

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE  
SAN FRANCISCO, CA 94102-3298



September 29, 2009

**Advice Letter 4011**

Ronald van der Leeden, Director  
Rates, Revenues and Tariffs  
8330 Century Park Court CP32C  
San Diego, CA 92123-1548

**Subject: Termination of Mutual Assistance Agreement and Revisions  
to Rule No. 23 – Continuity of Service and Interruption of  
Delivery**

Dear Mr. van der Leeden:

Advice Letter 4011 is effective September 26, 2009.

Sincerely,

A handwritten signature in blue ink that reads "Julie A. Fitch".

Julie A. Fitch, Director  
Energy Division



**Ronald van der Leeden**  
Director  
Rates, Revenues & Tariffs

555 W. Fifth Street, GT14D6  
Los Angeles, CA 90013-1011  
Tel: 213.244.2009  
Fax: 213.244.3201  
*rvanderleeden@semprautilities.com*

August 27, 2009

Advice No. 4011  
(U 904 G)

Public Utilities Commission of the State of California

**Subject: Termination of Mutual Assistance Agreement and Revisions to Rule No. 23 –  
Continuity of Service and Interruption of Delivery**

Southern California Gas Company (SoCalGas) hereby submits for filing with the California Public Utilities Commission (Commission) revision to its Rule No. 23, Continuity of Service and Interruption of Delivery, applicable throughout its service territory, as shown on Attachment B.

**Purpose**

The purpose of this filing is to notify the Commission that SoCalGas and San Diego Gas & Electric Company (SDG&E) have agreed to terminate their Mutual Assistance Agreement (MAA) dated June 8, 1993. In addition and partly as a result of such termination, SoCalGas proposes to revise its Rule No. 23. The reasons for the termination of the MAA and the request to revise Rule No. 23 are explained below.

**Background**

On February 16, 1994, the Commission issued Resolution G-3097 approving the MAA. Under the MAA, each utility may request temporary emergency assistance from the other in the event of insufficient gas supplies to satisfy core requirements. The MAA provides that "Subject to an earlier termination pursuant to an order of the Commission, [it] shall continue in full force and effect until terminated by either Party...." In addition, Resolution G-3097 provides that the MAA "...shall remain in effect until terminated by either party...or as a result of Commission action."

SoCalGas and SDG&E consider that the Commission approval of their system integration and the consolidation of the core procurement function of SoCalGas and SDG&E are good reasons for SoCalGas and SDG&E to terminate the MAA. Further, under the current operational structure of SoCalGas and SDG&E, the two utilities have no separate Gas Control or gas procurement departments that can seek assistance from each other. In addition, with the requested changes to Rule No. 23 below, SoCalGas and SDG&E believe

that the MAA will no longer be necessary and the emergency support for each other's core loads can be provided pursuant to the modified Rule No. 23.

### **Requested Tariff Revisions**

Sections I and J on sheet 9 of 12 of Rule No. 23 no longer reflect the operational reality of the SoCalGas and SDG&E system. These sections were added to Rule No. 23 to comply with the capacity brokering decisions (D) 91-11-025 and D. 92-07-025. Section I was written to comply with Ordering Paragraph (OP) 23 of D.92-07-025 while Section J was written to comply with OP 3 of D.91-11-025.

Section I currently reads as follows:

#### I. Wholesale Service Excluding SDG&E

Wholesale customers, excluding SDG&E, will receive Priority 1 and 2A service from the Utility in proportion to such customers' Priority 1 and 2A loads. Service to wholesale customers' loads shall be curtailed in the same manner as that for the Utility's retail customers. Wholesale customers may, however, negotiate with the Utility regarding the timing and extent of curtailments for their noncore loads with the condition that such loads shall be subject to curtailments which are proportionate to the curtailment of the Utility's noncore customers.

This language is generally still relevant to the current system operations of SoCalGas and SDG&E. However, the "Excluding SDG&E" provision in the title and first sentence of Section I no longer makes sense now that an integrated Gas System Operations organization operates the gas transmission systems of both utilities on a unified basis. Accordingly, SoCalGas and SDG&E propose that this provision be removed from Section I, as well as from the section title.

