights the benefits of collaborative workshops, during which the IOUs could obtain meaningful feedback from stakeholders regarding various modifications to the de-energization process. As evidenced by the comments submitted, adequate notification of de-energization events is critical to maintaining public safety.

C. Relaxation of Requirements Applicable to CASMU Members

For its members, CASMU requests relaxation of required reporting, public outreach, and mitigation.¹¹ However, regardless of the circumstances of CASMU members, de-energization poses potential and significant public safety risks—especially given the extensive potential duration of de-energization events. Accordingly, CASMU members should be subject to the same de-energization requirements as other IOUs, unless they demonstrate that relaxed requirements would not endanger public safety in their particular cases. The CASMU comments do not present sufficient evidence to make that showing.

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¹¹ CASMU Opening Comments, pp. 2-5.

III. CONCLUSION

Joint Parties respectfully request that the Resolution be modified as proposed in our opening comments, and that workshops, including working sessions, be held to identify and implement additional improvements to the de-energization process.

DATED: July 6, 2018

Respectfully submitted,

/s/

Jerome F. Candelaria

California Cable & Telecommunications
Association
1001 K Street, 2nd Floor
Sacramento, California 95814
Tel: (916) 446 7732
Fax: (916) 446 1605
E-mail: Jerome@calcable.org

*Attorney for the California Cable &
Telecommunications Association*¹²

¹² Pursuant to Rule 1.8(d) of the Commission's Rules of Practice and Procedure, attorneys for the Joint Parties authorize Jerome Candelaria to sign and submit this pleading on their behalf.

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution Extending De-Energization Reason-
ableness, Notification, Mitigation, and
Reporting Requirements in Decision 12-04-024
To all Electric Investor Owned Utilities

Res. ESRB-8 (May 30, 2018)

CERTIFICATE OF SERVICE

I hereby certify that I, Lauren Greenwood, have on this day served a copy of the **Joint Reply Comments** dated July 6, 2018, to all persons listed on the attached "Distribution (Service) List for Resolution ESRB-8" that was appended to the Notice of Availability of Draft Resolution ESRB-8 dated May 30, 2018 ("Notice"), as well as to the Communications Division staff representative identified in the Notice, Lana Tran, via electronic mail.

Executed this 6th day of July 2017, at Sacramento, California.

/s/ Lauren Greenwood

Lauren Greenwood
Manager of Government Affairs
California Cable & Telecommunications Association
1001 K Street, 2nd Floor
Sacramento, CA 95814
T: 916.446.7732
E: lg@calcable.org

Service List for Draft Resolution ESRB-8

WALID ABDUL-RAHIM, GENERAL COUNSEL
AT&T SERVICES, INC.
2150 WEBSTER STREET, 8TH FL.
OAKLAND, CA 94612
walid.1@att.com

CASE ADMINISTRATION, LAW DEPARTMENT
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVE., PO BOX 800
ROSEMEAD, CA 91770
case.admin@sce.com

CASE ADMINISTRATION,
SOUTHERN CALIFORNIA EDISON COMPANY
8631 RUSH STREET
ROSEMEAD, CA 91770
case.admin@sce.com

SOPHIE A. AKINS, ATTORNEY
BEST BEST AND KRIEGER, LLP
EMAIL ONLY
EMAIL ONLY, CA 00000-0000
sophie.akins@bbklaw.com

CATHIE ALLEN, REGULATORY AFFAIRS MGR.
PACIFICORP
825 NE MULTNOMAH ST., STE 2000
PORTLAND, OR 97232
cathie.allen@pacificorp.com

LESLIE ALMOND,
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
LEA6@pge.com

RYAN APPEL,
DAVIS WRIGHT TREMAINE LLP
EMAIL ONLY
EMAIL ONLY, DC 0
RyanAppel@dwt.com

JEANNE B. ARMSTRONG, ATTORNEY
GOODIN MACBRIDE SQUERI DAY & LAMPREY LLP
505 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA 94111
jarmstrong@goodinmacbride.com

STACIE ATKINSON, REGULATORY CASE ANALYST
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK COURT
SAN DIEGO, CA 92056
SAtkinson@SempraUtilities.com

KAVYA BALARAMAN, REPORTER
CALIFORNIA ENERGY MARKETS
EMAIL ONLY
EMAIL ONLY, CA 0
kavya@newsdata.com

SHIVANI N. BALLESTEROS, REGULATORY CASE
MGR.
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK COURT, CP31F
SAN DIEGO, CA 92123
SBallesteros@SempraUtilities.com

Jeremy Battis,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
jbe@cpuc.ca.gov

ANNE B. BEAUMONT,
PERKINS COIE LLP
11988 EL CAMINO REAL, SUITE 350
SAN DIEGO, CA 92130
ABeaumont@PerkinsCoie.com

C. SUSIE BERLIN,
LAW OFFICES OF C. SUSIE BERLIN
1346 THE ALAMEDA, SUITE 7, NO. 141
SAN JOSE, CA 95116
Berlin@SusieBerlinLaw.com

CATHERINE BERTE,
PERKINS COIE LLP
505 HOWARD STREET, SUITE 1000
SAN FRANCISCO, CA 94105
cberte@perkinscoie.com

LEON M. BLOOMFIELD,
WILSON AND BLOOMFIELD LLP
1901 HARRISON STREET, SUITE 1620
OAKLAND, CA 94612
lmb@wblaw.net

MARISSA BLUNSCHI, REGULATORY POLICY
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVE / PO BOX 800
ROSEMEAD, CA 91770
Marissa.Blunski@SCE.com

CHARLIE BORN,
FRONTIER COMMUNICATIONS
PO BOX 340
ELK GROVE, CA 95624
charlie.born@ftr.com

Mina Botros,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
mb6@cpuc.ca.gov

STEPHEN BOWEN, ATTORNEY AT LAW
BOWEN LAW GROUP
5811 SCARBOROUGH DR., STE. 201
OAKLAND, CA 94611-2721
steve.bowen@bowenlawgroup.com

PAUL M. BREAKMAN, ESQ, FERC COUNSEL
NATIONAL RURAL ELECTRIC COOP. ASSN.
4301 WILSON BLVD., FLOOR 11
ARLINGTON, VA 22203
paul.breakman@nreca.coop

ANDREW B. BROWN, ATTORNEY AT LAW
ELLISON SCHNEIDER & HARRIS LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO, CA 95816-5905
abb@eslawfirm.com

