

1 [Urging the City Attorney to File an Amicus Letter]

2 URGING THE SAN FRANCISCO CITY ATTORNEY'S OFFICE TO FILE AN AMICUS
3 LETTER WITH THE CALIFORNIA STATE SUPREME COURT URGING THE COURT NOT
4 TO REVIEW THE DECISIONS OF THE CALIFORNIA PUBLIC UTILITIES COMMISSION AS
5 REQUESTED BY PG&E AND URGING THE CALIFORNIA STATE SUPREME COURT TO
6 RESPECT THE DECISIONS OF THE CALIFORNIA PUBLIC UTILITIES COMMISSION.

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8 WHEREAS, California's deregulation plan (AB 1890) specifically requires utility rates to
9 be frozen for a period of time before rising to market levels, and does not allow the utilities to
10 recover additional charges after the rate freeze to make up for alleged shortfalls in revenue
11 during the rate freeze period; and,

12 WHEREAS, PG&E has requested a rate hike in order to recoup a reported loss of
13 \$2.18 billion; and,

14 WHEREAS, The California Public Utilities Commission (CPUC) has held that no costs
15 incurred during the rate freeze can be carried forward into the post rate freeze period; and,

16 WHEREAS, PG&E has asked the California Supreme Court to review and overturn the
17 decisions of the CPUC ruling that utilities cannot recover losses incurred under the rate
18 freeze; and,

19 WHEREAS, Allowing PG&E to recover losses incurred under the rate freeze would be
20 financially detrimental to PG&E's customers; now, therefore, be it

21 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
22 urges the San Francisco City Attorney's Office to file an amicus letter with the California
23 Supreme Court opposing review of the California Public Utilities Commission's decisions; and,
24 be it

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1 FURTHER RESOLVED, That the Board urges the California Supreme Court to respect
2 the authority of the California Public Utilities Commission by denying review of the decisions
3 made by the CPUC holding that no costs incurred during the rate freeze can be carried
4 forward into the post rate freeze period.

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Resolution

File Number: 001932

Date Passed:

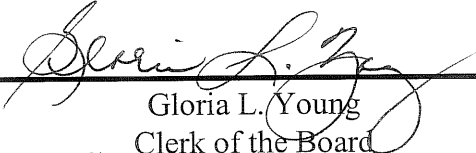
Resolution urging the San Francisco City Attorney's Office to file an amicus letter with the California State Supreme Court urging the court not to review the decisions of the California Public Utilities Commission as requested by PG&E and urging the California State Supreme Court to respect the decisions of the California Public Utilities Commission.

November 6, 2000 Board of Supervisors — ADOPTED

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,
Teng
Absent: 2 - Yaki, Yee

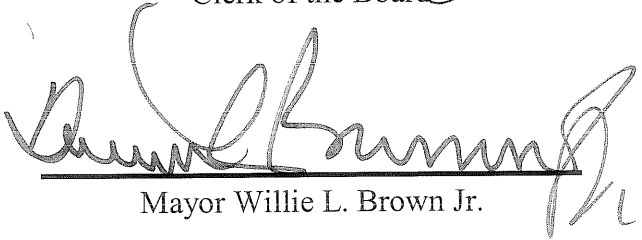
File No. 001932

I hereby certify that the foregoing Resolution was ADOPTED on November 6, 2000 by the Board of Supervisors of the City and County of San Francisco.


Gloria L. Young
Clerk of the Board

NOV 17 2000

Date Approved


Mayor Willie L. Brown Jr.