

August 5, 2002

**Advice 2271-E
(Pacific Gas and Electric Company ID U39 E)**

Public Utilities Commission of the State of California

**SUBJECT: Cancellation of Agreement for Unmetered Electric Service
Between Metricom, Inc. and Pacific Gas and Electric Company**

Pacific Gas and Electric Company (PG&E) hereby submits, in accordance with General Order (G.O.) 96-A, Section III, a request to cancel the *Agreement for Unmetered Electric Service* between PG&E and Metricom Inc. (Agreement).¹

Background

Metricom is a provider of wireless communication services and uses radio transmitters attached to streetlight arms and utility poles owned by PG&E or by third parties to provide its services in PG&E's service territory.

On January 31, 1998, the Commission approved, through Resolution E-3543, the agreement submitted under Advice Letter 1722-E, *Deviation from Schedule A-1-Agreement with Metricom, Inc. for Unmetered Electric Service*. This agreement was not scheduled to terminate until December 31, 2006.

However, as a result of Metricom's bankruptcy filing, on September 5, 2001, the Court authorized Metricom to reject "(a) all wired access point (WAP") leases, licenses, contracts, and agreements, and all master WAP leases relating thereto, (b) all rights-of-way agreements, franchises, leases, and pole top attachment agreements ("ROW"), and all other agreements related to WAP's or pole-top radios or access to WAP or pole-top radio sites or rights of way," that are located in California, among other states.

¹ PG&E reserves all legal rights to challenge the decisions or statutes under which it has been required to make this advice filing, and nothing in this advice filing constitutes a waiver of such rights. Also, PG&E reserves any additional legal rights to challenge the requirement to make this advice filing by reason of its status as a debtor under Chapter 11 of the Bankruptcy Code, and nothing in this advice filing constitutes a waiver of such rights.

The Court also ordered that the premises and property rights, which were the subject of those agreements, "are hereby surrendered to the Lessors", "and Metricom shall permit access to such sites by the Lessors."

Finally, the Court authorized the Lessors, i.e., in this case PG&E, "to take possession of such Equipment, and to remove, retain, sell, lease or dispose of such Equipment, and to retain and apply the proceeds of such Equipment, consistent with the respective rights of the lessors, secured creditors, and equipment lessors in such Equipment." The Court defined "Equipment" as to the real property, fixtures, and personal property. As a result of the bankruptcy proceeding, PG&E will determine the disposition of all equipment located on its facilities.

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

Protests

Anyone wishing to protest this filing may do so by sending a letter by **August 25, 2002**, which is 20 days from the date of this filing. The protest must state the grounds upon which it is based, including such items as financial and service impact, and should be submitted expeditiously. Protests should be mailed to:

IMC Branch Chief
Energy Division
California Public Utilities Commission
505 Van Ness Avenue, Room 4002
San Francisco, CA 94102
Facsimile: (415) 703-2200

Copies should also be mailed to the attention of the Director, Energy Division, Room 4005 and Jerry Royer, Energy Division, at the address shown above. It is also requested that a copy of the protest be sent via postal mail and facsimile to Pacific Gas and Electric Company on the same date it is mailed or delivered to the Commission at the address shown below.

Pacific Gas and Electric Company
Attention: Les Guliasi
Director, Regulatory Relations
77 Beale Street, Mail Code B10C
P.O. Box 770000
San Francisco, California 94177
Facsimile: (415) 973-7226

Effective Date

In accordance with G.O. 96-A, PG&E requests that this advice filing become effective on **September 14, 2002**, which is 40 days after the date of filing.

Notice

In accordance with General Order 96-A, Section III, Paragraph G, a copy of this advice letter is being sent electronically and via postal mailing to parties shown on the attached list. Address change requests should be directed to Rose Abao at (415) 973-2218. Advice letter filings can also be accessed electronically at:

http://www.pge.com/customer_services/business/tariffs/

Vice President – Regulatory Relations

Attachments



LIST OF CONTRACTS AND DEVIATIONS
(Continued)