JEROME CANDELARIA, ASSISTANT GENERAL
COUNSEL
CALIFORNIA CABLE TV ASSOCIATION
1001 K STREET, 2ND FLOOR
SACRAMENTO, CA 95814-3832
jerome@calcable.org

CHARLES CARRATHERS, III,
FRONTIER CALIFORNIA INC.
2535 W. HILLCREST DRIVE
THOUSAND OAKS, CA 91320
Chuck.Carrathers@ftr.com

BRADLEY CARTER, PROJECT MGR.
SAN DIEGO GAS & ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
BCarter@SempraUtilities.com

HEIDE MARIE C. CASWELL, DIRECTOR-
TRANSMISSION & DIST. ASSET PERF
PACIFICORP
825 NE MULTNOMAH, SUITE 1500
PORTLAND, OR 97232
heide.caswell@pacificorp.com

MAGGIE CHAN, REGULATORY AFFAIRS
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE ST., MC B9A / PO BOX 770000
SAN FRANCISCO, CA 94105
MMCL@pge.com

Raymond Cho,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
rc7@cpuc.ca.gov

MICHELLE CHOO,
AT&T SERVICES, INC.
525 MARKET STREET, 20TH FL.
SAN FRANCISCO, CA 94105
michelle.choo@att.com

KERRY A. CHRISMAN,
BAUMAN LOEWE WITT & MAXWELL, PLLC
8765 E. BELL RD., SUITE 204
SCOTTSDALE, AZ 85260
kchrisman@blwlawfirm.com

PJOY CHUA, MGR - REGULATORY STDS AND
COMPLIANCE
LOS ANGELES DEPT OF WATER AND POWER
EMAIL ONLY
EMAIL ONLY, CA 0
pjoy.chua@ladwp.com

KAREN CHUNG, MGR - PROJECT
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVENUE
ROSEMEAD, CA 91770
Karen.Chung@sce.com

TARYN CIARDELLA, SR. LEGAL SECRETARY
NV ENERGY
EMAIL ONLY
EMAIL ONLY, NV 0
tciardella@nvenergy.com

STEPHEN R. CIESLEWICZ,
CN UTILITY CONSULTING, INC
120 PLEASANT HILL AVE. NORTH, STE.190
SEBASTOPOL, CA 95472
steve@cnuutility.com

BARBARA H. CLEMENT,
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
bhc4@pge.com

DIANE CONKLIN, SPOKESPERSON
MUSSEY GRADE ROAD ALLIANCE
PO BOX 683
RAMONA, CA 92065
dj0conklin@earthlink.net

Carolina Contreras,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
ccg@cpuc.ca.gov

Carolina Contreras,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
ccg@cpuc.ca.gov

CASE COORDINATION,
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
RegRelCPUCcases@pge.com

HILARY CORRIGAN,
CALIFORNIA ENERGY MARKETS
425 DIVISADERO STREET, SUITE 303
SAN FRANCISCO, CA 94117
cem@newsdata.com

REGINA COSTA,
THE UTILITY REFORM NETWORK
785 MARKET ST., STE. 1400
SAN FRANCISCO, CA 94103
rcosta@turn.org

Cheryl Cox,
CALIF PUBLIC UTILITIES COMMISSION
300 Capitol Mall
Sacramento, CA 95814
cxc@cpuc.ca.gov

BRIAN CRAGG, ATTORNEY
GOODIN, MACBRIDE, SQUERI & DAY, LLP
505 SANSOME ST., STE. 900
SAN FRANCISCO, CA 94111
BCragg@GoodinMacBride.com

AICHI N. DANIEL, ATTORNEY
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET B30A
SAN FRANCISCO, CA 94105
AXNz@pge.com

MARI R. L. DAVIDSON, ESQ., ATTORNEY
NOSSAMAN LLP
50 CALIFORNIA STREET, 34TH FLOOR
SAN FRANCISCO, CA 94111-4799
MDavidson@Nossaman.com

FADI DAYE, PROGRAM & PROJECT SUPERVISOR -
SED
CALIFORNIA PUBLIC UTILITIES COMMISSION
EMAIL ONLY
EMAIL ONLY, CA 0
fadi.daye@cpuc.ca.gov

DANIEL A. DELL'OSA, DIR - RATES & REVENUE
SAN GABRIEL VALLEY WATER COMPAANY
11142 GARVEY AVENUE
EL MONTE, CA 91733-2425
dadelloso@sgvwater.com

LEGAL DEPARTMENT,
CALIFORNIA ISO
250 OUTCROPPING WAY
FOLSOM, CA 95630
e-recipient@caiso.com

LINH DOAN,
LOS ANGELES DEPT. OF WATER & POWER
EMAIL ONLY
EMAIL ONLY, CA 0
thieu.doan@ladwp.com

DANIEL W. DOUGLASS, ATTORNEY
DOUGLASS & LIDDELL
4766 PARK GRANADA, SUITE 209
CALABASAS, CA 91302
Douglass@EnergyAttorney.com

DAVE DOWNEY,
NORTH COUNTY TIMES
207 E. PENNSYLVANIA AVENUE
ESCONDIDO, CA 92025
ddowney@nctimes.com

JAMES CONOR DOYLE,
PACIFIC GAS & ELECTRIC COMPANY
77 BEALE STREET, B10B / PO BOX 77000
SAN FRANCISCO, CA 94104
JCDt@pge.com

SYNDI DRISCOLL, DEPUTY CITY ATTORNEY
LOS ANGELES DEPT. OF WATER & POWER
111 N. HOPE ST., RM. 340
LOS ANGELES, CA 90012
syndi.driscoll@ladwp.com

MELODIE DURHAM, OFFICE OF THE STATE FIRE
MARSHAL
WILDLAND FIRE PREVENTION
1131 S STREET
SACRAMENTO, CA 95811
Melodie.Durham@fire.ca.gov

Robert Elliott,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
rae@cpuc.ca.gov

FASSIL FENIKILE, DIRECTOR - REGULATORY
AT&T CALIFORNIA
525 MARKET STREET, STE. 1925
SAN FRANCISCO, CA 94105
fassil.t.fenikile@att.com

PATRICK FERGUSON, ATTORNEY
DAVIS WRIGHT TREMAINE, LLP
EMAIL ONLY
EMAIL ONLY, CA 0
PatrickFerguson@dwt.com

CENTRAL FILES,
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK CT, CP31-E
SAN DIEGO, CA 92123-1530
CentralFiles@SempraUtilities.com

ROBERT FINKELSTEIN, GENERAL COUNSEL
THE UTILITY REFORM NETWORK
785 MARKET ST., STE. 1400
SAN FRANCISCO, CA 94103
BFinkelstein@turn.org

