

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE
STATE OF CALIFORNIA

COMMISSIONER MICHEL PETER FLORIO and
ADMINISTRATIVE LAW JUDGE KEVIN DUDNEY, co-presiding

	)	PUBLIC
	)	PARTICIPATION
	)	HEARING
Order Instituting Investigation on)	
the Commission's Own Motion into the)	
Rates, Operations, Practices,)	
Services and Facilities of Southern	)	Investigation
California Edison Company and San	)	12-10-013
Diego Gas and Electric Company)	
Associated with the San Onofre)	
Nuclear Generating Station Units 2	)	Application
and 3.	)	13-01-016
)	
	)	Application
)	13-03-005
And Related Matters.)	
)	Application
)	13-03-013
)	
)	Application
)	13-03-014
)	

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SAN FRANCISCO, CALIFORNIA
OCTOBER 1, 2013 - 2:05 P.M.

* * * * *

ADMINISTRATIVE LAW JUDGE DUDNEY: This public participation hearing before the California Public Utilities Commission is in session.

I am Administrative Law Judge Kevin Dudney. I will be moderating this hearing. With me is assigned Commissioner Michel Florio.

Administrative Law Judge Melanie Darling is not able to attend today's hearing.

The California Public Utilities Commission has scheduled this hearing as part of our ongoing investigation into the extended outages and retirement of Units 2 and 3 of the San Onofre Nuclear Generating Station, which I will be referring to as SONGS. Generally, the investigation focuses of any warranted refunds or rate reductions due to the nonoperation of SONGS for customers of Southern California Edison and San Diego Gas & Electric utilities. The purpose of this hearing to hear from the public about these issues. We will hold another public participation hearing tonight

1 on the same topic.

2 In addition to today's hearings, we
3 will hold evidentiary hearings on October 7th
4 to 11th in what we call Phase 2 of this
5 investigation. The focus of those
6 evidentiary hearings will be to consider how
7 much of SCE's and SDG&E's past investments in
8 SONGS should be recovered in rates. We
9 anticipate a proposed decision on that
10 subject in February.

11 We have already held Phase 1
12 evidentiary hearings to consider
13 SONGS-related expenses during calendar year
14 2012 and the cost of replacement power. A
15 proposed decision on Phase 1 issues is
16 expected in the near future.

17 Commissioner Florio?

18 COMMISSIONER FLORIO: Yes. I want to
19 thank everyone for coming out today. These
20 can be complicated and sometimes mystifying
21 issues. But I think an informed public is
22 critical to our making the right decisions.

23 Our process is that Judge Dudney and
24 Judge Darling attend all of the hearings and
25 prepare a proposed decision. And then the
26 five commissioners, of which I am one, vote
27 to approve or modify the proposed decision.
28 As Judge Dudney indicated, we've already

1 completed one phase of this case, and they
2 are working on a proposed decision. We are
3 about to launch into the next phase.

4 It is a very complicated set of
5 issues, literally billions of dollars
6 involved. And it is our responsibility as
7 commissioners to make sure that the rates
8 that are charged to the customers in San
9 Diego are just and reasonable. So looking
10 forward to your comments and ideas about what
11 is just and reasonable in this situation.

12 It is a long proceeding. It has
13 certainly taken longer than any of us would
14 have liked. But we are obligated to look at
15 all the evidence, examine all the costs and
16 come up with a fair and just decision. So
17 your input is very important, and I look
18 forward to hearing your comments.

19 Unfortunately, I won't be able to be
20 here this evening. I was shocked to find out
21 that the last flight out is quite a bit
22 earlier than I thought it would be. I do
23 have to be back in San Francisco for an early
24 meeting tomorrow, but look forward to hear
25 what you have to say this afternoon.

26 There will be a transcript that I
27 and the other four commissioners can read.
28 So even though everyone isn't sitting here

1 now, we do get a record of everything that is
2 said.

3 Thank you very much and look forward
4 to your comments.

5 ALJ DUDNEY: Thank you, Commissioner
6 Florio.

7 As the Commissioner said, the
8 Commission recognizes the importance of
9 public input, and we welcome your comments on
10 this matter. Representatives of the
11 commission's Public Advisors' office seated
12 just outside the room have signup sheets for
13 anyone that wishes to speak today. The
14 Public Advisor's role is to assist members of
15 the public in understanding how to
16 participate.

17 We will now hear from you beginning
18 with local government representatives. I
19 have a list of individuals signed up to
20 speak. Anyone that would like to make
21 remarks is welcome to sign your name on the
22 sheet with the Public Advisor's
23 representative, and we will give you an
24 opportunity to speak.

25 If you wish, you may also send
26 written comments to
27 Public.Advisor@Cpuc.Ca.Gov or to the mailing
28 address shown on the agenda available with

1 the Public Advisor representatives. You may
2 also drop off the hard copy of written
3 comments with them today, and they will make
4 sure to get it to myself and the
5 commissioners. If you send written comments,
6 please include a reference to the proceeding
7 number which is I.12-10-013.

8 When I call your name, please
9 approach the podium, identify yourself for
10 the record and please provide the spelling of
11 your name.

12 The court reporters seated here on
13 my left will record each speaker's remarks.
14 The recorded transcript of this hearing will
15 be available for the commissioners to review
16 as they make a decision regarding this
17 investigation. Please speak slowly and
18 clearly into the microphone and towards the
19 reporter and myself so that we can accurately
20 record your remarks.

21 Each individual, including the local
22 government representatives, will have three
23 minutes to speak. Please stay within the
24 three-minute limit so that everyone will have
25 an opportunity to speak. We have many
26 individuals who wish to speak today, and we
27 have only until 5 p.m. to complete this
28 hearing. Therefore, I ask that all speakers

1 respect the audience and the later speakers
2 by adhering to the three-minute limit.
3 Further, I encourage organized groups to
4 select one or two individuals from the group
5 to represent the views of the group.

6 Now, our first speaker is Toni
7 Atkins, Assemblymember from the 78th
8 District, followed by Donald Mosier.

9 STATEMENT OF MS. ATKINS

10 MS. ATKINS: Thank you so much. Toni
11 Atkins, T-O-N-I last name A-T-K-I-N-S.

12 First off, Commissioner Florio and
13 Judge Dudney, I want to thank you for holding
14 this hearing in San Diego. And for the
15 record, I just want to read into the record
16 the letter that I will hand over to you.

17 In February 2013 I joined with the
18 Division of Ratepayer Advocates in calling
19 for the San Onofre Nuclear Generating
20 Station, or SONGS, to be immediately removed
21 from the rate base for Southern California
22 Edison and San Diego Gas & Electric. SONGS
23 stopped generating electricity in January
24 2012 when Units 2 and 3 went off-line, and in
25 June 2013 the facility shut down. From
26 January 2012 SONGS stopped producing or
27 providing any ongoing benefit to energy
28 customers.

1 Both as a ratepayer and as an
2 elected official representing ratepayers in
3 the 78th Assembly District, I strongly
4 support the September 23rd proposed decisions
5 by Commissioner Florio that would deny
6 reimbursement to Edison and SDG&E for power
7 purchase costs incurred during the
8 nonoperation of San Onofre.

9 I look forward to the result of the
10 ongoing investigation into the unanticipated
11 outage that occurred in January 2012 which
12 includes evaluating whether to remove all
13 costs related to San Onofre from the rates of
14 Edison and SDG&E going forward, and whether
15 to refund San Onofre related costs already
16 collected in rates back to January 1st, 2012.

17 We've been fortunate that the
18 public's strong support for rooftop solar
19 energy efficiency and conservation efforts
20 championed by the PUC, California Energy
21 Commission, local governments and green
22 energy advocates over the years made up for
23 the loss of energy produced by SONGS.
24 Ratepayers should not have to cover the cost
25 for the poor business decision by utilities.

26 I look forward to the PUC's October
27 31st meeting when the proposed decision will
28 be considered by the full Commission. I want

1 to thank you for treating ratepayers fairly
2 in this important matter. Thank you very
3 much.

4 (Audience clapping.)

5 ALJ DUDNEY: Thank you, Assemblymember
6 Atkins.

7 Next is Donald Mosier, Councilmember
8 of the City of Del Mar, who will be followed
9 by F.K. Holtzman.

10 STATEMENT OF MR. MOSIER

11 MR. MOSIER: Donald Mosier,
12 M-O-S-I-E-R, representing the City of Del
13 Mar. The City of Del Mar has entered a
14 letter into the record.