Section J currently reads as follows:

#### J. Wholesale Service to SDG&E

The Utility and SDG&E shall operate as independent gas systems to the extent operationally feasible. The Utility shall curtail its noncore customers only to the extent necessary to maintain service to its own core customers. Likewise, SDG&E shall curtail service to its noncore customers only to the extent necessary to maintain service to its own core customers. Neither the Utility nor SDG&E shall curtail its noncore customers to serve the core requirements of the other except as expressly provided by a mutual assistance agreement between the two utilities.

This section is no longer relevant or accurate now that system operations and gas procurement have been consolidated at the two utilities. Accordingly, SoCalGas and SDG&E request that this entire section be deleted from Rule No. 23.

This filing will not increase any rate or charge, cause the withdrawal of service, or conflict with any rate schedule or rule.

**Protest**

Anyone may protest this Advice Letter to the Commission. The protest must state the grounds upon which it is based, including such items as financial and service impact, and should be submitted expeditiously. The protest must be made in writing and must be received within 20 days of the date this Advice Letter. There is no restriction on who may file a protest. The address for mailing or delivering a protest to the Commission is:

CPUC Energy Division  
Attn: Tariff Unit  
505 Van Ness Avenue  
San Francisco, CA 94102

Copies of the protest should also be sent via e-mail to the attention of both Maria Salinas ([mas@cpuc.ca.gov](mailto:mas@cpuc.ca.gov)) and Honesto Gatchalian ([jnj@cpuc.ca.gov](mailto:jnj@cpuc.ca.gov)) of the Energy Division. A copy of the protest should also be sent via both e-mail and facsimile to the address shown below on the same date it is mailed or delivered to the Commission.

Attn: Sid Newsom  
Tariff Manager - GT14D6  
555 West Fifth Street  
Los Angeles, CA 90013-1011  
Facsimile No. (213) 244-4957  
E-mail: [snewsom@SempraUtilities.com](mailto:snewsom@SempraUtilities.com)

**Effective Date**

SoCalGas believes this Advice Letter is subject to Energy Division disposition and should be classified as Tier 2 (effective after staff approval) pursuant to GO 96-B. SoCalGas respectfully requests the tariff sheets filed herein be effective on September 26, 2009, which is 30 calendar days from the date filed.

**Notice**

A copy of this advice letter is being sent to the parties listed on Attachment A.

---

Ronald van der Leeden  
Director  
Rates, Revenues & Tariffs

Attachments

# CALIFORNIA PUBLIC UTILITIES COMMISSION

## ADVICE LETTER FILING SUMMARY ENERGY UTILITY

MUST BE COMPLETED BY UTILITY (Attach additional pages as needed)

Company name/CPUC Utility No. **SOUTHERN CALIFORNIA GAS COMPANY (U 904G)**

Utility type:

ELC     GAS  
 PLC     HEAT     WATER

Contact Person: Sid Newsom

Phone #: (213) 244-2846

E-mail: SNewsom@semprautilities.com

### EXPLANATION OF UTILITY TYPE

ELC = Electric                      GAS = Gas  
PLC = Pipeline                     HEAT = Heat    WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: 4011

Subject of AL: Termination of the Mutual Assistance Agreement and Revision to  
Rule No. 23 - Continuity of Service and Interruption of Delivery

Keywords (choose from CPUC listing): Rules; Agreements

AL filing type:  Monthly  Quarterly  Annual  One-Time  Other \_\_\_\_\_

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #:

N/A

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL No

Summarize differences between the AL and the prior withdrawn or rejected AL<sup>1</sup>: N/A

Does AL request confidential treatment? If so, provide explanation: No

Resolution Required?  Yes  No

Tier Designation:  1  2  3

Requested effective date: 9/26/09

No. of tariff sheets: 6

Estimated system annual revenue effect (%): N/A

Estimated system average rate effect (%): N/A

When rates are affected by AL, include attachment in AL showing average rate effects on customer classes (residential, small commercial, large C/I, agricultural, lighting).

