

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



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Order Instituting Investigation and Ordering Pacific Gas and Electric Company to Appear and Show Cause Why It Should not be Sanctioned for Violations of Article 8 and Rule 1.1 of the Rules of Practice and Procedure and Public Utilities Code Sections 1701.2 and 1701.3.

Investigation 15-11-015  
(Filed November 23, 2015)

**THE CITY OF SAN CARLOS' MOTION FOR PARTY  
STATUS IN ORDER INSTITUTING  
INVESTIGATION I.15-11-015**

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December 3, 2015

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

Order Instituting Investigation and Ordering Pacific Gas and Electric Company to Appear and Show Cause Why It Should not be Sanctioned for Violations of Article 8 and Rule 1.1 of the Rules of Practice and Procedure and Public Utilities Code Sections 1701.2 and 1701.3.

Investigation 15-11-015  
(Filed November 23, 2015)

**THE CITY OF SAN CARLOS' MOTION FOR PARTY STATUS IN ORDER  
INSTITUTING INVESTIGATION I.15-11-015**

Pursuant to Rule 1.4(a)(4) and (b) of the California Public Utilities Commission's (Commission) Rules of Practice and procedure, the City of San Carlos respectfully files this motion for party status in the above entitled proceeding.

San Carlos desires party status for the following reasons. This proceeding results from the following motions filed in investigation I.12-01-007, Investigation into the Operations and Practices of Pacific Gas and Electric Company to Determine Violations of Pub. Util. Code § 451, General Order 112, and Other Applicable Standards, Laws, Rules and Regulations in Connection with the San Bruno Explosion and Fire on September 9, 2010, and related investigations I.11-02-016 and I.11-11-009. (Pipeline Investigations):

1. *Motion of the City of San Bruno For An Order To Show Cause Why Pacific Gas And Electric Company Should Not Be Held In Violation of Commission Rule of Practice And Procedure 8.3(b) (Rule Against Ex Parte Communications) and for Sanctions and Fees, filed on July 28, 2014.*

2. *Motion for Evidentiary Hearing on City of San Bruno's Motion for an Order to*

*Show Cause as to Why Pacific Gas and Electric Company Should Not Be Held in Violation of Commission Rule of Practice and Procedure 8.3(b) and for Sanctions and Fees*, filed on November 10, 2014.

This Commission noted in D.15-04-024, “Due to the seriousness of the allegations raised by [the City of San Bruno] we believe they should be further investigated.” The Commission concludes in this OII; “We find that this investigation is the appropriate forum to review these allegations.”

This OII further results from the public disclosure or emails obtained from the Commission under the California Public Records Act under the terms of a settlement agreement in the San Francisco Superior Court proceeding, *City of San Bruno v. CPUC*, Case No. CGC-14-537139.

The self-disclosures and admissions of PG&E in all the listed proceedings are not as a result of a trip to the corporate confessional, but a direct and proximate result of have been caught in “*pari delicto*” of violating the Commission’s Rules of Practice and procedure.

Accordingly, San Carlos has a clear and material interest in this proceeding, it does not believe that its participation will unnecessarily broaden the issues under consideration and that it will serve the interests of the commission and public. Through a cursory review of email communications provided by both the CPUC and PG&E throughout various CPUC proceedings and Public Records Act requests, there appears to be substantial evidence of off-the-record ex parte communications relating to Line 147<sup>1</sup> during the Line 147 proceedings in R.11.02.019. San Carlos asks that all be provided to Britt K. Strottman, Meyers, Nave, Riback, Silver &

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<sup>1</sup> Line 147 runs through San Carlos.

Wilson 555 12<sup>th</sup> Street, Oakland, California 94607, and Gregory J. Rubens Aaronson, Dickerson, Cohn & Lanzone, 939 Laurel Street, San Carlos, CA 94070.

/s/ Britt K. Strottman

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