15 Commissioner Florio, Judge Dudney, I
16 would just like to summarize the points that
17 we made. The letter was signed by our mayor
18 who is the former vice president of SDG&E and
19 is well familiar with rate cases.

20 The bottom line of this letter is
21 that we call upon the Public Utilities
22 Commission to rule that ratepayers not be
23 asked to pay any of the estimated \$680
24 million to fix the leaky steam generators in
25 SONGS Reactors 2 and 3, and that SCE and
26 SONGS operators should reimburse the
27 ratepayers for all operational costs when
28 SONGS went off-line in January 2012.

1 We cite the PUC's duty, which you
2 well aware of, code number 451, to ensure
3 that all charges are just and reasonable.
4 The aforementioned steps required to ensure
5 that consumers are protected against unjust
6 and unreasonable rates associated with the
7 early termination or SONGS.

8 As the PUC's own Division of
9 Ratepayer Advocates noted, charging
10 ratepayers expenses for a nonoperational
11 plant is so clearly unreasonable that failure
12 to remove SONGS costs from rates immediately
13 would be a violation of Section 451.

14 Thank you.

15 (Audience clapping)

16 ALJ DUDNEY: Thank you, Mr. Mosier.

17 Next is F.K. Holtzman followed by
18 Hugh Moore.

19 STATEMENT OF MR. HOLTZMAN

20 MR. HOLTZMAN: Thank you for being
21 here, Commissioner Florio. My name is F.K.
22 Holtzman, that is H-O-L-T-Z-M-A-N. I live in
23 Mission Viejo, 18 miles from ground zero.

24 I am not here to talk to you about
25 the inept actions of Southern California
26 Edison. These are well documented in their
27 legion of numbers, so I will not define them
28 for you.

1 I've been following Edison's
2 mismanagement of SONGS for eight years,
3 attending numerous NRC meetings and CPUC
4 meetings meeting the various audits that have
5 taken place. And the record speaks for
6 itself, including the Chilling Effect Letter,
7 something that the NRC very seldom issues. I
8 do not believe the ratepayers should pay any
9 of the costs associated with this fiasco.
10 Let me relay a personal story to you.

11 I was Director of Procurement for
12 Douglas Aircraft when we made some very unmet
13 decisions on how to best source some of our
14 major components of the fuselage for MD-80
15 and MD-90 fuselage. We were in the process
16 of expanding the company, and we had to
17 identify whether we were going to invest that
18 money in California or go elsewhere. I was
19 very intimate in the process of developing
20 the numbers associated with that, and the
21 clear economics that California was not the
22 place to do it. One of the big drivers was
23 utility costs.

24 So we went to Salt Lake City. The
25 State of Utah was very accommodating in what
26 they did for us, including having utility
27 rates at that time there were 60 percent less
28 than Southern California Edison. That drove

1 some of the decisions.

2 I'm going to take you onto another
3 story. I installed solar in my house about
4 four years ago. At that point in time we
5 were paying about 11.9 cents per
6 kilowatt-hours first tier. Now it is 13.7
7 cents in the first tier. I am an excess
8 provider to the grid. But I'm not going to
9 pay for any of those excessive charges from
10 Edison, because I fully intend to engineer a
11 system to go off-line. I'm going to go off
12 the grid. You are going to force a lot of
13 people to go off the grid, because this
14 decision is yours to make whether you want
15 to, quote, rip the pockets out of the
16 consumer or not.

17 Elon Musk has developed a Tesla
18 automobile, and the chairman of Solar City
19 has developed a battery system that really
20 goes beyond the lithium batteries where you
21 are able to get four to five days of surplus
22 solar in a battery. So you can very easily
23 go off-line.

24 I beg you, don't force the consumer
25 to do that. Thank you.

26 (Audience clapping)

27 ALJ DUDNEY: Thank you, Mr. Holtzman.

28 Next is Hugh Moore who will be

1 followed by Michael Thaller.

2 STATEMENT OF MR. MOORE

3 MR. MOORE: Hi. My name is Hugh Moore,
4 H-U-G-H, M-O-O-R-E. I'm representing the San
5 Diego Gas Green Party. I want to thank the
6 commissioner for his time and for service to
7 our community.

8 I love getting to follow the
9 previous speakers. I don't need to continue
10 talking about how SDG&E and Southern
11 California Edison are. We will move onto
12 something else.

13 Right now Southern California and
14 the whole state pays higher utility rates
15 than most of the country. I think a citizens
16 oversight committee would be a tremendous
17 value to the Commission to help reduce those
18 wastes. And I would love to see that put
19 into effect, to be part of this investigation
20 along with the decommissioning plans for
21 SONGS.

22 But mostly speaking about the
23 current situation, as we have heard from the
24 previous speakers, SDG&E, Southern California
25 Edison have made tremendously huge mistakes
26 in their decision-making process. It is
27 important to our community to have public
28 utilities. As such, we have decided to ask

1 people to pay money to invest in the building
2 of those things. In so doing, in order to
3 guarantee them protection of their
4 investment, lots of systems are put in place
5 to guarantee that that investment is
6 protected, and so they will get a refund.
7 Because if they don't get a refund, why
8 invest the money in the first place?

9 A tremendous thing is in place
10 called the California Public Utilities
11 Commission that protects that investment by
12 making sure that the ratepayers pay the right
13 amount of money. But, unfortunately, they
14 are not protected from malfeasance and
15 negligence by the corporation executives.
16 When that happens, that is the risk they
17 take. They don't get to receive a benefit
18 from their investment.

19 I believe that they should receive
20 their investment back, absolutely, but
21 nothing beyond that investment. And I hope
22 the California Public Utilities Commission
23 will prepare the ratepayers -- will protect
24 the ratepayers and make sure that the
25 shareholders knows that is the risk they take
26 when they buy utility stocks.

27 Thank you very much.

28 (Audience clapping)

1 ALJ DUDNEY: Thank you, Mr. Moore.

2 Next is Michael Thaller who will be
3 followed by Mary Oren.

4 STATEMENT OF MR. THALLER

5 MR. THALLER: Hi, my name is Mike
6 Thaller, that is T-H-A-L-L-E-R. I live
7 Bonita, and I am a ratepayer. Let me tell
8 you a little story. I don't want to go into
9 the numbers, because there are some experts
10 here that will.

11 Many years ago I had a business. I
12 was a filmmaker. I bought an animation
13 system. It was very expensive. The ratio of
14 expense to animation system to me might have
15 approached the SONGS investment for SDG&E and
16 Edison.

17 Anyway, I bid on some projects and
18 it turned out that that animation system
19 ended up costing me a lot more to use than I
20 made money on. I lost a lot of money on it.
21 And, unfortunately, I did not have the option
22 of charging my customers for my loss. Why
23 did I lose money, because I made a mistake.
24 I don't think we, the ratepayers, should pay
25 for the mistake of SDG&E.

26 It is worse than that, because this
27 is an economy killer. Cities and businesses,
28 they also have electric bills. If they have

1 to pay these electric bills, what options do
2 they have? Are they going to raise taxes or
3 cut back what they do for the citizens? What
4 are businesses going to do with their higher
5 rates? Are they going to have to raise what
6 they charge for products and goods? This is
7 going to be inflationary killer for Southern
8 California.

9 That is really about all I have to
10 say. Except that a friend of mine and I
11 started a petition of ratepayers asking that
12 this not occur. And we got 2100 signatures.
13 I would like to turn this in. Do I turn it
14 in out back? Thank you.

15 (Audience clapping)

16 ALJ DUDNEY: Thank you, Mr. Thaller. I
17 apologize for mispronouncing your name.

18 Next is Mary Oren who will be
19 followed by Margaret Budd.

20 STATEMENT OF MS. OREN

21 MS. OREN: Good afternoon. My name is
22 that is spelled Mary Oren, that is spelled
23 M-A-R-Y, O-R-E-N. I am a resident of
24 Carlsbad. I've lived in San Diego County for
25 30 years. Thank you for the opportunity to
26 talk here today.