Tariff schedules affected: Rules and TOCs

Service affected and changes proposed<sup>1</sup>: N/A

Pending advice letters that revise the same tariff sheets: None

**Protests and all other correspondence regarding this AL are due no later than 20 days after the date of this filing, unless otherwise authorized by the Commission, and shall be sent to:**

**CPUC, Energy Division**  
**Attention: Tariff Unit**  
**505 Van Ness Ave.,**  
**San Francisco, CA 94102**  
**mas@cpuc.ca.gov and jnj@cpuc.ca.gov**

**Southern California Gas Company**  
**Attention: Sid Newsom**  
**555 West 5<sup>th</sup> Street, GT14D6**  
**Los Angeles, CA 90013-1011**  
**SNewsom@semprautilities.com**

<sup>1</sup> Discuss in AL if more space is needed.

**ATTACHMENT A**

**Advice No. 4011**

**(See Attached Service List)**

Alcantar & Kahl  
Kari Harteloo  
klc@a-klaw.com

Alcantar & Kahl  
Seema Srinivasan  
sls@a-klaw.com

Alcantar & Kahl LLP  
Annie Stange  
sas@a-klaw.com

Alcantar & Kahl, LLP  
Mike Cade  
wmc@a-klaw.com

BP Amoco, Reg. Affairs  
Marianne Jones  
501 West Lake Park Blvd.  
Houston, TX 77079

Barkovich & Yap  
Catherine E. Yap  
ceyap@earthlink.net

Beta Consulting  
John Burkholder  
burkee@cts.com

CPUC  
Consumer Affairs Branch  
505 Van Ness Ave., #2003  
San Francisco, CA 94102

CPUC  
Energy Rate Design & Econ.  
505 Van Ness Ave., Rm. 4002  
San Francisco, CA 94102

CPUC  
Pearlie Sabino  
pzs@cpuc.ca.gov

CPUC - DRA  
R. Mark Pocta  
rmp@cpuc.ca.gov

CPUC - DRA  
Jacqueline Greig  
jnm@cpuc.ca.gov

CPUC - DRA  
Galen Dunham  
gsd@cpuc.ca.gov

California Energy Market  
Lulu Weinzimer  
luluw@newsdata.com

Calpine Corp  
Avis Clark  
aclark@calpine.com

City of Anaheim  
Ben Nakayama  
Public Utilities Dept.  
P. O. Box 3222  
Anaheim, CA 92803

City of Azusa  
Light & Power Dept.  
215 E. Foothill Blvd.  
Azusa, CA 91702

City of Banning  
Paul Toor  
P. O. Box 998  
Banning, CA 92220

City of Burbank  
Fred Fletcher/Ronald Davis  
164 West Magnolia Blvd., Box 631  
Burbank, CA 91503-0631

City of Colton  
Thomas K. Clarke  
650 N. La Cadena Drive  
Colton, CA 92324

City of Long Beach, Gas & Oil Dept.  
Chris Garner  
2400 East Spring Street  
Long Beach, CA 90806

City of Los Angeles  
City Attorney  
200 North Main Street, 800  
Los Angeles, CA 90012

City of Pasadena - Water and Power  
Dept.  
G Bawa  
GBawa@cityofpasadena.net

City of Riverside  
Joanne Snowden  
jsnowden@riversideca.gov

City of Vernon  
Dan Bergmann  
dan@igservice.com

Commerce Energy  
Catherine Sullivan  
csullivan@commerceenergy.com

Commerce Energy  
Blake Lazusso  
blasuzzo@commerceenergy.com

Commerce Energy  
Brian Patrick  
BPatrick@commerceenergy.com

County of Los Angeles  
Stephen Crouch  
1100 N. Eastern Ave., Room 300  
Los Angeles, CA 90063

Crossborder Energy  
Tom Beach  
tomb@crossborderenergy.com

Culver City Utilities  
Heustace Lewis  
Heustace.Lewis@culvercity.org

DGS  
Henry Nanjo  
Henry.Nanjo@dgs.ca.gov

Davis Wright Tremaine, LLP  
Edward W. O'Neill  
505 Montgomery Street, Ste 800  
San Francisco, CA 94111

