

File No. 190801

Committee Item No. \_\_\_\_\_

Board Item No. 75

### COMMITTEE/BOARD OF SUPERVISORS

#### AGENDA PACKET CONTENTS LIST

Committee: \_\_\_\_\_

Date: \_\_\_\_\_

Board of Supervisors Meeting

Date: July 23, 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: July 19, 2019

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

1 [Closed Session - Existing Litigation - Pacific Gas and Electric Company - July 30, 2019]

2  
3 Motion that the Board of Supervisors convene in closed session on July 30, 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 January  
10 29, 2019; Federal Energy Regulatory Commission Case No. EL19-38-000, filed January  
11 28, 2019; Federal Energy Regulatory Commission Case No. ER18-1482-000, filed  
12 April 30, 2018; Federal Energy Regulatory Commission Case No. ER18-1102-000, filed  
13 March 15, 2018; Federal Energy Regulatory Commission Case No. ER18-790-000, filed,  
14 February 2, 2018; Federal Energy Regulatory Commission Case No. ER18-768-000, filed  
15 January 31, 2018; Federal Energy Regulatory Commission Case No. ER18-198-000, filed  
16 October 31, 2017; Federal Energy Regulatory Commission Case No. ER17-2406-000,  
17 filed August 31, 2017; Federal Energy Regulatory Commission Case  
18 No. ER17-2181-000, filed July 31, 2017; Federal Energy Regulatory Commission Case  
19 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 January 10,  
6 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 July 30, 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. Topic 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 - July 30, 2019

The text is listed:

Motion that the Board of Supervisors convene in closed session on July 30, 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: 

For Clerk's Use Only