27 While I'm looking at the details of
28 what is happening, I think it is also an

1 important time to look at the big picture.
2 So I put something together here, and we will
3 see how far we go.

4 It is clear that big energy
5 installations come with big problems. San
6 Onofre, the largest nuclear facility in the
7 county, is an example. The biggest natural
8 gas efforts, fracking, is raising water
9 contamination, earthquakes, mounting
10 concerns. And the Tarzan efforts are
11 decimating pristine landscapes and
12 neighborhoods. Gigantic wind farms are
13 interrupting bird migration, and new solar
14 installations are coming online in remote
15 places where those affects are still to be
16 determined.

17 So what do we do when all we know is
18 big? How about considering some things
19 small, and see how we can make things work
20 better in a big way? I'm talking about using
21 the sun put on rooftop settings that can
22 serve us safely right now with the technical
23 help and support of the utility as an
24 important player. Let me clarify. My home
25 is equipped with solar and it has been
26 terrific making and sharing clean renewable
27 energy from our rooftop. And it produces
28 more than I can use in the summer months, and

1 often ends up running my neighbor's air
2 conditioner.

3 This dynamic gives our utility an
4 important break from sending power further
5 down the grid. Solar pools are made used
6 right where it is needed. Because of this,
7 residential solar investments produced are
8 playing a viable role in helping to prevent
9 blackouts at which time SDG&E makes extra
10 profits from households opting to draw lots
11 more power. It is awkward, but it is fair to
12 say our solar investment has served us all
13 well. While providing clean energy and
14 supporting our neighborhoods and to our
15 utility we are serving each other and our
16 planet better than any other energy we have
17 used before.

18 The only thing missing in this
19 difficult scenario is the invitation to do
20 more. Here is my point. We need solar to
21 participate in a bigger way. And for those
22 of us who are willing to install bigger
23 systems to get paid a fair market value, also
24 known as a feed-in tariff currently not
25 recognized by SDG&E. This would inspire and
26 incentivize homeowners and businesses and
27 help us reach our renewable energy goals and
28 reduce our carbon emission.

1 Germany gets over 50 percent of its
2 solar production from its citizen generators.
3 That is 50 percent. Here in San Diego, the
4 residential solar capital of the country, we
5 boast 3 percent. Imagine how solar power can
6 expand an incentive program and invite
7 residents and businessowners to participate
8 like they do in Germany. We have way more
9 sunny days. We have hundreds of thousands of
10 unused rooftops, and we have willing citizens
11 and businesses ready. Let's do this.

12 Battery storage will be higher down
13 the road with neighborhood facilities, and
14 this will be an important priority along with
15 distribution. This is something that SDG&E
16 can focus on while maintaining current
17 services and make a safer, better profit too.
18 Let's get this set up and watch it evolve and
19 have responsible citizens and businessowners
20 and government work together for better
21 energy environment and economic future.

22 It is time to utilize the safe
23 resources available to us here in San Diego,
24 and that is sun. We do not have to go
25 digging for our energy solutions investing
26 billions in technology that disrupts what is
27 underground. Allow more solar investors a
28 chance to participate in a bigger and more

1 responsible way. It beats unplugging our
2 appliances. We are smarter and better than
3 that. We are willing to participate in a
4 bigger way. Let's get started now.

5 Thank you.

6 (Audience clapping)]

7 ALJ DUDNEY: Next is Margaret Budd, who
8 will be followed by Carol Jahnkow.

9 STATEMENT OF MS. BUDD:

10 MS. BUDD: Hello. My name is Margaret
11 Budd, M-A-R-G-A-R-E-T, B-U-D-D.

12 I've lived in my home in Pacific
13 Beach for 41 and a half years; that's
14 500 months. And I swear every month -- every
15 month in my SDG&E bill is a request for
16 lower -- higher rates for something.

17 We have paid for the mistakes over
18 and over again of bringing energy from far
19 away with transmission lines that go across
20 the wilderness and our park lands, for fires
21 that SDG&E was not quite insured for, and now
22 nuclear plants that don't give electricity.

23 Then the company threatens to start
24 them up, these faulty dysfunctional units,
25 threatening to start it up as an experiment
26 which might work, but it also might have
27 disastrous effects for the 8 billion people
28 and our environment and our economy.

1 Fukushima has happened. We look at
2 that. The mismanagement produced the highest
3 rates of safety infractions of any nuclear
4 plant in the country. And, yet, the CEO and
5 managers are highly paid and the company is
6 profitable.

7 I am now proudly an official
8 generating facility, which means I have 21
9 panels on my roof. I am a retired person of
10 limited means, but I know this is the way to
11 go. That small fraction of the 2.4 billion
12 that we're looking at, I think, could put
13 solar on every roof in this city. That's
14 where we need to look.

15 Thank you for being in San Diego.

16 ALJ DUDNEY: Thank you, Miss Budd.

17 Next is Carol Jahnkow, who will be
18 followed by Donna Gilmore.

19 STATEMENT OF MS. JAHNKOW

20 MS. JAHNKOW: Hello. Carol Jahnkow. I
21 live in Encinitas.

22 I want to thank you very much for
23 coming down and holding this meeting. I
24 think it's very important for the public to
25 meet with you personally.

26 I just want to ask a quick question
27 because you said, Mr. Florio, that you
28 wouldn't be here this evening. But the

1 hearing will still go forward and the record
2 and the judge will be here; is that correct?

3 (Nodding.)

4 MS. JAHNKOW: All right. So we'll
5 continue encouraging people to come down.

6 You know, the theme that you are
7 hearing here today I think is very clear.
8 Why should the ratepayers pay for Southern
9 California Edison's mistakes? And I would
10 like to speak very strongly in terms for
11 reimbursement.

12 We are living in very difficult
13 economic times. In San Diego County, for
14 example, it is estimated that 25 percent of
15 children live in homes that are what we would
16 call food -- there is food insecurity. They
17 do not have enough money to feed their
18 children properly by the end of the month.

19 And when I think about these people
20 paying 50 percent more than people in
21 Sacramento and Los Angeles have to pay for
22 their rates, and I think about the choices
23 they have to make, and I think that we want
24 to put our children first, both their health
25 and safety, I'm glad that San Onofre has shut
26 down because they're safer, but they're still
27 hungry.

28 And I think that we need to really

1 look at these kinds of rates and say what can
2 we do to help this economy right now and to
3 help these families that are so challenged,
4 to help our senior citizens that have the
5 same problem; they are on fixed incomes; they
6 cannot pay these kinds of rates, and they
7 have been paying for energy that they didn't
8 get.

9 And then when we look at the
10 compensation for the CEOs, it's just
11 absolutely scandalous. You know, we have
12 25 percent of the children in our county have
13 food insecurity, and then we're looking at
14 increases in the CEO and the chair of
15 Southern California Edison increasing 15
16 times from 2000 -- the year 2011, from
17 764,000 K to 10.9 million. I mean, this is
18 really very unjust (sic).

19 I don't know if it's really your
20 charge to take care all of the injustice in
21 the world, but this is an injustice that you
22 can address.

23 (Audience clapping.)

24 MS. JAHNKOW: And I really ask you, on
25 behalf of the children, of the seniors, of
26 the people who are out of work and yet
27 struggling to pay their gas and electric
28 bill, please do not let us continue paying

1 for this, and give us a refund. Thank you.

2 (Audience clapping.)

3 ALJ DUDNEY: Thank you, Miss Jahnkow.

4 Next is Donna Gilmore, who will be
5 followed by Bruce Koons.

6 STATEMENT OF MS. GILMORE

7 MS. GILMORE: Hi. My name is Donna
8 Gilmore. I live just a couple of miles from
9 San Onofre.

10 So I didn't know my retirement was
11 going to have to be learning everything about
12 nuclear plants. And I moved from Sacramento
13 where we had Sacramento Municipal Utility
14 District; ran the air conditioner because
15 it's hot up there. My bill now with San
16 Diego Gas and Electric is over twice as high,
17 and I don't even use my air conditioner.
18 We've got the highest rates in the whole
19 country, except for one place in Alaska.

20 With Los Angeles, LADWP and SMUD,
21 for a thousand kilowatts, you're talking
22 around \$130 a month for a thousand kilowatts.
23 For San Diego Gas and Electric and Edison,
24 you're talking over \$200 a month. Okay? If
25 this is the difference between private and
26 public utilities commissions, I think maybe
27 we should be looking at finding better
28 companies to manage this.