Davis, Wright, Tremaine  
Judy Pau  
judypau@dwt.com

Dept. of General Services  
Celia Torres  
celia.torres@dgs.ca.gov

Douglass & Liddell  
Donald C. Liddell  
liddell@energyattorney.com

Douglass & Liddell  
Dan Douglass  
douglass@energyattorney.com

Downey, Brand, Seymour & Rohwer  
Dan Carroll  
dcarroll@downeybrand.com

Dynegy  
Mark Mickelson  
Mark.Mickelson@dynegy.com

Dynegy - West Generation  
Joseph M. Paul  
Joe.Paul@dynegy.com

Gas Transmission Northwest  
Corporation  
Bevin Hong  
Bevin\_Hong@transcanada.com

General Services Administration  
Facilities Management (9PM-FT)  
450 Golden Gate Ave.  
San Francisco, CA 94102-3611

Goodin, MacBride, Squeri, Ritchie &  
Day, LLP  
James D. Squeri  
jsqueri@gmssr.com

Goodin, MacBride, Squeri, Ritchie &  
Day, LLP  
J. H. Patrick  
hpatrick@gmssr.com

Hanna & Morton  
Norman A. Pedersen, Esq.  
npedersen@hanmor.com

Imperial Irrigation District  
K. S. Noller  
P. O. Box 937  
Imperial, CA 92251

JBS Energy  
Jeff Nahigian  
jeff@jbsenergy.com

Jeffer, Mangels, Butler & Marmaro  
2 Embarcaero Center, 5th Floor  
San Francisco, CA 94111

Kern River Gas Transmission Company  
Janie Nielsen  
Janie.Nielsen@KernRiverGas.com

LA County Metro  
Julie Close  
closeJ@metro.net

LADWP  
Randy Howard  
P. O. Box 51111, Rm. 921  
Los Angeles, CA 90051-0100

LADWP  
Nevenka Ubavich  
nevenka.ubavich@ladwp.com

Law Offices of Diane I. Fellman  
Diane Fellman  
diane\_fellman@fpl.com

Law Offices of William H. Booth  
William Booth  
wbooth@booth-law.com

Megan Lawson  
MEHr@PGE.COM

Luce, Forward, Hamilton & Scripps  
John Leslie  
jleslie@luce.com

MRW & Associates  
Robert Weisenmiller  
mrw@mrwassoc.com

Manatt Phelps Phillips  
Randy Keen  
rkeen@manatt.com

Manatt, Phelps & Phillips, LLP  
David Huard  
dhuard@manatt.com

March Joint Powers Authority  
Lori Stone  
23555 Meyer Drive,  
March Air Reserve Base, CA 92518-  
2038



Matthew Brady & Associates  
Matthew Brady  
matt@bradylawus.com

Julie Morris  
Julie.Morris@PPMEnergy.com

National Utility Service, Inc.  
Jim Boyle  
One Maynard Drive, P. O. Box 712  
Park Ridge, NJ 07656-0712

Navigant Consulting, Inc.  
Ray Welch  
ray.welch@navigantconsulting.com

PG&E Tariffs  
Pacific Gas and Electric  
PGETariffs@pge.com

Praxair Inc  
Rick Noger  
rick\_noger@praxair.com

Questar Southern Trails  
Lenard Wright  
Lenard.Wright@Questar.com

R. W. Beck, Inc.  
Catherine Elder  
celder@rwbeck.com

Regulatory & Cogen Services, Inc.  
Donald W. Schoenbeck  
900 Washington Street, #780  
Vancouver, WA 98660

Richard Hairston & Co.  
Richard Hairston  
hairstonco@aol.com

Safeway, Inc  
Cathy Ikeuchi  
cathy.ikeuchi@safeway.com

Sempra Global  
William Tobin  
wtobin@sempraglobal.com

Sierra Pacific Company  
Christopher A. Hilén  
chilen@sppc.com

Southern California Edison Co  
Fileroom Supervisor  
2244 Walnut Grove Ave., Rm 290, GO1  
Rosemead, CA 91770

