

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);

- 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.



City and County of San Francisco

Tails

Motion: M15-188

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

File Number: 151262

Date Passed: December 15, 2015

Motion that the Board of Supervisors convene in closed session on January 12, 2016, 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 plaintiff, defendant, and petitioner and Pacific Gas and Electric Company is an adverse party: 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; and Federal Energy Regulatory Commission Case No. ER15-735-000, filed December 23, 2014.

December 15, 2015 Board of Supervisors - APPROVED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 151262

I hereby certify that the foregoing Motion was APPROVED on 12/15/2015 by the Board of Supervisors of the City and County of San Francisco.

  
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Angela Calvillo  
Clerk of the Board