1 I gave you a handout. On the other
2 side, the NRC just produced an inspection
3 report on San Onofre dated September 20th of
4 2013. And in this report they say Edison
5 knew early in the design about the potential
6 problems with this design and, yet, they
7 moved forward. So, to me, Edison is a
8 hundred percent culpable here. And I don't
9 know how much more information you need.

10 The NRC is your expert on this.
11 They're saying Edison -- Edison has taken our
12 tag line and calling their steam generators
13 "lemons" now. That was ours. We were
14 calling them lemons. Now they're suing
15 Mitsubishi and calling them lemons, okay.

16 Well, this is the time to take a
17 serious look at the mismanagement of that
18 plant. And if anything, they need to be
19 punished. They should lose their license, to
20 tell you the truth. They have no business
21 doing this.

22 And when we get to the point of
23 talking about the nuclear waste, I know
24 that's not this session, but they're using
25 high-burning fuel, which is going to cost the
26 ratepayers even more money. That's a whole
27 'nother discussion. They've got this
28 high-burner fuel they have been using -- they

1 didn't have to -- that is twice as
2 radioactive. And the NRC doesn't even have a
3 safe way to store it for even 20 years in dry
4 cast. They are finding problems with it.
5 This is a whole 'nother issue that I want to
6 introduce here, because it's critical.

7 We're not talking future
8 generations. We're talking, you know,
9 whoever is going to be living in the next
10 20 years. This is very serious.

11 If you have any questions or you
12 want electronic copies of anything,
13 SanOnofreSafety.org has all the information.
14 It's all documented with government links,
15 scientific links. There's no opinion pieces
16 on there. It's listed in the bottom of the
17 sheet.

18 And anybody who wants a handout,
19 come see me after. Thank you.

20 (Audience clapping.)

21 ALJ DUDNEY: Thank you, Miss Gilmore.

22 If I could just take a moment to
23 ask everyone to please silence their cell
24 phones, that would be great.

25 Next is Bruce Koons, who will be
26 followed by Bert Olmoleow. I'm sorry for
27 mispronouncing that. Go ahead.

28 STATEMENT OF MS. KOONS:

1 MR. KOONS: Bruce Koons, B-R-U-C-E,
2 K-O-O-N-S. And I'm currently one of the top
3 five candidates for mayor of San Diego. I
4 didn't want to repeat everything Assembly
5 Member Atkins said, but I did want to give a
6 little bit different perspective and talk
7 about things more.

8 I'm a lifetime CPM, Certified
9 Purchasing Manager. I have served in large
10 corporations, except for a public utility.
11 And I find it outrageous that SDG&E wants to
12 still make a profit on this field investment.
13 And I believe that Mitsubishi, SDG&E and
14 Southern California Edison should take the
15 brunt of the -- from their mistake, and they
16 should pay for this, and they shouldn't make
17 a profit.

18 In fact, I don't even really think
19 that they, the rate -- I mean, the investors
20 should be made whole on this. This was all a
21 mistake and a loss. We made a bad deal with
22 the devil, a really bad deal. We need to
23 expedite closing the plant down, and we also
24 need not to have the ratepayers pay for that.

25 So, please, make sure that they
26 take this loss like any real corporation, or
27 even other public utilities I've been
28 involved in would have to, and not make the

1 ratepayers pay for it. Thank you.

2 (Audience clapping.)

3 ALJ DUDNEY: Thank you, Mr. Koons.

4 Next is Bert, who will be followed
5 by Pastor Sergio De La Mora.

6 STATEMENT OF MR. OLMOLEOW

7 MR. OLMOLEOW: Bert Olmoleow,
8 O-L-M-O-L-E-O-W. I don't know if you got
9 that other one. I come down from Orange
10 County, particularly Laguna Woods, a city
11 that has 18,000 people in it, and they're all
12 concerned. It's a 65-and-over community.

13 And I think we're here today for
14 one reason, that's to determine whether or
15 not we are going to reward the greed and
16 incompetence, in my case, of Southern
17 California Edison. When the steam
18 generators, the original steam generators
19 were failing, Southern California Edison was
20 the force behind recommending replacing those
21 generators. I believe SDG&E in fact voted
22 "no." Okay?

23 Then they decided to change the
24 steam generator design. It was their
25 decision, none other, to increase the energy
26 output. They could have just truly replaced
27 the steam generators with a like design that
28 could have lasted another 30 years, which

1 meant that the plant then would have had
2 60 years service, which is about all you can
3 ever expect of a nuclear plant. And they
4 probably could have done it at a lower cost
5 as well.

6 Now, greed drove them to offer this
7 change. They were responsible for writing
8 the specifications for the steam generator.
9 They chose the manufacturer to build the
10 steam generator. Based upon the published
11 technical papers that I have read, they were
12 directly involved in the faulty design of
13 these steam generators.

14 And again in the papers, if you
15 read the right papers, they failed with
16 improper oversight; they deliberately avoided
17 every licensing hearing where the NRC might
18 have actually caught the design error. They,
19 they, they. Okay?

20 Now, you know, I understand that
21 the utility is entitled to a profit, okay.
22 That's not an argument here. But when they
23 prove to not provide proper due diligence, I
24 believe they have forfeited that right. They
25 have abused their ratepayers.

26 Now, this Commission, I believe it
27 exists to protect the public. Okay. You are
28 the Public Utilities Commission, not the

1 private utility commission. And when such
2 utility refuses to disclose, I believe it's
3 your job to be sure that the utility pays for
4 their failings, not us ratepayers.

5 Thank you.

6 (Audience clapping.)

7 ALJ DUDNEY: Thank you, Mr. Olmoleow.

8 Next is Pastor Sergio De La Mora,
9 who will be followed by Marcia Patt.

10 Pastor De La Mora?

11 Okay. Marcia Patt? All right.

12 Miss Patt will be followed by Pat Gracian.

13 STATEMENT OF MS. PATT

14 MS. PATT: Yes. I'm Marcia Patt. I
15 live in Sorrento Valley. My statement is as
16 follows: As the result of the debacle that
17 is the San Onofre Nuclear Generating Station,
18 a debacle that has come to burden our
19 Southern California communities with the very
20 real threat of the effects of leaking
21 radiation on our health, safety and community
22 mental health for this generation and for
23 many generations to come, now we're expected
24 to pay the penalty for your mismanagement and
25 for poor decision making.

26 We, the public, are now expected to
27 accept additional inflicted pain in the form
28 of increased rates as further punishment for

1 the decisions made by you, the CPUC. This is
2 not a cost benefit analysis we are willing to
3 accept. We pay the costs and you benefit.
4 We are here to say no to that self-serving
5 cost benefit formula.

6 A better paradigm is you pay and we
7 benefit. No higher rates to the public.

8 Thank you.

9 (Audience clapping.)

10 ALJ DUDNEY: Thank you, Miss Patt.

11 Next is Pat Gracian, followed by
12 Carol Huntsmen.

13 STATEMENT OF MS. GRACIAN

14 MS. GRACIAN: Hi. My name is Pat
15 Gracian. It's G-R-A-C-I-A-N. I am a
16 customer of SDG&E.

17 And, first of all, I want to thank
18 you for bringing this to San Diego, but I
19 would like to ask that the next time you have
20 anything like this, that you hold a press
21 conference a few days before and make all of
22 the local press come and cover it so that the
23 residents know that this is going on. I find
24 it very disturbing that none of our TV news
25 alerted the -- our population here about this
26 meeting; and, therefore, they're not here.
27 And that's a great disservice to the people
28 of San Diego.

1 I want to say that I just echo what
2 everyone has said. When people that are CEOs
3 that are very highly paid, and their stock
4 holders are always allowed to take the
5 benefit of good decisions and are never
6 allowed to take the risk and the losses that
7 they richly deserve to own, we -- all of our
8 citizens are suffering, and we can see that
9 in the huge disparity of incomes that are
10 plaguing our nation. And this type of
11 spreading the risk to the public and giving
12 the private people only the benefits
13 continues to cause this horrible anomaly.

