

File No. 190341

Committee Item No. _____

Board Item No. 41

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____

Date: _____

Board of Supervisors Meeting

Date: April 2, 2019

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

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Prepared by: Lisa Lew

Date: March 29, 2019

Prepared by: _____

Date: _____

1 [Closed Session - Existing Litigation - Pacific Gas and Electric Company - April 9, 2019]

2
3 **Motion that the Board of Supervisors convene in closed session on April 9, 2019,**
4 **pursuant to California Government Code, Section 54956.9(a), and San Francisco**
5 **Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or**
6 **receiving advice from, the City Attorney regarding the following existing litigation in**
7 **which the City is a petitioner and Pacific Gas & Electric Company is an adverse party:**
8 **In re: PG&E Corporation and Pacific Gas & Electric Company, United States**
9 **Bankruptcy Court, Northern District of California, Case No. 19-30088-DM, filed**
10 **January 29, 2019; Federal Energy Regulatory Commission Case No. EL19-38-000, filed**
11 **January 28, 2019; Federal Energy Regulatory Commission Case No. ER18-1482-000,**
12 **filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000,**
13 **filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000,**
14 **filed, February 2, 2018; Federal Energy Regulatory Commission Case**
15 **No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case**
16 **No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case**
17 **No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission**
18 **Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission**
19 **Case No. ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case**
20 **No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case**
21 **No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case**
22 **No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case**
23 **No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission**
24 **Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory**
25 **Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy**

1 Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; Federal
2 Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014;
3 California Public Utilities Commission Case No. I.15-08-019, filed February 25, 2015;
4 California Public Utilities Commission Case No. R.18-10-007, filed October 25, 2018;
5 and California Public Utilities Commission Case No. R.19-01-006, filed
6 January 10, 2019.

7
8 WHEREAS, The City and County of San Francisco is a party in each of the following
9 cases:

- 10 • *In re: PG&E Corporation and Pacific Gas & Electric Company* (United States
11 Bankruptcy Court, Northern District of California, Case No. 19-30088-DM, filed
12 January 29, 2019);
- 13 • *City and County of San Francisco v. Pacific Gas & Electric Co.* (Federal Energy
14 Regulatory Commission Case No. EL19-38-000, filed January 28, 2019);
- 15 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
16 Proposed revisions to the City and Country of San Francisco's Service
17 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER18-
18 1482-000, filed April 30, 2018);
- 19 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
20 Proposed revisions to the City and Country of San Francisco's Service
21 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER18-
22 1102-000, filed March 15, 2018);
- 23 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
24 Proposed revisions to the City and Country of San Francisco's Service
25

1 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER18-
2 790-000, filed, February 2, 2018);

3 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
4 Proposed revisions to the City and Country of San Francisco's Service
5 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER18-
6 768-000, filed January 31, 2018);

7 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
8 Proposed revisions to the City and Country of San Francisco's Service
9 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER18-
10 198-000, filed October 31, 2017);

11 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
12 Proposed revisions to the City and Country of San Francisco's Service
13 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER17-
14 2406-000, filed August 31, 2017);

15 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
16 Proposed revisions to the City and Country of San Francisco's Service
17 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER17-
18 2181-000, filed July 31, 2017);

19 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
20 Proposed revisions to the City and Country of San Francisco's Service
21 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER17-
22 2204, filed July 31, 2017);

23 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
24 Proposed revisions to the City and Country of San Francisco's Service
25

1 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER17-
2 1509-000, filed May 1, 2017);