Name and Location of Customer PG&E Installation Reference No.	Type or Class of Service	Execution and Expiration Dates	Commission Authorization Number and Date	Most Comparable Regular Tariff		
				Schedule or Rule No.	Contract Difference	
<u>MISSION TRAIL REGION</u> (Cont'd.)						
<u>Other Customers (Cont'd.)</u>						
Qume Corp. International Business Park in San Jose	Coml	4-10-79 ---	---	Rule 2	Cost of Ownership Charge	
Santa Maria Radiology Lab Santa Maria	Coml	5-22-79 ---	---	Rule 2	Cost of Ownership Charge	
Peninsula Volunteers, Inc. Menlo Park	Domestic	11-1-79 ---	Res. E-1876 4-2-80	Rule 18	Master Metered	
Union Oil Company Santa Maria	General Services	5-5-88 5 Years	D.88-08-056 8-24-88	E-20	Special Rate	
Union Oil Company Santa Maria	General Services	12-27-91 ---	D.90-12-128 12-27-90	E-20	Special Rate Amendment	
Marilyn Creer Canada Road	Domestic	9-1-92	Res. E-3260 3-31-92	Rule 15 Sect. E7	Uneconomic Line Purchase	
Metricom, Inc. Los Gatos	Coml	11-12-97 9-14-02	---	A-1	Unmetered Service Fixed Rate	(D) (D)

*1 to *4 See last page of Electric Contracts and Deviations Section for explanation of footnotes.

(Continued)



TABLE OF CONTENTS
(Continued)
RULES

RULE	TITLE OF SHEET	CAL P.U.C. SHEET NO.
1	Definitions	14855,16368,14857 to 14871,15564,14873,14874-E
2	Description of Service	11257,11896,11611,14079, 11261 to 11264,11498,11266,11267,11499,11269 to 11278,14055,11280 to 11283-E
3	Application for Service	11714,14875-E
4	Contracts.....	13612-E
5	Special Information Required on Forms	11287,14192,11289-E
6	Establishment and Re-establishment of Credit.....	14193,14194-E
7	Deposits	11300,11301-E
8	Notices	14144,14145,13137,14146,13139-E
9	Rendering and Payment of Bills.....	16369,14877,14878,13986,14317,14318-E
10	Disputed Bills	11308 to 11310-E
11	Discontinuance and Restoration of Service	13140 to 13150,14080,13152-E
12	Rates and Optional Rates	16872,16873,16874-E
13	Temporary Service.....	15573,15574-E
14	Shortage of Supply and Interruption of Delivery	15526,15527-E
15	Distribution Line Extensions.....	15575,15576,15577,15578,17850,17851, 17852,15582,15583,17853,17854,17855,15587,15588,17856,17857,15591,16986,15593-E
16	Service Extensions.....	15594, 15595,14880,14881,15596 to 15598,16987,15600 to 15608,14254,13775,15609,15610-E
17	Meter Tests and Adjustment of Bills for Meter Error	14885,12050 to 12052-E
17.1	Adjustment of Bills for Billing Error.....	14886,12054-E
17.2	Adjustment of Bills for Unauthorized Use.....	14887,12056 to 12058-E
18	Supply to Separate Premises and Submetering of Electric Energy	14329,14330,13396,13276-E
19	Medical Baseline Quantities.....	14346,13839,13518-E
19.1	California Alternate Rates for Energy for Individual Customers and Submetered Tenants of Master-Metered Customers	16391,18922,16393,16394-E
19.2	California Alternate Rates for Energy for Nonprofit Group-Living Facilities	13728,18923,13589,13730,13591-E
19.3	California Alternate Rates for Energy for Qualified Agricultural Employee Housing Facilities	13899,18924,13901,13902-E
20	Replacement of Overhead with Underground Electric Facilities	11239 to 11241,16664,16665,15611,11244-E
21	Generating Facility Interconnections	17786,17787,18598,17789,18501,17791 to 17807,18502,17809 to 17836-E
22	Direct Access Service	14888,14889, 15565,14891 to 14901,16448,14903,14904,16449,16235 to 16243,14913,16244,16245, 16384,14917,15833 to 15836,14920,14921,15568,14923,15569,14925,14926,15190,15191, 14929,14930,16385,16386,14933,16387,14935,14936,15192,14938 to 14946,16388-E
SERVICE AREA MAPS:		
	Boundary Lines.....	10534-E
	Map A Lassen Municipal Utility District/Surprise Valley	10423-E
	Map B Sacramento Municipal Utility District.....	4524-E
	Map C Modesto Irrigation/Turlock Irrigation District.....	4525-E
	Map D SoCalEdison	4671-E
	Map E Palo Alto.....	4672-E
	Map F Redding.....	13310-E
	Map G Healdsburg.....	13079-E
	Map H Lompoc	13372-E
	Map I Gridley.....	13780-E
LIST OF CONTRACTS AND DEVIATIONS: 13819,13794,14452,12000,12001,13672,12003,13456,11435, 12004,17021,12006,14162,12008,12009,11191,12010,11193,11194,11195,12969, 19017,12012,13466, (T) 12014,12015,13296,12955,14221,12018 to 12024,17259,12026,13092,11211,12027,12028,16703,12030, 12031,14035,11217,12032,12033,11219,12034,12035,12036,11223,11986,11987,17007,16898,11227-E		