Southern California Edison Co  
Karyn Gansecki  
601 Van Ness Ave., #2040  
San Francisco, CA 94102

Southern California Edison Co.  
Kevin Cini  
Kevin.Cini@SCE.com

Southern California Edison Co.  
John Quinlan  
john.quinlan@sce.com

Southern California Edison Co.  
Colin E. Cushnie  
Colin.Cushnie@SCE.com

Southern California Edison Company  
Michael Alexander  
Michael.Alexander@sce.com

Southwest Gas Corp.  
John Hester  
P. O. Box 98510  
Las Vegas, NV 89193-8510

Suburban Water System  
Bob Kelly  
1211 E. Center Court Drive  
Covina, CA 91724

Sutherland, Asbill & Brennan  
Keith McCrea  
kmccrea@sablaw.com

TURN  
Mike Florio  
mflorio@turn.org

TURN  
Marcel Hawiger  
marcel@turn.org

The Mehle Law Firm PLLC  
Colette B. Mehle  
cmehle@mehlelaw.com

Western Manufactured Housing  
Communities Assoc.  
Sheila Day  
sheila@wma.org

ATTACHMENT B  
Advice No. 4011

Cal. P.U.C. Sheet No.	Title of Sheet	Cancelling Cal. P.U.C. Sheet No.
Revised 44940-G	Rule No. 23, CONTINUITY OF SERVICE AND INTERRUPTION OF DELIVERY, Sheet 9	Revised 33047-G
Revised 44941-G	Rule No. 23, CONTINUITY OF SERVICE AND INTERRUPTION OF DELIVERY, Sheet 10	Revised 36721-G
Revised 44942-G	Rule No. 23, CONTINUITY OF SERVICE AND INTERRUPTION OF DELIVERY, Sheet 11	Revised 37969-G
Revised 44943-G	Rule No. 23, CONTINUITY OF SERVICE AND INTERRUPTION OF DELIVERY, Sheet 12	Revised 43368-G
Revised 44944-G	TABLE OF CONTENTS	Revised 43402-G**
Revised 44945-G	TABLE OF CONTENTS	Revised 44939-G

CONTINUITY OF SERVICE AND INTERRUPTION OF DELIVERY

(Continued)

G. System Maintenance and Repair (Continued)

In the event such interruption of service affects more than one customer, interruption of service shall be made in the order established herein only to the extent it is operationally feasible to do so. Special conditions which apply to scheduled maintenance for firm intrastate service are set forth in Section L herein.

H. Utility Electric Generation Service

The Utility shall accommodate, subject to the capability of its existing physical facilities and the requirements of higher priority customers, requests by its retail and wholesale customers for reallocation of deliveries for use in electric generating plants deviating from the normal pattern of deliveries by the Utility (a) of an emergency nature to avoid actual electric load curtailment, and/or (b) based on requirements to minimize particularly adverse air pollution impacts expected to be of short duration. Such deviations in deliveries must be approved by the Utility and shall be in accordance with the agreements between the Utility's retail and wholesale customers relating to such reallocations and providing for compensation between such customers. In no event, however, will the Utility's total deliveries for electric generation requirements imposed on the Utility exceed in the aggregate the deliveries which would have been scheduled absent the reallocation agreements between Utility's customers. Customers requesting the Utility to redirect deliveries hereunder shall notify the CPUC promptly after each occurrence of the problem occasioning such request.

I. Wholesale Service

Wholesale customers will receive Priority 1 and 2A service from the Utility in proportion to such customers' Priority 1 and 2A loads. Service to wholesale customers' loads shall be curtailed in the same manner as that for the Utility's retail customers. Wholesale customers may, however, negotiate with the Utility regarding the timing and extent of curtailments for their noncore loads with the condition that such loads shall be subject to curtailments which are proportionate to the curtailment of the Utility's noncore customers.

D  
D  
D

(Continued)

(TO BE INSERTED BY UTILITY)  
ADVICE LETTER NO. 4011  
DECISION NO.