Travis Foss,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
ttf@cpuc.ca.gov

BETH A. FOX,
MANATT, PHELPS & PHILLIPS, LLP
11355 W. OLYMPIC BLVD.
LOS ANGELES, CA 90064
BFox@Manatt.com

Raymond G. Fugere,
CALIF PUBLIC UTILITIES COMMISSION
320 West 4th Street Suite 500
Los Angeles, CA 90013
rgf@cpuc.ca.gov

STEPHEN GARBER, ATTORNEY
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET, RM. 3177
SAN FRANCISCO, CA 94105
slg0@pge.com

LISA S. GAST,
DUNCA WEINBERG GENZER & PEMBROKE, P.C.
1615 M STREET, N. W., SUITE 800
WASHINGTON, DC 20036
lsg@dwgp.com

TODD GEE,
LIBERTY UTILITIES (CALPECO ELECTRIC) LLC
933 ELOISE AVENUE
SOUTH LAKE TAHOE, CA 96150
Todd.Gee@LibertyUtilities.com

PATRICK J. GEOFFREY,
PACIFIC GAS & ELECTRIC COMPANY
123 MISSION STREET, ROOM 1266
SAN FRANCISCO, CA 94105
pjpg3@pge.com

Simi Rose George,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
srg@cpuc.ca.gov

JEDEDIAH J. GIBSON, ATTORNEY
ELLISON SCHNEIDER HARRIS & DONLAN LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO, CA 95816-5905
JJG@eslawfirm.com

REBECCA W. GILES, REGULATORY CASE MGR.
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTRUY PARK COURT - CP31F
SAN DIEGO, CA 92123
RGiles@SempraUtilities.com

DAN GRIFFITHS, ATTORNEY
BRAUN BLAISING MCLAUGHLIN & SMITH, P.C.
915 L STREET, SUITE 1480
SACRAMENTO, CA 95814
griffiths@braunlegal.com

IGOR GRINBERG, REGULATORY AFFAIRS
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
IXG8@pge.com

TIMOTHY S. GUSTER, VP & GENERAL COUNSEL
GREAT OAKS WATER COMPANY
20 GREAT OAKS BLVD.NO 120 /PO BOX 23490
SAN JOSE, CA 95153
TGuster@GreatOaksWater.com

DAVID C. HARRISON,
CITY OR CARLSBAD
2560 ORION WAY
CARLSBAD, CA 92010

MICHAEL HART,
JULIAN NEWS
PO BOX 639
JULIAN NEWS, CA 92036
publisher@juliannews.com

JOHN K. HAWKS, EXE DIR.
CALIFORNIA WATER ASSOCIATION
601 VAN NESS AVE., STE. 2047, MC E3-608
SAN FRANCISCO, CA 94102-3200
JHawks@CalWaterAssn.com

JEAN HAWLEY,
FRIEND, HUDAK& HARRIS, LLP
3 RAVINIA DRIVE, SUITE. 1700
ATLANTA, GA 30346-2131
JHawley@fh2.com

CHRISOPHER A. HILEN,
NV ENERGY
6100 NEIL ROAD
RENO, NV 89511
chilen@NVEnergy.com

Winnie Ho,
CALIF PUBLIC UTILITIES COMMISSION
320 West 4th Street Suite 500
Los Angeles, CA 90013
who@cpuc.ca.gov

WILLIS HON, ATTORNEY
NOSSAMAN LLP
50 CALIFORNIA STREET, 34TH FL.
SAN FRANCISCO, CA 94111
WHon@Nossaman.com

DAVID L. HUARD, ATTORNEY AT LAW
MANATT, PHELPS & PHILLIPS
ONE EMBARCADERO CTR., 30TH FLR.
SAN FRANCISCO, CA 94111
dhuard@manatt.com

GLORIA ING, ATTORNEY AT LAW
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVE./ PO BOX 800
ROSEMEAD, CA 91770
gloria.ing@sce.com

MICHAEL ISERI,
CENTER FOR ACCESSIBLE TECHNOLOGY
3075 ADELIN STREET, NO. 220
BERKELEY, CA 94703
miseri@cforat.org

EDWARD JACKSON, DIR - REVENUE
REQUIREMENTS
LIBERTY UTILITIES (CALIFORNIA)
9750 WASHBURN ROAD / PO BOX 7002
DOWNEY, CA 90241-7002
Edward.Jackson@LibertyUtilities.com

DIANNE JACOB, SUPERVISOR, 2ND DISTRICT
COUNTY OF SAN DIEGO
EMAIL ONLY
EMAIL ONLY, CA 0
dianne.jacob@sdcounty.ca.gov

EVAN JACOBS, DIR. OF REG. POLICY AND CASE
MAGMT
CALIFORNIA AMERICAN WATER
4701 BELOIT DR
SACRAMENTO, CA 95838
evan.jacobs@amwater.com

KRISTINN L. JACOBSON,
SPRINT NEXTEL
201 MISSION STREET, SUITE 1500
SAN FRANCISCO, CA 94105
kristin.jacobson@sprint.com

KRISTIN L. JACOBSON,
SPRINT / NEXTEL
201 MISSION STREET, SUITE 1500
SAN FRANCISCO, CA 94102
Kristin@KLJLegal.com

GWEN JOHNSON, CONSULTANT FOR AT&T
SERVICES, INC.
430 BUSH STREET, 1ST FLOOR
SAN FRANCISCO, CA 94108
gwen.johnson@att.com

WILLIAM A. JOHNSON, JR., SR. DEPUTY
COUNTY OF SAN DIEGO
1600 PACIFIC HIGHWAY, ROOM 355
SAN DIEGO, CA 92101
William.Johnson@sdcounty.ca.gov

ELIOT JONES,
LIBERTY UTILITIES (CALPECO ELECTRIC) LLC
933 ELOISE AVENUE
SOUTH LAKE TAHOE, CA 96150
Eliot.Jones@LibertyUtilities.com

LISE H. JORDAN, ESQ.,
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET, B30A. RM 3151
SAN FRANCISCO, CA 94105
lhj2@pge.com

KATIE JORRIE,
DAVIS WRIGHT TREMAINE, LLP
EMAIL ONLY
EMAIL ONLY, CA 0
katiejorrie@dwt.com

MARC D JOSEPH,
ADAMS BROADWELL JOSEPH & CARDOZO, PC
601 GATEWAY BLVD., STE. 1000
SOUTH SAN FRANCISCO, CA 94080
mdjoseph@adamsbroadwell.com