(Continued)



TABLE OF CONTENTS

		<u>CAL P.U.C. SHEET NO.</u>	
Title Page		8285-E	
Table of Contents:			
Rate Schedules	19019,18775,18163-E		(T)
Preliminary Statements	18687,18785-E		
Rules, Maps, Contracts and Deviations	19018-E		(T)
Sample Forms	18596,18581,16546,18932,17337,16759-E		

RATE SCHEDULES

<u>SCHEDULE</u>	<u>TITLE OF SHEET</u>	<u>CAL P.U.C. SHEET NO.</u>
RESIDENTIAL RATES		
E-1	Residential Service	18717,18814,18187-E
EE	Service to Company Employees	18188-E
EM	Master-Metered Multifamily Service	18718,18815,15242,18189-E
ES	Multifamily Service	18719,18816,18190,18191-E
ESR	Residential RV Park and Residential Marina Service	18720,18817,15250,18192-E
ET	Mobilehome Park Service	18721,18818,18193,18194-E
E-7	Residential Time-of-Use Service.....	18469,18722,18819,18195-E
E-A7	Experimental Residential Alternate Peak Time-of-Use Service	18470,18723,18820,18196-E
E-8	Residential Seasonal Service Option.....	18724,18198-E
E-9	Experimental Residential Time-of-Use Service for Low Emission Vehicle Customers	18472,18725,18726,18821,18627,18199-E
EL-1	Residential CARE Program Service.....	18727,18822,18475-E
EML	Master-Metered Multifamily CARE Program Service	18728,18823,18631-E
ESL	Multifamily CARE Program Service.....	18729,18824,18479,18203-E
ESRL	Residential RV Park and Residential Marina CARE Program Service	18730,18825,18204,18205-E
ETL	Mobilehome Park CARE Program Service.....	18731,18826,18484,18207-E
EL-7	Residential CARE Program Time-of-Use Service.....	18485,18732,18827,18208-E
EL-A7	Experimental Residential CARE Program Alternate Peak Time-of-Use Service.....	18486,18733,18828,18210-E
EL-8	Residential Seasonal CARE Program Service Option	18734,18212-E
COMMERCIAL/INDUSTRIAL		
A-1	Small General Service	18735,18213-E
A-6	Small General Time-of-Use Service.....	18489,18736,18214,18215-E
A-10	Medium General Demand-Metered Service.....	18737,15307,18216,18217,18218-E
A-T	Nondomestic Interruptible Service	11862-E
A-RTP	Experimental Real-Time-Pricing Service	18219,16483-E
A-15	Direct-Current General Service.....	18738,17090-E
E-19	Medium General Demand-Metered Time-of-Use Service	18491,17092,17093, 18739,18740,18741,15321,18221,18222,18037,18038,18039,18040,18041,15328,16414, 15330,18742,18743,18744,16416,18223,16418,16419,16420,18224,17094,17095,18042-E
E-20	Service to Customers with Maximum Demands of 1,000 Kilowatts or More	18492,17254,18745, 18746,18747,15348,18225,15350,18226,18043,18044,18045,18046,15356,16430,15358, 18748,18749,18750,16432,18227,16434,16435,16436,18228,17099,17100,17101,18047-E
E-25	Restricted Variable-Peak-Period Time-of-Use Service to Water Agencies.....	18493,18751,18752,18753,15376,18229,15378,18230,18231-E
E-36	Small General Service to Oil and Gas Extraction Customers	18494,18754,18496-E
E-37	Medium General Demand-Metered Time-of-Use Service to Oil and Gas Extraction Customers	18497,17108,18755,15690,15691,18233,17109-E
ED	Experimental Economic Development Rate.....	18234,17110-E
E-CARE	CARE Program Service for Qualified Nonprofit Group-Living and Qualified Agricultural Employee Housing Facilities	18335-E

(Continued)