14 So, you know, you do have a great
15 opportunity here to right this wrong. We
16 have been in this -- in -- here in San Diego
17 we have been led on a roller coaster ride,
18 and I mean really excruciating, seeing that
19 our health was put at risk by these reckless
20 decisions of this utility. I, myself, have
21 been very, very worried about the risk to all
22 of us, to our property, to our health, due to
23 these leaks that happened. And for this
24 utility to have done this to the population
25 in general here and now to be expecting to
26 walk away without paying for even the
27 financial cost, I think is just really
28 incredible that they would think they can get

1 away with it.

2 Please help the population here.

3 Thank you.

4 (Audience clapping.)

5 ALJ DUDNEY: Thank you, Miss Gracian.

6 Next is Carol Huntsman, to be
7 followed by Maris Brancheau.

8 STATEMENT OF MS. HUNTSMAN

9 MS. HUNTSMEN: I'm Carol Huntsman,
10 C-A-R-O-L, H-U-N-T-S-M-A-N. I live in San
11 Diego. I'm a ratepayer.

12 I can't believe that they want to
13 stick us for the mistakes and the danger that
14 they've been putting us through. I was a
15 preschool teacher. It's a good profession,
16 but very poorly paid, and I could never
17 invest in these utility companies. But I
18 understand the shareholders and the
19 management are making a lot of money. And I
20 can't make ends meet as it is now.

21 I was, a long time ago, invested in
22 a company that had a lot of promise. It
23 failed because mostly of poor management.
24 The managers and the stock holders got
25 nothing. So isn't that the way it happens?
26 Isn't that the way the economy works?

27 So just, please, don't let them
28 stick us for all these expenses. And with

1 all the danger they have put us in, this is
2 very upsetting to me.

3 Thank you.

4 ALJ DUDNEY: Thank you, Miss Huntsman.

5 Next is Mary Brancheau, followed by
6 Michael Richard.

7 STATEMENT OF MS. BRANCHEAU

8 MS. BRANCHEAU: Hi. I'm Maris
9 Brancheau. I'm a resident here in San Diego.

10 First of all, I have great concerns
11 about the environment and the cost of the
12 human population around here and the ocean,
13 as far as where San Onofre is located, but
14 specifically address Phase Two of the SONGS
15 proceedings. I think that you should remove
16 all of the San Onofre assets from the rate
17 base and remove all of the purported repairs
18 that they made to the generators in the years
19 prior to, from the assets for the year 2000
20 and the year 2012.

21 We need to stop collecting now for
22 San Onofre nuclear generation because it's
23 not happening. You need to also stop
24 collecting for the decommission trust fund.
25 I would ask on behalf of the public that you
26 freeze the decommissioning trust fund until
27 Phase Three of this proceeding is concluded.

28 Phase Three is when you are going

1 to determine who is responsible for the
2 failure, and it should not have been delayed
3 until after Phase One and Phase Two. What I
4 feel like is that the Public Utilities
5 Commission is trying to push under the rug
6 the unreasonable decisions that were made by
7 Southern California Edison and when those
8 decisions were the root of Phase One and
9 Phase Two being needed. If they hadn't made
10 the decisions that led to the failure of the
11 plant, then we would never have to be asked
12 to be paid for replacement power for 2012.
13 So ignoring Phase Three at this point I think
14 is a mistake.

15 I also want to speak on behalf of
16 the people of Borrego Springs; it's one of
17 the hottest and poorest areas in San Diego
18 County. When electric bills go up, people
19 cannot afford to run their air conditioners
20 and people die. That's because it's over
21 110 degrees in Borrego Springs for five
22 months out of the year.

23 The business decision to start
24 burning higher -- burn higher-burning fuel at
25 San Onofre is only something I just learned
26 about, but I think that's unreasonable, given
27 the serious health and safety consequences.

28 I would just like to say when my

1 god-daughter was seriously ill, there was not
2 a single bed open at Children's Hospital, Los
3 Angeles. And the fact that we have
4 high-burning fuel that's going to be stored
5 on our coastline for decades is unreasonable.

6 Thank you.

7 (Audience clapping.)

8 ALJ DUDNEY: Thank you, Miss Brancheau.

9 Next is Michael Richard, to be
10 followed by Allison Don.

11 STATEMENT OF MR. RICHARD

12 MR. RICHARD: Commissioner Florio, ALJ
13 Dudley, Michael Richard with AARP. I
14 represent about 3.1 million California
15 members all across California. Many of our
16 members are on low fixed incomes. AARP
17 members are in SDG&E's territory and Edison's
18 territory, and they are significantly
19 affected by the San Onofre problems.

20 This electrical -- if you look at
21 the situation, there have been general rate
22 increases for both Edison and SDG&E already.
23 Now if you take a nuclear power plant that is
24 no longer operational, that makes it even
25 harder for many of our members on fixed
26 income.

27 The Commission is now looking at
28 the question of responsibility. We think

1 it's critically important that the Commission
2 thoroughly investigate this. There are very
3 serious questions. And as Commissioner
4 Florio pointed out, there are billions of
5 dollars at stake.

6 We think the utilities need to be
7 held accountable and that ratepayers should
8 not be unfairly hit by this situation. Just
9 to be clear, AARP supports the proposed
10 decisions around power procurement that would
11 not allow San Diego or Edison to charge
12 consumers for replacement power while the
13 investigation is going on.

14 We appreciate your leadership,
15 Commissioner Florio, and the PUC, on this and
16 will continue to keep our members informed.

17 Thank you very much.

18 ALJ DUDNEY: Thank you, Mr. Richard.

19 Next is Allison Don, who will be
20 followed by George Hosang.

21 STATEMENT OF MS. DON

22 MS. DON: Good afternoon. I'm Allison
23 Don. I'm a field representative for State
24 Senator Marty Block. My name is
25 A-L-L-I-S-O-N, D-O-N. And Senator Block's
26 name is M-A-R-T-Y, B-L-O-C-K.

27 I'm here representing Senator who
28 has asked me to read the following statement

1 on his behalf which we have submitted into
2 the record.

3 Dear Commissioner Florio and
4 members of the California Public Utilities
5 Commission: Thank you for conducting this
6 important hearing today in my community of
7 San Diego. Radioactive leaks in the steam
8 generators at San Onofre resulted in reported
9 costs of more than \$768 million. It is
10 unclear how accurate this estimate is and
11 what unknown future costs will occur as the
12 removal, clean up and replacement of this
13 energy source are undertaken.

14 While the easy fix may be to pass
15 these costs on to ratepayers, I strongly urge
16 your opposition to any attempt to convert
17 ratepayers into the ATM for any unreasonable
18 expenses that led to the closure of San
19 Onofre.

20 I also urge you to require that
21 Southern California Edison, SCE, provide
22 documentation of costs and act in a
23 transparent manner before increasing utility
24 rates to cover any portion of the costs
25 related to the failed steam generators. This
26 is especially critical as Southern California
27 Edison's decision to prematurely retire the
28 San Onofre Nuclear Generation Station, SONGS,

1 was a choice made by its internal management,
2 absent any input by state regulatory
3 authorities.

4 These outlays related to the
5 utility's decision to retire the plant should
6 rightly be charged to the plant's operators
7 and their shareholders, not to California
8 ratepayers.

9 In addition, Southern California
10 Edison and San Diego Gas and Electric have
11 already collected an estimated \$1.6 billion
12 from California ratepayers to defray the San
13 Onofre-related expenditures before any
14 investigation regarding the appropriateness
15 of this revenue collection has been
16 concluded.

17 It would be highly unjust to make
18 California ratepayers financially liable for
19 both the ongoing costs of keeping the plant
20 on life support while also being charged for
21 replacement power while the plant was idle.

22 I urge the PUC to rule that, one,
23 ratepayers not be charged for any of the
24 estimated \$768.5 million spent as part of the
25 steam generator replacement project at SONGS;
26 two, SONGS operators should cease to charge
27 ratepayers for operational costs, capital
28 costs and other expenditures associated with

1 the non-operational power plant; and, three,
2 ratepayers be reimbursed for revenues
3 collected while SONGS stood idle from
4 January 2012 to the present.

5 The Commission has a duty under
6 Public Utilities Code Section 451 to ensure
7 that all utility charges are just and
8 reasonable. The three steps I list are
9 necessary to ensure that consumers are
10 protected from unjust and unreasonable rates
11 associated with the SONGS termination.