HAL KANE, SR. ANALYST, RISK ASSESSMENT
CPUC - SED DIV
EMAIL ONLY
EMAIL ONLY, CA 0
hal.kane@cpuc.ca.gov

ROBERT J. KANG, SR. ATTY
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVE., PO BOX 800
ROSEMEAD, CA 91770
robert.kang@sce.com

Valerie Kao,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
vuk@cpuc.ca.gov

MELISSA KASNITZ, ATTORNEY
CENTER FOR ACCESSIBLE TECHNOLOGY
3075 ADELIN STREET, STE. 220
BERKELEY, CA 94703
service@cforat.org

Gerald F. Kelly,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
gk1@cpuc.ca.gov

Timothy Kenney,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
tim@cpuc.ca.gov

JACQUELINE KINNEY,
FRONTIER COMMUNICATIONS
1201 K STREET, SUITE 1980
SACRAMENTO, CA 95814
Jacqueline.Kinney@ftr.com

AVIS KOWALEWSKI, VP - GOV'T & REGULATORY
AFFAIRS
CALPINE CORPORATION
4160 DUBLIN BLVD, SUITE 100
DUBLIN, CA 94568
avis.kowalewski@calpine.com

AUDREY KROEGER,
SAN DIEGO COUNTY WATER AUTHORITY
EMAIL ONLY
EMAIL ONLY, CA 0
akroeger@sdca.org

KEITH KROM, GENERAL ATTORNEY
AT&T CALIFORNIA
525 MARKET STREET, SUITE 1904
SAN FRANCISCO, CA 94105
keith.krom@att.com

Martin Kurtovich,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
mk7@cpuc.ca.gov

RON LANE, DIRECTOR
SD COUNTY OFFICE OF EMERGENCY SERVICES
5555 OVERLAND AVENUE, SUITE 1911
SAN DIEGO, CA 92123-1294
OES@sdcounty.ca.gov

JEFF LATENDRESSE, FIRE CHIEF
CITY OF LAGUNA BEACH
505 FOREST AVE.
LAGUNA BEACH, CA 92651
jlatendresse@lagunabeachcity.net

Alex Lau,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
al7@cpuc.ca.gov

ROBERT A. LAURIE, ASSISTANT GENERAL COUNSEL
- ENERGY
IMPERIAL IRRIGATION DISTRICT
EMAIL ONLY
EMAIL ONLY, CA 0
ralaurie@iid.com

BARRY R. LAWSON, ASSOC. DIR.- GOVERNMENT
RELATIONS
NATIONAL RURAL ELECTRIC COOPERATIVE ASSN.
4301 WILSON BLVD., MC GR11-253
ARLINGTON, VA 22203
barry.lawson@nreca.coop

Cleveland Lee,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
cwl@cpuc.ca.gov

DAVID K. LEE,
CPUC
EMAIL ONLY
EMAIL ONLY, CA 0
david.lee@cpuc.ca.gov

Alik Lee,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
ayo@cpuc.ca.gov

Kelly C. Lee,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
kcl@cpuc.ca.gov

MATTHEW LEE, DEPUTY CHIEF
CAL-FIRE FIRE PREVENTION ENGINEERING
1131 S STREET
SACRAMENTO, CA 95811
Matt.Lee@fire.ca.gov

SARAH LEE, ADVISOR
SOUTHERN CALIFORNIA EDISON
8631 RUSH STREET
ROSEMEAD, CA 91770
sarah.lee@sce.com

CHARLES R. LEWIS IV, ATTORNEY
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE ST., B30A
SAN FRANCISCO, CA 94105
CRL2@pge.com

DONALD C. LIDDELL, ATTORNEY
DOUGLASS & LIDDELL
2928 2ND AVENUE
SAN DIEGO, CA 92103
Liddell@EnergyAttorney.com

SANGEETHA LOSARI,
LOS ANGELES DEPT OF WATER & POWER
EMAIL ONLY
EMAIL ONLY, CA 0
Sangeetha.Losari@ladwp.com

JOE LOYA,
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE ST., RM. 1069 MAIL CODE B10C
SAN FRANCISCO, CA 94105
J8L3@pge.com

Chloe Lukins,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
clu@cpuc.ca.gov

RANDY LYLE,
SAN DIEGO GAS & ELECTRIC COMPANY
8315 CENTURY PARK COURT
SAN DIEGO, CA 92123
RLyle@semprautilities.com

TIM LYONS, REGULATORY AFFAIRS
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK CT, C32F
SAN DIEGO, CA 92123-1530
TLyons@SempraUtilities.com

William Maguire,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
wm4@cpuc.ca.gov

PAUL MARCONI, DIR
BEAR VALLEY ELECTRIC SERVICE
42020 GARSTIN DRIVE, PO BOX 1547
BIG BEAR LAKE, CA 92315
Paul.Marconi@bves.com

TONY MARINO,
OFFICE OF SENATOR JERRY HILL
EMAIL ONLY
EMAIL ONLY, CA 0
tony.marino@sen.ca.gov

DEMETRIO MARQUEZ, REGULATORY SPECIALIST
MANATT, PHELPS & PHILLIPS, LLP
ONE EMBARCADERO CENTER, 30TH FL.
SAN FRANCISCO, CA 94111
DMarquez@manatt.com

DANIEL W. MARSH, MGR - RATES & REGULATORY
AFFAIRS
LIBERTY UTILITIES (CALIFORNIA)
9750 WASHBURN ROAD
DOWNEY, CA 90241-7002
Dan.Marsh@LibertyUtilities.com

JOY MASTACHE, SR. ATTY - OFF. OF GEN. COUNSEL
SACRAMENTO MUNICIPAL UTILITY DISTRICT
6301 S STREET, MS A311
SACRAMENTO, CA 95817
Joy.Mastache@smud.org

MARTIN A. MATTES, ATTORNEY
NOSSAMAN LLP
50 CALIFORNIA STREET, 34TH FL.
SAN FRANCISCO, CA 94111
MMattes@Nossaman.com

TY MCCARTNEY,
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 94105
tlmx@pge.com

TOBY MCCARTT, STAFF COUNSEL
CAL FIRE
EMAIL ONLY
EMAIL ONLY, CA 0
Toby.McCartt@fire.ca.gov

LILLY B. MCKENNA,
MANATT PHELPS & PHILLIPS, LLP
ONE EMBARCADERO CENTER, 30TH FL.
SAN FRANCISCO, CA 94111
LMcKenna@manatt.com