ISSUED BY  
**Lee Schavrien**  
Senior Vice President  
Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)  
DATE FILED Aug 27, 2009  
EFFECTIVE Sep 26, 2009  
RESOLUTION NO. \_\_\_\_\_

CONTINUITY OF SERVICE AND INTERRUPTION OF DELIVERY

(Continued)

J. Curtailed Violations

The Utility shall read the meter of the curtailed customer at the beginning and end of each curtailment period for the applicable service curtailed. For other than a customer operating emergency as set forth in Section C.6, customers failing to curtail on request will be assessed a penalty of \$1.00 per therm for the initial 5 hours of the Customer's operating day, \$3.00 per therm for hours 6 through 8, and \$10.00 per therm for hours 9 through the end of the curtailment episode. The penalty applies to all gas quantities determined by the Utility to be in violation of curtailment. All other charges associated with such usage will apply. Curtailment violations will be determined as follows:

1. System Curtailment

For curtailment of interruptible or firm intrastate service, customers whose consumption under their applicable service schedule exceeds their authorized curtailment quantity during the curtailment of such service will be in violation of curtailment.

For curtailment of standby procurement service under Schedule No. G-IMB, customers whose consumption under such schedule exceeds their actual transportation deliveries plus the ten percent (10%) tolerance band will be in violation of curtailment. The Utility shall assess negative imbalances incurred during the standby curtailment period separately from monthly imbalances incurred outside such period. Negative imbalances determined to be in violation of curtailment shall not be eligible for imbalance trading. Such negative imbalances will be charged at the applicable standby procurement rate in addition to the curtailment violation penalty.

2. Localized Curtailment

For curtailment of interruptible or firm intrastate service, customers whose consumption under their applicable service schedule exceeds their authorized curtailment quantity during the curtailment period for such service will be in violation of curtailment. Standby procurement service shall not be curtailed during a localized curtailment.

3. Authorized Curtailment Quantity

The authorized curtailment quantity used to determine a customer's compliance with curtailment shall be established on the basis of the monthly contract billing quantities set forth in the customer's Master Services Contract, Schedule A, Intrastate Transmission Service (Form Nos. 6597 and 6597-1).

(Continued)

(TO BE INSERTED BY UTILITY)  
ADVICE LETTER NO. 4011  
DECISION NO.

ISSUED BY  
**Lee Schavrien**  
Senior Vice President  
Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)  
DATE FILED Aug 27, 2009  
EFFECTIVE Sep 26, 2009  
RESOLUTION NO. \_\_\_\_\_

T

CONTINUITY OF SERVICE AND INTERRUPTION OF DELIVERY

(Continued)

J. Curtailment Violations (Continued)

3. Authorized Curtailment Quantity (Continued)

The customer's total authorized curtailment quantity for the applicable period of curtailment shall be equal to the sum of the authorized curtailment quantities for each of the customer's services which are not subject to curtailment during such period. For each such service, the authorized curtailment quantity shall be equal to the monthly contract quantity divided by the customer's actual number of operating days for such service during the month in which the curtailment occurs, multiplied by the customer's actual number of operating days during the curtailment period.

The customer's actual operating days for the month shall be determined based on the operating-day information set forth in the customer's contract. For service designated as operating seven days per week, the operating days shall be all calendar days in the month. For service designated as less than seven operating days per week, the operating days shall be all designated days in the month excluding national holidays. Customers with non-uniform operating schedules for any particular month shall be required to designate in the contract the actual operating-day schedule for such months. The customer may request a change to the operating schedule on a month-to-month basis. All operating schedules shall be subject to the Utility's acceptance and the Utility may adjust such schedules as it deems necessary based on the customer's operations.

K. Service Interruption Credit

A qualifying service interruption of firm intrastate transmission service is defined as any curtailment which is not (1) the result of either force majeure or scheduled maintenance, as described below, or (2) a curtailment of Standby Procurement service. If a firm intrastate transmission customer experiences more than one qualifying interruption during the ten-year period beginning on the implementation date of the CPUC's Capacity Brokering Rules, the Utility shall provide such customer with a Service Interruption Credit (SIC) of \$0.25 per therm of gas curtailed or diverted.