12 As the Public Utilities' own
13 Division of Ratepayer Advocates noted,
14 charging ratepayers for the expenses of a
15 non-operational plant is so clearly
16 unreasonable that failure to eliminate SONGS'
17 costs from rates immediately would result in
18 a violation of Section 451.

19 I respectfully urge your full
20 consideration of the three steps I have just
21 outlined. Thank you.

22 (Audience clapping.)

23 ALJ DUDNEY: Thank you, Miss Don.

24 Next is George Hosang, to be
25 followed by Don Leichtling.

26 STATEMENT OF MR. HOSANG

27 MR. HOSANG: Good afternoon, gentlemen.
28 My name is George Hosang. I live in Serra

1 Mesa, by here, for nearly 30 years. And I am
2 a ratepayer, of course.

3 UNIDENTIFIED AUDIENCE MEMBER: Use the
4 microphone.

5 MR. HOSANG: Okay. Thank you. George
6 Hosang, H-O-S-A-N-G.

7 I would like to hear today, since I
8 believe the answers have a very significant
9 bearing on liability, what must have been
10 very compelling reasons for procuring
11 replacement steam generators from Mitsubishi
12 rather than Combustion Engineering, the
13 manufacturer of the original steam generators
14 that were designed to last 20 years.

15 STATEMENT OF MR. LEICHTLING

16 MR. LEICHTLING: Don Leichtling. I
17 live in North Park. It's L-E-I-C, like
18 Charlie -- I will start over again.

19 Don Leichtling. L-E-I-C, like
20 Charlie, H-T-L-I-N-G.

21 I'm somewhat of a steam generator
22 expert. Compared to most people in the room,
23 I am. I want to tell you that Edison and
24 SDG&E, 20 percent or over, have already won.
25 The CPUC has already given them a billion
26 dollar rate increase. And, unfortunately,
27 they, the utilities, are hopeful that will
28 cover any rebates they have to give back.

1 That was I think a really horrible thing to
2 do.

3 I think I was the first person
4 publicly to tell the CPUC at the Irvine
5 meeting last year or earlier this year -- I
6 don't remember which -- that San Onofre would
7 never be restarted. A lot of people heckled
8 me. I was right.

9 So here's the situation. We have
10 an operator of a nuclear power plant that's
11 untrustworthy. They're untrustworthy because
12 they didn't do the job right. And now we are
13 going to put them in charge of
14 decommissioning that plant, and with access
15 to all of the money in the decommissioning
16 fee.

17 Two, because the decommissioning's
18 coming early, it's about three-quarters of a
19 billion dollars short of what it's going to
20 cost. Ratepayers shouldn't be on the hook
21 for that.

22 Four, when you look back in time,
23 when the CPUC granted the utility an upgrade,
24 what happened was while the NRC didn't care
25 because they are worried about safety, it put
26 stress on all of the components of the
27 reactor and caused them to wear prematurely.
28 The utility wasn't worried because they

1 didn't pay maintenance costs; those were
2 passed on to the customer. So taking the
3 position that everything go back to January
4 of '12, doesn't half way meet that outlay of
5 cash.

6 Another situation is that the steam
7 generators could have been, with NRC
8 permission, continued to be used, but the
9 utility didn't want to do that because they
10 wouldn't have made as much profit.

11 Also, the CPUC should immediately,
12 as I mentioned before when I spoke to them,
13 put someone in charge of all the money being
14 spent at San Onofre, and not have it be
15 Edison. For example, besides the steam
16 generators which failed in a year or two
17 years, they bought new steam turbines. They
18 are sitting there virtually brand new, with
19 probably another 3- or \$400 million worth of
20 components that could be sold immediately.
21 Somebody else who is building a nuclear
22 generating plant could use those things and
23 get them at a really good price.

24 Every day that that plant sits
25 idle, the equipment in that plant loses
26 value. Who's going to pay that value? It
27 should not be the ratepayers. And as a
28 penalty, the CPUC should put "public" back in

1 its name and demand that the utilities start
2 funding solar, rooftop solar, and double the
3 qualification bar to make it easier for
4 people to qualify.

5 Right now they say, "oh, all these
6 people are qualifying. It will be great."
7 But the overhead on those cost efficiency
8 things is so high, it's outrageous. It
9 should be done on a percentage of installed
10 savings, installed solar. And then if they
11 take 10 percent, that would be a good number.
12 Right now, it's like 50 percent. They get as
13 much money to admin the energy efficiency
14 program as they do to install the energy
15 program.

16 Thank you very much. I appreciate
17 it.

18 (Audience clapping.)]

19 ALJ DUDNEY: Thank you, Mr. Leichtling.

20 Next is Pete Hasapopoulos followed
21 by Paul Dosik.

22 STATEMENT OF MR. HASAPOPOULOS

23 MR. HASAPOPOULOS: Good afternoon. My
24 name is Pete Hasapopoulos, that is spelled
25 H-A-S-A-P-O-P-O-U-L-O-S. I'm representing
26 the Sierra Club, San Diego Chapter, 12,000
27 members here in San Diego and Imperial
28 Counties.

1 We are seeking answers from the
2 Commission on several points. I would like
3 to highlight a few of them. In November
4 2012, the PUC approved a 5 percent rate
5 increase by SoCal Edison or its customers.
6 And San Diego Gas & Electric customers
7 recently saw a bump in their bills, another
8 increase. The PUC was silent on the
9 ratepayer surcharge of more than 50 million
10 per month to keep San Onofre. The surcharge
11 now in its 20th month.

12 Our first question is: Do you
13 intend to allow the subsidy to continue
14 indefinitely even though the plant is now
15 closed? We are asking for an immediate end
16 to the subsidy. When do you intend to make
17 public your analysis regarding the level of
18 subsidy that has been fair and reasonable
19 since January 31st, 2012, and to consider
20 rebates, if appropriate?

21 What these issues are, they dwarfed
22 by the need of responsible management of the
23 decommissioning fund. Edison has pegged the
24 total cost of decommissioning in the 4
25 billion plus range. While fund collections
26 to date, including those by Edison, SDG&E and
27 the City of Riverside total 3.6 billion.

28 There are two grave risks. First,

1 the money currently on hand could be spent
2 ineffectively and failed to achieve crucial
3 cleanup objectives. Next, Edison views the
4 decommissioning fund as a potential revenue
5 stream. Some of this funding might be used
6 to grow the company rather than addressing
7 waste management and site remediation needs.
8 Some questions related to this: What
9 monitoring and accountability mechanisms does
10 the PUC intend to create to assure a prudent
11 and effective use of money in the
12 decommissioning fund in order to prevent
13 unjustified surcharges on ratepayers and/or
14 shortfalls meeting cleanup objectives?

15 We call for the effective oversight
16 by the PUC to assure appropriate use of money
17 in the decommissioning fund. The time has
18 come for a full understanding of the
19 intentions that will be used by the Public
20 Utilities Commission in handling these large
21 public interest concerns.

22 And we would echo our friends at The
23 Utility Reform Network as far as SDG&E is
24 concerned. Utility companies must pay for
25 mistakes out of profits, not rates.
26 Customers should not pay a single penny for
27 costs incurred by SDG&E to own an expensive,
28 inoperable nuclear plant.

1 What SDG&E customers should
2 understand is that since the announcement of
3 the permanent closure of SONGS, SDG&E has
4 decided that that has served up all the
5 fossil fuels, you can eat a buffet. They
6 come back to the PUC asking for the POP for
7 natural gas plant\$1.6 billion for ratepayers.
8 They want to build a gas plant on Camp
9 Pendleton now. So add insult to injury, what
10 they want to extract from us related to
11 SONGS, they want to use it to come at us with
12 natural gas power plants that we do not need
13 and throw it on our backs.

14 Thank you for your time.

15 (Audience clapping)

16 ALJ DUDNEY: Thank you,
17 Mr. Hasapopoulos.

18 Next is Paul Dosik to be followed by
19 Helen Bourne.

20 STATEMENT OF MR. DOSIK

21 MR. DOSIK: My name is Paul Dosik,
22 spelled D-O-S-I-K. And I have a home in El
23 Cajon. I'm a former retired electrical
24 engineer.