FRANK A. MCNULTY, DIR & MANAGING ATTORNEY
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVE., / PO BOX 800
ROSEMEAD, CA 91770
McNultFA@sce.com

LAURA MCWILLIAMS,
STATE SENATOR JERRY HILL
STATE CAPITOL
SACRAMENTO, CA 95814
laura.mcwilliams@sen.ca.gov

KEITH MELVILLE, SR. COUNSEL
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK CT., CP-32D
SAN DIEGO, CA 92123
KMelville@SempraUtilities.com

CYNTHIA HANSEN MIFSUD, SR ATTORNEY
PACIFICORP
825 NE MULTNOMAH, SUITE 1800
PORTLAND, OR 97232
cynthia.hansen@pacificorp.com

DAVID J. MILLER, SR. ATTORNEY - LEGAL DEPT
AT&T SERVICES, INC.
525 MARKET STREET, ROOM 2018
SAN FRANCISCO, CA 94105
DavidJMiller@att.com

KAREN NORENE MILLS, ASSOC. COUNSEL - LEGAL
SVCS. DIV.
CALIFORNIA FARM BUREAU FEDERATION
2300 RIVER PLAZA DRIVE
SACRAMENTO, CA 95833
kmills@cfbf.com

Michael Minkus,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
min@cpuc.ca.gov

JOSPEH W. MITCHELL, PH.D,
M-BAR TECHNOLOGIES AND CONSULTING, LLC
19412 KIMBALL VALLEY ROAD
RAMONA, CA 92065
JWMitchell@MBarTek.com

Edward Moldavsky,
CALIF PUBLIC UTILITIES COMMISSION
320 West 4th Street Suite 500
Los Angeles, CA 90013
edm@cpuc.ca.gov

Rahmon Momoh,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
rmm@cpuc.ca.gov

IRENE K. MOOSEN, ATTORNEY AT LAW
LAW OFFICE OF IRENE K. MOOSEN
53 SANTA YNEZ AVENUE
SAN FRANCISCO, CA 94112
irene@igc.org

ANGELICA MORALES, ATTORNEY
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVENUE / PO BOX 800
ROSEMEAD, CA 91770
angelica.morales@sce.com

Harvey Y. Morris,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
hym@cpuc.ca.gov

JAY MORRISON, V.P.- REGULATORY AFFAIRS
NATIONAL RURAL ELECTRIC COOP. ASSN.
4301 WILSON BOULEVARD, FLOOR 11
ARLINGTON, VA 22203
jay.morrison@nreca.coop

JONATHAN MORSE, FINANCIAL ANALYST,
EXTERNAL AFFAIRS
CALIFORNIA AMERICAN WATER
4701 BELOIT DRIVE
SACRAMENTO, CA 95838
Jonathan.Morse@amwater.com

KATY MORSONY, ATTORNEY
ALCANTAR & KAHL LLP
345 CALIFORNIA STREET, STE. 2450
SAN FRANCISCO, CA 94104
KLR@a-klaw.com

Scott Mosbaugh,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
rsm@cpuc.ca.gov

Christopher Myers,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
cg2@cpuc.ca.gov

Pamela Nataloni,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
jpn@cpuc.ca.gov

Cody Naylor,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
cn1@cpuc.ca.gov

SEAN M. NEAL, ATTORNEY
DUNCAN WEINBERG GENZER & PEMBROKE, P.C.
915 L STREET, STE. 1410
SACRAMENTO, CA 95814
smn@dwgp.com

ESTHER NORTHRUP,
COX COMMUNICATIONS, INC.
5651 COPLEY DRIVE
SAN DIEGO, CA 92111
esther.northrup@cox.com

KEVIN O'BEIRNE, REGULATORY CASE MGR.
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK COURT, CP32D
SAN DIEGO, CA 92123
KO'Beirne@SempraUtilities.com

Arthur J. O'Donnell,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
ao1@cpuc.ca.gov

SPENCER OLINEK,
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
WSO3@pge.com

EDWARD W. O'NEILL,
DAVIS WRIGHT TREMAINE LLP
505 MONTGOMERY STREET, SUITE 800
SAN FRANCISCO, CA 94111-6533
EdwardOneill@dwt.com

HUGH OSBORNE, ASSISTANT
AT&T SERVICES, INC.
430 BUSH STREET, 3RD FL. NO. 17
SAN FRANCISCO, CA 94108-3735
hugh.osborne@att.com

ALVIN S. PAK,
SAN DIEGO GAS & ELECTRIC COMPANY
101 ASH STREET, HQ12C
SAN DIEGO, CA 92101-3017
APak@SempraUtilities.com

Christopher Parkes,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
cjp@cpuc.ca.gov

David Peck,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
dbp@cpuc.ca.gov

Quang Pham,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
qap@cpuc.ca.gov

JOHN PIETIG, CITY MANAGER
CITY OF LAGUNA BEACH
505 FOREST AVENUE
LAGUNA BEACH, CA 92651
jpietig@lagunabeachcity.net

JORDAN PINJUV, COUNSEL
CALIFORNIA INDEPENDENT SYSTEM OPERATOR
250 OUTCROPPING WAY
FOLSOM, CA 95630
JPinjuv@caiso.com

KATHERINE C. PIPER,
CALPINE COPORATION
4160 DUBLIN BLVD., STE. 100
DUBLIN, CA 94568
katherine.piper@calpine.com

MATTHEW PLUMMER, STATE AGENCY
REGULATIONS
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
M3PU@pge.com

ASIA POWELL, STATE REGULATORY AFFAIRS
FRONTIER COMMUNICATIONS
2535 W. HILLCREST DR
THOUSAND OAKS, CA 91320
asia.powell@ftr.com

VIDHYA PRABHAKARAN, ATTORNEY
DAVIS WRIGHT TREMAINE LLP
505 MONTGOMERY STREET, SUITE 800
SAN FRANCISCO, CA 94111
VidhyaPrabhakaran@dwt.com

NGUYEN QUAN, REGULATORY AFFAIRS
GOLDEN STATE WATER COMPANY
630 EAST FOOTHILL BLVD.
SAN DIMAS, CA 91773
NQuan@gswater.com

Junaid Rahman,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
jnr@cpuc.ca.gov

Rashid A. Rashid,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
rhd@cpuc.ca.gov

Cameron Reed,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
cr5@cpuc.ca.gov

ALICE L. REID, ATTORNEY
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET, RM 3081-B30A
SAN FRANCISCO, CA 94105
ALR4@pge.com

MAUREEN ROBERTSON, EDITOR
RAMONA SENTINEL
425 - A 10TH STREET
RAMONA, CA 92065
maureen@ramonasentinel.com

