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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Investigation and Order to Show Cause on the Commission's Own Motion into the Operations and Practices of Pacific Gas and Electric Company with Respect to Locate and Mark Practices and Related Matters.

Investigation 18-12-007

ADMINISTRATIVE LAW JUDGE'S RULING CLARIFYING SCHEDULE

Summary

This ruling clarifies that Pacific Gas and Electric Company's (PG&E's) report: *"to identify all reasons of law and fact known to PG&E to support the possibility that the company has committed no violation of law with respect to locate and mark practices,"* is due within ninety (90) days of issuance of the Order Instituting Investigation and Order to Show Cause in this proceeding.

1. Background

The California Public Utilities Commission (Commission) instituted this Order Instituting Investigation (OII) and Order to Show Cause (OSC) to determine whether Pacific Gas and Electric Company's (PG&E's) damage prevention and locate and mark programs and practices for its natural gas system have been unsafe and in violation of any provision or provisions of the California Public Utilities Code, California Government Code, Commission general orders or decisions, and other state or federal laws, applicable rules or requirements. In the OII, the Commission directed PG&E to file a report within ninety (90) days of the issuance of the OII *"to identify all reasons of law and fact*

known to PG&E to support the possibility that the company has committed no violation of law with respect to locate and mark practices.” The schedule in § VI (C) of the OII specifies that the report is due within ninety (90) days of the issuance of the OII. However, Ordering Paragraph 5 of the OII specifies that the report is due within sixty (60) days of issuance of the OII.

On December 18, 2018, PG&E filed a motion for clarification whether its report was due within ninety (90) days or sixty (60) days.

2. Discussion

After reviewing the OII, including the schedule set forth in §VI (C), it is clear the Commission intended for PG&E’s report to be due within ninety (90) days of the issuance of the OII, or March 14, 2019.

IT IS RULED that:

1. Pacific Gas and Electric Company’s report, *“to identify all reasons of law and fact known to PG&E to support the possibility that the company has committed no violation of law with respect to locate and mark practices,”* is due within ninety (90) days of the issuance of the Order Instituting Investigation and Order to Show Cause in this proceeding, or March 14, 2019.

2. This ruling shall be served upon the service list of each of the following proceedings: Application (A.) 15-09-001, A.17-11-009, A.17-09-006, Investigation (I.) 15-11-015, I.12-01-007, I.11-02-016, and Rulemaking 11-02-019.

Dated December 21, 2018, at San Francisco, California.

/s/ PETER V. ALLEN
Peter V. Allen
Administrative Law Judge