25 What happens is when the power plant
26 is starting to age and in need of
27 replacement, SDG&E and Southern California
28 Edison decided to get a higher -- Mitsubishi,

1 and to get an entirely new design. It was an
2 untested design. And they should have gotten
3 regulatory approval of this new design, but
4 they put it -- they didn't get proper
5 licenses for it. They weren't being very
6 upfront with what they did.

7 Now, the design was a faulty design.
8 I think everybody agrees that the design was
9 faulty. That is why they can't repair it.
10 Now it is being decommissioned, and I believe
11 that all the costs of the decommission should
12 not be borne by any of the ratepayers,
13 because it was the fault of the utilities
14 that selected Mitsubishi, and should hash it
15 out amongst themselves who should pay what.
16 It should not be the ratepayers. Thank you.

17 (Audience clapping)

18 ALJ DUDNEY: Thank you, Mr. Dosik.

19 Next is Helen Bourne to be followed
20 by David Keeler.

21 STATEMENT OF MS. BOURNE

22 MS. BOURNE: My name is Helen Bourne,
23 that is H-E-L-E-N, B-O-U-R-N-E. I'm speaking
24 as one ratepayer.

25 And the utility companies, they are
26 the ones who wanted the nuclear plant. They
27 are the ones that went both ways. We should
28 not have to pay for their mistakes. The cost

1 for San Onofre and all the times it was out
2 of service, that is not our responsibility as
3 ratepayers.

4 So I really feel -- I agree with the
5 lady who spoke I think from Carlsbad. We
6 need to get with a better program here. The
7 sun shines most every day. We need solar
8 panels on every roof. We need to think of
9 people and life and the well being of our
10 planet. And, you know, get with a better --
11 it is a new age. Let's get rid of it.

12 Thank you.

13 (Audience clapping)

14 ALJ DUDNEY: Thank you, Ms. Bourne.

15 Next is David Keeler to be followed
16 by John Fox.

17 STATEMENT OF MR. KEELER

18 MR. KEELER: Good afternoon. Thank you
19 for this opportunity to speak today on the
20 San Onofre replacement steam generation
21 issue. My name is David Keeler. I'm a
22 homeowner in Santee, ratepayer and former
23 electrical engineer for 18 years of some of
24 the largest electrical generation
25 distribution manufacturers in the world.

26 I am opposed to any backcharge to
27 the non-stakeholder consumer ratepayer
28 mismanagement and subsequent financial losses

1 of the San Onofre defective replacement steam
2 generators. San Diego Gas & Electric or the
3 subsidiary of Sempra Energy and Edison, both
4 for-profit electrical monopolies, are solely
5 responsible for the management failure to
6 ensure replace generators, all the necessary
7 operational standards and safety regulations.
8 Sempra Energy had the oversight, and Edison
9 and the manufacturing and acceptance of the
10 replacement generators and failed in that
11 responsibility.

12 As an investor-owned and for-profit
13 business subject to California Public
14 Utilities Commission, the business decisions
15 of corporation are solely based on
16 profitability and return on investment. As
17 such, the financial rewards or financial
18 losses incurred by such decisions are the
19 result solely to the corporate entity as with
20 any formal for-profit business.

21 SDG&E's ratepayers had no voice or
22 input in the decision regarding the
23 replacement generators and, therefore, must
24 not be subject to the financial burden of the
25 failed corporate management. There are many
26 instances of failure of SDG&E, Sempra Energy,
27 to be a good corporate citizen steward of
28 electrical service in this area. One of the

1 more recent examples of the support system is
2 a decision in 2010 without admitting
3 wrongdoing that resulted in \$10 million
4 settlement of claims of electrical price
5 gouging by SDG&E and Sempra.

6 I implore the PUC not to allow the
7 ratepayer citizen to be gorged again in
8 bearing the cost of for-profit corporate
9 mismanagement in the San Onofre debacle.

10 Thank you for your time to speak.

11 (Audience clapping.)

12 ALJ DUDNEY: Thank you, Mr. Keeler.

13 Next is John Fox who will be
14 followed by Bambi Marryweather.

15 STATEMENT OF MR. FOX

16 MR. FOX: Hello. My name is John Fox.
17 I'm a consumer adequate with CALPIRG, the
18 California Public Interest Research Group.
19 I'm here on behalf of CALPIRG, of course, and
20 also around 12,000 local members directly
21 affected by rate increases surrounding
22 exclusion of San Onofre Nuclear Power Plant.

23 As you know, the San Onofre Nuclear
24 Power Plant was initially shut down in
25 January 2012 while Edison sought to address
26 the premature wear and radioactive leaks of
27 steam generators installed less than two
28 years earlier. We are now at the point where

1 they are asking us, the consumers, to cover
2 the cost of their obvious mismanagement to a
3 project that was designed to extend the life
4 of the plant but ultimately led to early
5 closure. California ratepayers played no
6 part in the decision to upgrade San Onofre
7 Nuclear Power Plant, how to deal with unsafe
8 steam generators once cracks were discovered
9 or to kill the plant finally this summer.

10 California ratepayers should bear no
11 financial liability for SONGS operation costs
12 and attempted repairs since SONGS was shut
13 down early in 2012. Those expenses sit
14 squarely with the plant operators and their
15 shareholders. Despite this estimated \$1.3
16 billion has already been collected from
17 California ratepayers by Edison and San Diego
18 Gas & Electric.

19 CALPIRG calls on the CPUC to rule
20 that, number one, ratepayers not pay any of
21 the estimated \$768 million spent as part of
22 the Steam Generator Replacement Project.
23 Second, that SONGS operators should cease to
24 charge ratepayers for operational costs,
25 capital cost and other revenues associated
26 with nonoperational power plant, and
27 reimburse ratepayers money collected while
28 SONGS stood idle from January 2012 until

1 present.

2 The PUC has the duty in their Public
3 Utilities Code 451 to ensure all utility
4 charges are just and reasonable. The
5 aforementioned are required to make sure that
6 consumers are protected from unjust and
7 unreasonable rates associated with early
8 termination of the San Onofre Nuclear Power
9 Plant.

10 As the PUC's own Division of
11 Ratepayer Advocates noted, charging
12 ratepayers for expenses of a nonoperational
13 plant is clearly unreasonable, and failure to
14 remove SONGS costs from rates immediately
15 would be a violation of Section 451.

16 Thank you for your time and
17 consideration.

18 (Audience clapping.)

19 ALJ DUDNEY: Thank you, Mr. Fox.

20 Next is Bambi Marryweather to be
21 followed by Robert Monroe.

22 STATEMENT OF MS. MARRYWEATHER

23 MS. MARRYWEATHER: My name is Bambi
24 Marryweather, B-A-M-B-I,
25 M-E-R-R-Y-W-E-A-T-H-E-R.

26 So San Diego Gas & Electric and
27 Edison's botched retrofit, they caused a shut
28 down, they misled the nuclear safety

1 officials about the extent of the design
2 changes so as to avoid regulatory review.
3 And they do not expect their investors to pay
4 for this.

5 I saw the photos in the UT of duct
6 tape and brooms supporting I don't know what
7 in the room of the reactor. Duct tape and
8 brooms do not seem to be what you would
9 expect from a safety standpoint, especially a
10 nuclear plant.

11 San Onofre is just one more example
12 of the shoddy care of infrastructure that San
13 Diego Gas & Electric is becoming known for
14 costs in past lives and property. We are
15 extremely fortunate that we did not have some
16 kind of a horrible disaster from what could
17 have happened in San Onofre.

18 Why should consumers be expected to
19 pay for this? I know that the shareholders
20 are supposed to be able to continue to
21 receive their guaranteed profits, but it
22 seems that when a company makes bad decisions
23 that their investors should be responsible
24 for these decisions. This happens in almost
25 any other business.

26 Last, I am envisioning a world where
27 greed is no longer a constant.

28 (Audience clapping.)

1 ALJ DUDNEY: Thank you,
2 Ms. Marryweather.

3 Next is Robert Monroe to be followed
4 by Kayla Race.

5 STATEMENT OF MR. MONROE

6 MR. MONROE: Thank you for the
7 opportunity to speak. The advantage of going
8 later is that people said what I was going to
9 say and said it quite eloquently. I would
10 like to say I'm a ninth generation
11 Californian. My family landed at Point Loma.