For the customer's first qualifying interruption during the ten-year period, the SIC shall only apply to the volume of curtailed or diverted gas over and above 72 consecutive hours of full curtailment or the volumetric equivalent thereof during a five day period. For subsequent qualifying interruptions during this period, the SIC shall apply to all of the customer's curtailed or diverted volumes resulting from the subsequent interruptions regardless of the duration or extent of the customer's initial interruption.

(Continued)

(TO BE INSERTED BY UTILITY)  
ADVICE LETTER NO. 4011  
DECISION NO.

ISSUED BY  
**Lee Schavrien**  
Senior Vice President  
Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)  
DATE FILED Aug 27, 2009  
EFFECTIVE Sep 26, 2009  
RESOLUTION NO. \_\_\_\_\_

T

T

CONTINUITY OF SERVICE AND INTERRUPTION OF DELIVERY

(Continued)

K. Service Interruption Credit (Continued)

The maximum aggregate SIC obligation of the Utility in any calendar year shall be \$5 million. To the extent such maximum aggregate obligation would be exceeded, the Utility shall provide the SIC on a pro rata basis to all applicable customers for the calendar year. Utility shall make payment of the SIC at the end of the applicable calendar year.

1. Force Majeure

For the purpose of SIC applicability, force majeure shall be defined as the occurrence of unforeseen events or conditions, not resulting from a negligent act or omission on the part of the Utility, that are beyond its reasonable control and that could not have been prevented by the exercise of due diligence on its part. The Utility shall use all reasonable efforts to remedy such events or conditions and to remove the cause of same in an adequate manner and with reasonable dispatch. The occurrence of high demand for gas service due to weather conditions shall not constitute a force majeure event.

2. Scheduled Maintenance

For the purpose of SIC applicability, scheduled maintenance shall be considered the interruption of transmission service to the customer resulting from maintenance of the Utility's facilities which are directly relevant to providing such service to the customer's facilities when the customer has been given at least thirty (30) calendar days prior written notice of the scheduled date of the maintenance and service interruption.

The Utility shall take all reasonable steps to minimize the duration of such scheduled maintenance interruptions and to reroute the flow of natural gas to eliminate any service interruptions that would otherwise occur due to such maintenance.

The Utility shall consult with the customer in scheduling any such maintenance interruptions and shall use reasonable efforts to schedule such maintenance to accommodate the customer's operating needs and to continue same only for such time as is necessary, including any agreed upon adjustments to the scheduled date for maintenance as reasonably necessary in light of unforeseen occurrences affecting the customer and/or the Utility.

(TO BE INSERTED BY UTILITY)

ADVICE LETTER NO. 4011  
DECISION NO.

12H7

ISSUED BY

**Lee Schavrien**  
Senior Vice President  
Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)

DATE FILED Aug 27, 2009  
EFFECTIVE Sep 26, 2009

RESOLUTION NO. \_\_\_\_\_

T

TABLE OF CONTENTS

RULES

<u>Rule Number</u>	<u>Title of Sheet</u>	<u>Cal. P.U.C. Sheet No.</u>
1	Definitions .....	43351-G,39810-G,39584-G,43352-G,43353-G,43354-G 43355-G,43356-G,43357-G,43358-G,43359-G,43360-G 43361-G,43362-G,43363-G,43364-G,43365-G
2	Description of Service .....	35722-G,36011-G,36012-G 36013-G,42762-G,42763-G,42764-G
3	Application for Service .....	35524-G,35525-G,35526-G
4	Contracts .....	35529-G,43366-G
5	Special Information Required on Forms .....	43456-G,43457-G
6	Establishment and Re-Establishment of Credit .....	41756-G,41757-G
7	Deposits .....	42168-G
9	Discontinuance of Service .....	41229-G,41230-G,41231-G,41232-G 41233-G,41234-G,41235-G
10	Service Charges .....	39813-G,38903-G,38904-G,38905-G,38906-G
11	Disputed Bills .....	39418-G,39419-G
12	Rendering and Payment of Bills .....	42086-G,42087-G,42088-G,42089-G
13	Meters and Appliances .....	24618-G,38338-G
14	Meter Reading .....	42614-G,42091-G
15	Meter Tests .....	36872-G
16	Adjustment of Bills .....	42615-G,36874-G,36875-G
18	Notices .....	38239-G
19	Rates and Optional Rates .....	40825-G
20	Gas Main Extensions .....	31800-G,31801-G,38506-G,42765-G,32375-G,32376-G 42766-G,31807-G,37767-G,42767-G,37769-G,42768-G,42769-G
21	Gas Service Extensions .....	31813-G,31814-G,31815-G,31816-G,31817-G,31818-G 31819-G,31820-G,38510-G,31822-G,31823-G,31824-G,31825-G
22	Temporary Service .....	43783-G,43784-G
23	Continuity of Service and Interruption of Delivery .....	40460-G,43367-G,33041-G,33042-G,34021-G,33044-G 36622-G,33046-G,44940-G,44941-G,44942-G,44943-G
24	Supply to Individual Premises and Resale of Gas .....	39422-G,39925-G,39926-G
25	Company's Right of Ingress to and Egress from the Consumer's Premises .....	24655-G