Nika Rogers,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
nlr@cpuc.ca.gov

JESUS G. ROMAN, ASSISTANT GENERAL COUNSEL
VERIZON CALIFORNIA, INC.(U 1002 C)
2535 W. HILLCREST DR., 2ND FLOOR
NEWBURY PARK, CA 91320
jesus.g.roman@verizon.com

PATRICK M. ROSVALL, ATTORNEY
COOPER, WHITE & COOPER LLP
201 CALIFORNIA STREET, 17TH FL.
SAN FRANCISCO, CA 94111
SmallLeCs@cwclaw.com

RAHMA SAEED, SR. ELECTRIC STANDARDS
ENGINEER
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
R8SL@pge.com

EMILY P. SANGI, ATTORNEY
DAVIS WRIGHT TREMAINE LLP
505 MONTGOMERY ST., STE. 800
SAN FRANCISCO, CA 94111-6533
EmilySangi@dwt.com

DAVID SAPSIS, WILDLAND FIRE SCIENTIST
CAL FIRE (FRAP)
EMAIL ONLY
EMAIL ONLY, CA 0
Dave.Sapsis@fire.ca.gov

GAYATRI SCHILBERG,
JBS ENERGY
311 D STREET, SUITE A
WEST SACRAMENTO, CA 95605
gayatri@jbsenergy.com

CHARITY SCHILLER, ATTORNEY AT LAW
BEST BEST & KRIEGER LLP
3390 UNIVERSITY AVE., FLR. 5
RIVERSIDE, CA 92501-3369
charity.schiller@bbklaw.com

JOSEPH SCHOFIELD, SENIOR ATTORNEY
SACRAMENTO MUNICIPAL UTILITIY DISTRICT
6201 S STREET, MS B406
SACRAMENTO, CA 95817
joseph.schofield@smud.org

MARK P. SCHREIBER, ATTORNEY AT LAW
COOPER, WHITE & COOPER, LLP
201 CALIFORNIA STREET, 17TH FLOOR
SAN FRANCISCO, CA 94111
mschreiber@cwclaw.com

THOMAS SELHORST, SR. PARALEGAL
AT&T SERVICES, INC.
525 MARKET STREET, 20TH FLR, RM 2023
SAN FRANCISCO, CA 94105
thomas.selhorst@att.com

Nicholas Sher,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
nms@cpuc.ca.gov

STEPHANIE SHIMAZU,
CAL.DEPT OF FORESTRY AND FIRE PROTECTION
PO BOX 944246
SACRAMENTO, CA 94244-2460
stephanie.shimazu@fire.ca.gov

Nathaniel Skinner,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
nws@cpuc.ca.gov

ONELL SOTO,
SAN DIEGO UNION-TRIBUNE
PO BOX 120191
SAN DIEGO, CA 92112-0191
onell.soto@uniontrib.com

NILS STANNIK, ORA
CALIFORNIA PUBLIC UTILITIES COMMISSION
EMAIL ONLY
EMAIL ONLY, CA 0
nils.stannik@cpuc.ca.gov

Raffy Stepanian,
CALIF PUBLIC UTILITIES COMMISSION
320 West 4th Street Suite 500
Los Angeles, CA 90013
rst@cpuc.ca.gov

BRIAN STEWART, DEPUTY CITY ATTORNEY
LOS ANGELES DEPT OF WATER AND POWER
221 N. FIGUEROA ST., STE 1000
LOS ANGELES, CA 90012
brian.stewart@ladwp.com

LINDA C. STINAR, DIR - REGULATORY AFFAIRS
CENTURYLINK
6700 VIA AUSTI PARKWAY
LAS VEGAS, NV 89119
Linda.C.Stinar@centurylink.com

KENNETH SWAIN, MANAGING CONSULTANT -
ENERGY
NAVIGANT CONSULTING, INC.
35 IRON POINT CIRCLE, STE. 225
FOLSOM, CA 95630
kenneth.swain@navigant.com

ANITA TAFF-RICE, ATTORNEY
ICOMMLAW
1547 PALOS VERDES, NO. 298
WALNUT CREEK, CA 94597
anita@icommlaw.com

LAURA TAYLOR, ATTORNEY
BRAUN BLAISING MCLAUGHLIN & SMITH, P.C.
915 L STREET, STE. 1480
SACRAMENTO, CA 95822
Taylor@BraunLegal.com

Charlotte TerKeurst,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
cft@cpuc.ca.gov

LOUIS TING, CHIEF COMPLIANCE OFFICER
LOS ANGELES DEPT. OF WATER & POWER
111 N.HOPE STREET, SUITE 921
LOS ANGELES, CA 90012
Louis.Ting@ladwp.com

MARGARET L. TOBIAS,
TOBIAS LAW OFFICE
460 PENNSYLVANIA AVE
SAN FRANCISCO, CA 94107
marg@tobiaslo.com

JOHN R. TODD, DEP. CHIEF-PREVENTION SVCS.
BUREAU
COUNTY OF LOS ANGELES FIRE DEPT.
1320 N. EASTERN AVENUE, RM. 254
LOS ANGELES, CA 90063-3294
john.todd@fire.lacounty.gov

SUZANNE TOLLER, ATTORNEY
DAVIS WRIGHT TREMAINE LLP
505 MONTGOMERY STREET, STE. 800
SAN FRANCISCO, CA 94111-6533
SuzanneToller@dwt.com

Koko M. Tomassian,
CALIF PUBLIC UTILITIES COMMISSION
320 West 4th Street Suite 500
Los Angeles, CA 90013
kmt@cpuc.ca.gov

JIM TOMLINSON,
DAVIS WRIGHT TREMAINE, LLP
EMAIL ONLY
EMAIL ONLY, CA 0
JimTomlinson@dwt.com

Lana Tran,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
ltt@cpuc.ca.gov

ALLEN K. TRIAL, ATTORNEY
SAN DIEGO GAS & ELECTRIC COMPANY
101 ASH STREET, HQ-12B
SAN DIEGO, CA 92101
ATrial@SempraUtilities.com

ANN L. TROWBRIDGE, ATTORNEY AT LAW
DAY CARTER & MURPHY LLP
3620 AMERICAN RIVER DRIVE, SUITE 205
SACRAMENTO, CA 95864
atrowbridge@DayCarterMurphy.com

