

1 [Closed Session - Existing Litigation - Pacific Gas and Electric Company]

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3 **Motion that the Board of Supervisors convene in closed session on January 12, 2016,**
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 plaintiff, defendant, and petitioner and Pacific Gas and Electric**
8 **Company is an adverse party: Federal Energy Regulatory Commission Case No. EL15-**
9 **3-000, filed October 10, 2014; Federal Energy Regulatory Commission Case No. ER15-**
10 **702-000, filed December 23, 2014; Federal Energy Regulatory Commission Case No.**
11 **ER15-703-000, filed December 23, 2014; Federal Energy Regulatory Commission Case**
12 **No. ER15-704-000, filed December 23, 2014; Federal Energy Regulatory Commission**
13 **Case No. ER15-705-000, filed December 23, 2014; and Federal Energy Regulatory**
14 **Commission Case No. ER15-735-000, filed December 23, 2014.**

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16 WHEREAS, The City and County of San Francisco is a party in each of the following
17 cases:

- 18 • *City and County of San Francisco v. Pacific Gas & Electric* (Federal Energy
19 Regulatory Commission, Case No. EL15-3-000, filed October 10, 2014);
- 20 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, Tariff Withdrawal per
21 35.15: Notice of Termination of the 1987 CCSF Interconnection Agreement – PG&E
22 Rate Schedule FERC No. 114 to be effective June 30, 2015, Case No. ER15-702-000,
23 filed December 23, 2014);

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- 1 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, Tariff Withdrawal per
2 35.15: Notice of Termination of the CCSF Facilities Charge Agreement for Moscone
3 to be effective June 30, 2015, Case No. ER15-703-000, filed December 23, 2014);
- 4 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, §205(d) rate filing per
5 35.13(a)(2)(iii): City and County of San Francisco Wholesale Distribution Tariff
6 Replacement Agreements to be effective July 1, 2015, Case No. ER15-704-000, filed
7 December 23, 2014);
- 8 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, §205(d) rate filing per
9 35.13(a)(2)(iii): City and County of San Francisco Transmission Owner Tariff
10 Replacement Agreements to be effective July 1, 2015, Case No. ER15-705-000, filed
11 December 23, 2014); and
- 12 • *Pacific Gas & Electric* (Federal Energy Regulatory Commission, Notices of
13 Termination of Facilities Charge Agreements between Pacific Gas and Electric
14 Company and the City and County of San Francisco, Case No. ER15-735-000, filed
15 December 23, 2014); 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; now,
19 therefore, be it

20 MOVED, That the Board of Supervisors convene in closed session on January 12,
21 2016, with the City Attorney's Office for the purpose of conferring with, or receiving advice
22 from, the City Attorney regarding this existing litigation.