T

(Continued)

(TO BE INSERTED BY UTILITY)  
 ADVICE LETTER NO. 4011  
 DECISION NO.

ISSUED BY  
**Lee Schavrien**  
 Senior Vice President  
 Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)  
 DATE FILED Aug 27, 2009  
 EFFECTIVE Sep 26, 2009  
 RESOLUTION NO. \_\_\_\_\_

TABLE OF CONTENTS

The following listed sheets contain all effective Schedules of Rates and Rules affecting service and information relating thereto in effect on the date indicated thereon.

<u>GENERAL</u>	<u>Cal. P.U.C. Sheet No.</u>
Title Page .....	40864-G
Table of Contents--General and Preliminary Statement .....	44945-G,43408-G,44760-G
Table of Contents--Service Area Maps and Descriptions .....	41970-G
Table of Contents--Rate Schedules .....	44918-G,44919-G,44938-G
Table of Contents--List of Cities and Communities Served .....	40149.1-G
Table of Contents--List of Contracts and Deviations .....	40149.1-G
Table of Contents--Rules .....	44944-G,43403-G
Table of Contents--Sample Forms .....	44715-G,44339-G,44340-G,44441-G,44442-G

PRELIMINARY STATEMENT

Part I General Service Information .....	37917-G,24332-G,24333-G,24334-G,24749-G
Part II Summary of Rates and Charges .....	44898-G,44899-G,44900-G,44901-G,44220-G,44902-G 44936-G,43595-G,43596-G,44041-G,44871-G,44872-G,44224-G,44225-G
Part III Cost Allocation and Revenue Requirement .....	27024-G,37920-G,27026-G,27027-G,44226-G
Part IV Income Tax Component of Contributions and Advances .....	44448-G,24354-G
Part V Balancing Accounts	
Description and Listing of Balancing Accounts .....	43687-G
Purchased Gas Account (PGA) .....	44460-G
Core Fixed Cost Account (CFCA) .....	42242-G
Noncore Fixed Cost Account (NFCA) .....	44461-G
Enhanced Oil Recovery Account (EORA) .....	42244-G
Noncore Storage Balancing Account (NSBA) .....	44191-G,44192-G
California Alternate Rates for Energy Account (CAREA) .....	40872-G,40873-G
Brokerage Fee Account (BFA) .....	40874-G
Hazardous Substance Cost Recovery Account (HSCRA) .....	40875-G, 40876-G,40877-G
Natural Gas Vehicle Account (NGVA) .....	43688-G,40879-G
El Paso Turned-Back Capacity Balancing Account (EPTCBA) .....	40880-G
Gas Cost Rewards and Penalties Account (GCRPA) .....	40881-G
Pension Balancing Account (PBA) .....	43689-G,43690-G

(Continued)

(TO BE INSERTED BY UTILITY)  
 ADVICE LETTER NO. 4011  
 DECISION NO.

ISSUED BY  
**Lee Schavrien**  
 Senior Vice President  
 Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)  
 DATE FILED Aug 27, 2009  
 EFFECTIVE Sep 26, 2009  
 RESOLUTION NO. \_\_\_\_\_