CHRIS UNGSON,
CPUC - ORA
EMAIL ONLY
EMAIL ONLY, CA 0
chris.ungson@cpuc.ca.gov

MICHAEL URQUHART,
COUNTY OF SAN DIEGO
5560 OVERLAND AVE., SUITE 410
SAN DIEGO, CA 92123-1204
michael.urquhart@sdcounty.ca.gov

RX UY, ATTORNEY
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET, B30A
SAN FRANCISCO, CA 94105
rcu3@pge.com

THOMAS VARGHESE,
PACIFIC GAS & ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
TRV2@pge.com

JACK VRANISH,
PACIFICORP
825 NE MULTNOMAH, STE. 1500
PORTLAND, OR 97232
Jack.Vranish@PacifiCorp.com

NATALIE D. WALES, INTERIM DIR. - REGULATORY
MATTERS
CALIFORNIA WATER SERVICE COMPANY
1720 NORTH FIRST STREET
SAN JOSE, CA 95112
NWales@calwater.com

Karen Camille Watts-Zagha,
CALIF PUBLIC UTILITIES COMMISSION
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
kwz@cpuc.ca.gov

RALPH WEBB,
TOSDAL, SMITH, STEINER & WAX
401 WEST A STREET, STE. 320
SAN DIEGO, CA 92101-7911
ralph@terrysingleton.com

JAMES WEIL, DIRECTOR
AGLET CONSUMER ALLIANCE
PO BOX 866
NOVATO, CA 94948
jweil@aglet.org

MASON WITHERS,
SAN DIEGO GAS & ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY, CA 0
MWithers@SempraUtilities.com

JUSTIN WYNNE, ATTORNEY
BRAUN BLAISING MCLAUGHLIN & SMITH, P.C.
915 L STREET, SUITE 1480
SACRAMENTO, CA 95814
Wynne@BraunLegal.com

RYAN T. YAMAMOTO,
CALIFEMAIL . PUBLIC UTILITIES COMMISSION
EMAIL ONLY
EMAIL ONLY, CA 0
ryan.yamamoto@cpuc.ca.gov

SHARON YANG, DIRECTOR OF LEGAL SERVICES
LIBERTY UTILITIES (WEST REGION)
EMAIL ONLY
EMAIL ONLY, AA 0
Sharon.Yang@libertyutilities.com

FRED YANNEY,
17409 MARQUARDT AVE., UNIT C-4
CERRITOS, CA 90703
FredYanney@gmail.com

ZEB ZANKEL, ATTORNEY
DAVIS WRIGHT TREMAINE LLP
505 MONTGOMERY STREET, STE. 800
SAN FRANCISCO, CA 94111
ZebZankel@dwt.com

DISABILITY RIGHTS ADVOCATES
EMAIL ONLY
EMAIL ONLY, CA 0
pucservice@dralegal.org

MRW & ASSOCIATES, LLC
EMAIL ONLY
EMAIL ONLY, CA 0
mrw@mrwassoc.com

DAVIS WRIGHT TREMAINE LLP
EMAIL ONLY
EMAIL ONLY, CA 0
dwtcpudockets@dwt.com

CENTRAL FILES SDG&E
8330 CENTURY PARK COURT - CP-31E
SAN DIEGO, CA 92123
CentralFiles@SempraUtilities.com

CALIFORNIA ENERGY MARKETS
425 DIVISADERO STREET, STE 303
SAN FRANCISCO, CA 94117
cem@newsdata.com

PACIFIC GAS AND ELECTRIC COMPANY
PO BOX 7442
SAN FRANCISCO, CA 94120-7442
cpuccases@pge.com

DAVIS WRIGHT TREMAINE LLP
EMAIL ONLY
EMAIL ONLY, CA 0
dwtcpudockets@dwt.com

EDITORIAL ASSISTANT
CALIFORNIA ENERGY MARKETS
425 DIVISADERO ST STE 303
SAN FRANCISCO, CA 94117-2242
cem@newsdata.com

DAVIS WRIGHT TREMAINE LLP
EMAIL ONLY
EMAIL ONLY, CA 0
dwtcpudockets@dwt.com

MRW & ASSOCIATES, LLC
EMAIL ONLY
EMAIL ONLY, CA 0
mrw@mrwassoc.com

DIABLO CANYON INDEPENDENT SAFETY COMM.
857 CASS STREET, SUITE D
MONTEREY, CA 93940
info@DCISC.org

CALIFORNIA COASTAL COMMISSION
45 FREMONT ST., STE. 2000
SAN FRANCISCO, CA 94105

CALIFORNIA BUILDING INDUSTRY ASSOCIATION
1107 NINTH STREET, SUITE 1060
SACRAMENTO, CA 95814

Doug Todd Welmas, Tribal Chairman Tribal
Administration
Cabazon Band of Mission Indians
84-245 Indio Springs Parkway
Indio, CA 92203

Jacquelyn Barnum, Environmental Director
Cabazon Band of Mission Indians
84-245 Indio Springs Parkway
Indio, CA 92203
jbarnum@cabazonindians-nsn.gov

H. Jill McCormick, Cultural Resources Manager
Cocopah Indian Tribe
14515 S. Veterans Drive
Somerton, AZ 85350
mccormickj@cocopah.com

Amanda Barrera, Tribal Secretary
Colorado River Indian Tribes
26600 Mohave Road
Parker, AZ 85344
amanda.barrera@crit-nsn.gov

Rebecca Loudbear
CRIT Office of Attorney General
rloudbear@critdoj.com

Nancy H.Jasculca Deputy Attn. Gen
njasculca@critdoj.com

Bryan Etsitty Act. Dir. THPO
betsitty@crit-nsn.gov

Dale a. Miller, Tribal Chairman
Elk Valley Rancheria
2332 Howland Hill Road
Crescent City, CA 95531
dmiller@elk-valley.com

Buffy McQuillen, Tribal Heritage Preservation
Officer
Federated Indians of Graton Rancheria
6400 Redwood Drive, Suite 300
Rohnert Park, CA 94928
bmcquillen@gratonrancheria.com

Andrew Salas, Honorable Chairman
Gabrieleno Band of Mission Indians – Kizh Nation
P.O. Box 393
Covina, CA 91723
gabrielenoindians@yahoo.com

Lorin W. Smith, Jr
Kashia Pomo Indians of The Stewarts Point
Rancheria
1420 Guerneville Road, Suite 1
Santa Rosa CA 95403
Email: lorin@stewartspoint.org

Tony G Lopez , Tribal Chairman
Mission Creek Band, Village of Indians,
Reservation, & Subsidiaries
14080 Palm Drive Suite D. PMB 427, Desert Hot
Springs, CA. 92240
tonynps@gmail.com>