- 3 • *Pacific Gas & Electric Company* (Federal Energy Regulatory Commission,
4 Proposed revisions to the City and County of San Francisco's Service
5 Agreement No. 275 under FERC Electric Tariff Volume No. 4, Case No. ER17-
6 910-000, filed January 31, 2017);
- 7 • *City and County of San Francisco v. Pacific Gas & Electric* (Federal Energy
8 Regulatory Commission, Case No. EL15-3-000, filed October 10, 2014);
- 9 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, Tariff
10 Withdrawal per 35.15: Notice of Termination of the 1987 CCSF Interconnection
11 Agreement – PG&E Rate Schedule FERC No. 114 to be effective June 30,
12 2015, Case No. ER15-702-000, filed December 23, 2014);
- 13 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, Tariff
14 Withdrawal per 35.15: Notice of Termination of the CCSF Facilities Charge
15 Agreement for Moscone to be effective June 30, 2015, Case No. ER15-703-000,
16 filed December 23, 2014);
- 17 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, §205(d) rate
18 filing per 35.13(a)(2)(iii): City and County of San Francisco Wholesale
19 Distribution Tariff Replacement Agreements to be effective July 1, 2015, Case
20 No. ER15-704-000, filed December 23, 2014);
- 21 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, §205(d) rate
22 filing per 35.13(a)(2)(iii): City and County of San Francisco Transmission Owner
23 Tariff Replacement Agreements to be effective July 1, 2015, Case No. ER15-
24 705-000, filed December 23, 2014);

- 1 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, Notices of
2 Termination of Facilities Charge Agreements between Pacific Gas and Electric
3 Company and the City and County of San Francisco, Case No. ER15-735-000,
4 filed December 23, 2014);
- 5 • *Order Instituting Investigation on the Commission's Own Motion to Determine*
6 *Whether Pacific Gas and Electric Company and PG&E Corporation's*
7 *Organizational Culture and Governance Prioritize Safety* (California Public
8 Utilities Commission Case No. I.15-08-019, filed February 25, 2015);
- 9 • *Order Instituting Rulemaking to Implement Electric Utility Wildfire Mitigation*
10 *Plans Pursuant to Senate Bill 901 (2018)* (California Public Utilities Commission
11 Case No. R.18-10-007, filed October 25, 2018); and
- 12 • *Order Instituting Rulemaking to Implement Public Utilities Code Section 451.2*
13 *Regarding Criteria and Methodology for Wildfire Cost Recovery Pursuant to*
14 *Senate Bill 901 (2018)* (California Public Utilities Commission Case No. R.19-01-
15 006, filed January 10, 2019); and

16 WHEREAS, California Government Code, Section 54956.9(a) and San Francisco
17 Administrative Code, Section 67.10(d)(1) allow the Board of Supervisors to convene in closed
18 session to confer with or receive advice from legal counsel regarding existing litigation;
19 now, therefore, be it

20 MOVED, That the Board of Supervisors convene in closed session on April 9, 2019,
21 with the City Attorney's Office for the purpose of conferring with, or receiving advice from, the
22 City Attorney regarding this existing litigation.

Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor [] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Clerk of the Board

Subject:

Closed Session - Existing Litigation - Pacific Gas and Electric Company - April 9, 2019

The text is listed:

Motion that the Board of Supervisors convene in closed session on April 9, 2019, pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation in which the City is a petitioner and Pacific Gas & Electric Company is an adverse party: In re: PG&E Corporation and Pacific Gas & Electric Company, United States Bankruptcy Court, Northern District of California, Case No. 19-30088-DM, filed January 29, 2019; Federal Energy Regulatory Commission Case No. EL19-38-000, filed January 28, 2019; Federal Energy Regulatory Commission Case No. ER18-1482-000, filed April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed, February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000, filed August 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case No.

ER17-2204, filed July 31, 2017; Federal Energy Regulatory Commission Case No. ER17-1509-000, filed May 1, 2017; Federal Energy Regulatory Commission Case No. ER17-910-000, filed January 31, 2017; Federal Energy Regulatory Commission Case No. EL15-3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-705-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014; California Public Utilities Commission Case No. I.15-08-019, filed February 25, 2015; California Public Utilities Commission Case No. R.18-10-007, filed October 25, 2018; and California Public Utilities Commission Case No. R.19-01-006, filed January 10, 2019.

Signature of Sponsoring Supervisor: P. Nevins for Angela Calvello COB

For Clerk's Use Only

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