Sherry Livingston, Tribal Secretary, Or Garry Devlin
Tribal Land Reservation Manager
Mission Creek Band, Village of Indians,
Reservation, &Subsidiaries
116 E Valencia Street, Rialto CA. 92376

Louise J. Miranda Ramirez, Tribal Chairwoman
Ohlone/Costanoan-Esselen Nation
2653 McLaughlin Ave.
San Jose,CA 95121
ramirez.louise@yahoo.com

Shasta Gaughen
Pala Band of Mission Indians
PMB 50, 35008 Pala Temecula Road, Pala, CA
92059
sgaughen@palatribe.com

Destiny Colocho, Tribal Historic Preservation
Officer
Rincon Band of Luiseño Indians
1 West Tribal Road Valley Center, CA 92082
dcolocho@rincontribe.org

Cami Mojado, Cultural Resources Manager
San Luis Rey Band of Mission Indians
1889 Sunset Drive
Vista, CA 92081
cjmojado@slrmissionindians.org

Daniel F. McCarthy
Cultural Resources Management Department
26569 Community Center Drive
Highland, CA 92346

Kenneth Kahn, Tribal Chairman
Santa Ynez Band of Chumash Indians
Po Box 517
Santa Ynez, Ca 93460
kkeeper@sybmi.org

Sami Jo Difuntorum, Culture and Site Preservation
Officer
Shasta Indian Nation
PO Box 634
Newport, OR 97365
samijodif@yahoo.com

Melany Johnson, Tribal Historic Preservation
Officer
Susanville Indian Rancheria
mjohnson@sir-nsn.gov

Colin Rambo, Cultural Resource Management
Technician
Tejon Indian Tribe 1731 Hasti-Acres Drive
Bakersfield, CA
colin.rambo@tejonindiantribe-nsn.gov

Patti Dunston, Tribal Administrator
Salinan Tribe of Monterey and San Luis Obispo
Counties
7070 Morro Rad, Suite A
Atascadero ,CA 93422
salinantribe@aol.com

Lee Clauss, Director, Cultural Resources
Management Department
San Manuel Band of Mission Indians
26569 Community Center Drive
Highland, CA 92346
lclauss@sanmanuel-nsn.gov

Manuel "Bo" Armenta, Chairman, Elder's Council
Santa Ynez Band of Chumash Indians
Po Box 517
Santa Ynez, Ca 93460
arose@santaynezchumash.org

Clinton Linton, Director of Cultural Resource
Santa Ysabel Band of the lipay Nation (Kumeyaay)
PO Box 507
Santa Ysabel, CA 92070
CJLinton73@aol.com

Lorin W. Smith Jr., Tribal Historic Preservation
Officer
Stewarts Point Racnheria
1420 Guernville Road, suite 1
Santa Rosa,CA 95403
lorin@stewartspoint.org

Lisa Haws; Cody Martinez
Sycuan Band of Kumeyaay
Kwaaypaay Court
El Cajon, CA 92019

Anna Hoover, Cultural Analyst
Temecula Band of Luiseno Mission Indians
Pechanga Cultural Resources Department
P.O. Box 2183
Temecula, CA 92593
ahoover@pechanga-nsn-gov

John Tommy Rosas
Tribal Administrator
Tonga Ancestral Territorial Tribal Nation
tattnlaw@gmail.com

Darrell Mike, Honorable Chairman
Twenty-nine Palms Band of Mission Indians
46-200 Harrison Place
Coachella, CA 92236

Gene Whitehouse , Chairman
The United Auburn Indian Community (UAIC)
10720 Indian Hill Road
Auburn Ca, 95603

Marcos Guerrero, Cultural Resources Manager
10720 Indian Hill Road
Auburn Ca, 95603
mguerrero@auburnrancheria.com

Karen Whaite, Council Chair
Xolon Salinan Tribe
xolon.salinan.heritage@gmail.com
dhxolonaakletse@gmail.com
kfontanetta@hotmail.com

Honorable Robert Welch, Jr., Chairperson
Viejas Band of Kumeyaay Indians
1 Viejas Grade Road
Alpine CA 91901
jrothrauff@viejas-nsn.gov

Honorable Ralph Goff, Chairperson
Campo Band of Diegueno Mission Indians
36190 Church Road, Suite 1
Campo, CA 91906
rgoff@campo-nsn.gov

Michael Mirelez, Cultural Resources Coordinator
Torres Martinez Desert Cahuilla Indians
P.O. Box 1160
Thermal, CA 92274
mmirelez@tmdci.org

Anthony Madrigal, Jr, Tribal Grants Administrator
and Tribal Heritage Preservation Officer
Twenty-nine Palms Band of Mission Indians
46-200 Harrison Place
Coachella, CA 92236
amadrigal@29palmsbomi-nsn.gov

Matthew Moore, Tribal Historic Preservation
Officer
The United Auburn Indian Community (UAIC)
10720 Indian Hill Road
Auburn Ca, 95603
mmoore@auburnrancheria.com

Ted Hernandez, Cultural Director
Wiyot Tribe
1000 Wiyot Drive
Loleta, CA 95551
ted@wiyot.us

Honorable Gwendolyn Parada, Chairperson
La Posta Band of Diegueno Mission Indians
8 Crestwood Road
Boulevard, CA 91905
LP13boots@aol.com

Ernest Pingleton, Cultural Resources
Viejas Band of Kumeyaay Indians
1 Viejas Grade Road
Alpine CA 91901
epingleton@viejas.com and
rteran@viejas.com

Harry (Paul) P. Cuero Jr. Vice-Chairman
Campo Band of Diegueno Mission Indians
36190 Church Road, Suite 1
Campo CA 91906
Hcuero@campo-nsn.gov

Lisa Gover, Director of Campo Environmental
Protection Agency
Campo Band of Diegueno Mission Indians
36190 Church Road, Suite 4
Campo, CA 91906
lgover@campo-nsn.gov

Lee Clauss, Cultural Resources
San Manuel Band of Mission Indians
26569 Community Center Drive
Highland, CA 92346
lclauss@sanmanuel-nsn.gov

Honorable Lynn Valbuena, Chairwoman
San Manuel Band of Mission Indians
26569 Community Center Drive
Highland, CA 92346
Lvalbuena@sanmanuel-nsn.gov ;
mhopper@sanmanuel-nsn.gov

Diane Jones Sr. Admin Assistance
San Manuel Band of Mission Indians
26569 Community Center Drive
Highland, CA 92346
DJones@sanmanuel-nsn.gov