12 I'm appalled at the lack of
13 protection of the citizenry of California by
14 the California Public Utilities Commission.
15 I feel that they have become an advocate for
16 industry much as the old AEC was for nuclear
17 development, and that resulted in a split
18 between the AEC, the Department of Energy
19 because of that.

20 I urge the Commission to view the
21 citizens and the ratepayers and the taxpayers
22 of California as sacrosanct, as their first
23 and most serious protectors. And I ask that
24 you hold Southern California Edison and San
25 Diego Gas & Electric responsible for
26 mismanagement and poor decision making, not
27 us. I can't afford it anymore. After nine
28 generations here, I'm likely to leave if this

1 kind of behavior continues.

2 Thank you.

3 (Audience clapping.)

4 ALJ DUDNEY: Thank you, Mr. Monroe.

5 Next is Kayla Race to be followed by
6 Cathy Williams.

7 STATEMENT OF MS. RACE

8 MS. RACE: I'm Kayla Race. I'm a
9 resident of the city of San Diego. And I
10 work with low-income communities of color on
11 a daily basis, and these communities are most
12 impacted by pollution from a variety of
13 sources. And they are also being hit worse
14 by climate change.

15 So we've been paying for dirty
16 energy for too long from natural gas and
17 nuclear energy, and we don't think that we
18 should continue to pay for dirty energy and
19 for SDG&E's bad mistakes. So really no other
20 industry gets to make profit off of their own
21 mistakes. And so San Diego Gas & Electric
22 and SoCal Edison should not be different.

23 We are here to ask you to deny
24 SDG&E's request and instead prioritize that
25 ratepayer funds be used in loading order, and
26 to really focus on energy efficiency and
27 energy conservation and restore new storage
28 and clean distributed energy in the urban

1 neighborhoods. I heard someone talking about
2 clean energy, and we would love to see that
3 eventually. Really focus on distributed
4 generation. Thank you.

5 (Audience clapping.)

6 ALJ DUDNEY: Thank you, Ms. Race.

7 Next is Cathy Williams who will be
8 followed by John Greene.

9 STATEMENT OF MS. WILLIAMS

10 MS. WILLIAMS: Good afternoon,
11 Commissioner and Judge. My name is Cathy
12 Williams, C-A-T-H-Y, W-I-L-L-I-A-M-S. I'm
13 here as a resident of City Heights. I'm a
14 mom, a grandma and an aunt.

15 I'm here today because I'm worried
16 about impacts of pollution of power plants
17 and climate change in my community. My
18 communities are already suffering from the
19 backs of dirty energy and pollution. Climate
20 change is going to make everything worse.
21 That is why I need the Commission to
22 prioritize clean energy solutions like local
23 solar energy efficiency and not dirty energy.

24 For too long I personally have been
25 paying SDG&E for dirty and dangerous energy.
26 And we are also paying for that cost again
27 with my health and the health of my
28 grandchildren and my nieces and nephews. I

1 don't want to keep continuing to pay my bills
2 to have people produce dirty energy that
3 hurts our communities. I also don't want to
4 pay for mistakes of SDG&E for nuclear that we
5 are not even using anymore.

6 Commissioner, would you keep paying
7 for something that you are not getting to
8 use? And Judge, would you like to pay for
9 mistakes you had nothing to do with? Just
10 think about that.

11 Instead, if there is indeed a refund
12 available, I would like the energy payments
13 to be going back to the community through
14 utility investments in local clean energy on
15 our rooftops and parking lots. That would be
16 my suggestion.

17 Thank you for taking the time to
18 listen.

19 (Audience clapping.)

20 ALJ DUDNEY: Thank you, Ms. Williams.

21 Next is John Greene to be followed
22 by Able Valls.

23 STATEMENT OF MR. GREENE

24 MR. GREENE: My name is John Greene.
25 I'm a ratepayer who lives in Bonita. I'm
26 also a pastor of a church, United Methodist
27 Church, in Southeast San Diego. I want to
28 thank you, first of all, for coming and

1 holding this hearing.

2 My concerns are two-fold. I wish to
3 speak, I wish that you would deny San Diego
4 Gas & Electric Company the rate increase that
5 they are seeking. Because as others have
6 said before me, it was their decision. And
7 so it was their business decision to make,
8 and so we should not be held accountable, or
9 we should not be held at fault because of
10 that.

11 Secondly, I wish you would deny
12 that, because the people I minister to in
13 Southeast San Diego or Sherman Heights, as
14 some people call it, are low income, low
15 middle income, and can least afford to have
16 their rates increased. And so I wish that
17 you would listen to the community folks in
18 terms of their ability or their lack of
19 ability to be able to pay those kinds of rate
20 increases, and deny San Diego Gas & Electric
21 Company their request.

22 (Audience clapping.)

23 ALJ DUDNEY: Thank you, Mr. Green.

24 Next is Abel Valls, and Mr. Valls is
25 last on the list. So if anyone else would
26 like to speak, sign up with the Public
27 Advisor.

28 STATEMENT OF MR. VALLS

1 MR. VALLS: Thank you. I don't know
2 whether it is an honor or not to be the last
3 one, but I'll take the chance.

4 I was going to -- first of all, my
5 name is Abel Valls, last name is V- as
6 Victor, A-L-L-S. And I was not going to
7 address you here today. I decided against
8 that, because -- I decided to be here and
9 talk to you, because I heard that the
10 commissioner will not be here for the second
11 session.

12 I would like to look at it from a
13 different point of view, and that is that
14 when people refer to what happened in the
15 situation, they are using the word "mistake"
16 as selecting the turbines was a mistake. The
17 intention was good, but the results were not.

18 I suggest that it was not a mistake.
19 It was a decision that it was made. That
20 decision was made based on series of factors
21 that we don't have access to. But that
22 decision was a conscious decision made. It
23 was no mistake. The decision was probably
24 made because the utility was going to make
25 more money that way. And it is like saying
26 we are going to make the money, and if we
27 happen to be wrong about this, we are going
28 to get the money anyway. I don't understand.

1 How is that so difficult to reflect?

2 I also believe that the reason that
3 SDG&E and Edison is requesting that money is
4 because it is too easy. They are investing a
5 very small amount of money, and they will get
6 a lot, a huge return of investment. I would
7 do that if I had the same position that they
8 have and no ethics. Unfortunately, I do have
9 ethics.

10 And I'm here to tell you that I
11 don't know who needs to pay for that, but I
12 do know who doesn't, and these are the people
13 that are sitting here today. They are the
14 ratepayers and the taxpayers.

15 I was going to put together my
16 thoughts in a more coherent way. I didn't
17 have a chance, so bear with me.

18 This is not an opportunity for the
19 commissioners to make a decision. This is
20 more involved than that. I will suggest that
21 that is mundane, an obligation, duty, as the
22 gentleman sitting over there said before.

23 So it is interesting to see that
24 when there are losses to be assumed by one
25 entity -- and I'm running out of time. I
26 would just like to leave you with this. Let
27 me repeat myself by saying that we don't
28 have -- and I don't have much time. I need

1 to respect that.

2 So thank you for your time.

3 (Audience clapping.)

4 ALJ DUDNEY: Thank you, Mr. Valls. It
5 looks like we are getting another list of
6 people.

7 UNIDENTIFIED AUDIENCE MEMBER: Can we
8 speak twice?

9 ALJ DUDNEY: Actually, I would like to
10 stick with three minutes for everyone.

11 Next is Grace Van Thillo.

12 STATEMENT OF MS. VAN THILLO

13 MS. VAN THILLO: Hello. My name is
14 Grace Van Thillo from San Clemente. We have
15 been here before. And we will continue to
16 come, because we ratepayers need to be
17 protected.

18 The NRC's report has shown that
19 Edison did know of the steam generator
20 problems in design, and we ratepayers should
21 not be accountable for that.

22 This is an investor-owned utility,
23 gatekeepers of our transmission grid and
24 generation resources. We are funding lavish
25 compensations, as the *Houston Chronicle* just
26 reported, and we are trying to take care of
27 our families and our businesses. We
28 ratepayers are captive, and we are depending

1 on you to do the right thing. Thank you.

2 (Audience clapping.)

3 ALJ DUDNEY: Thank you, Ms. Van Thillo.

4 And next we have Ray Lutz.]

5 STATEMENT OF MR. LUTZ

6 MR. LUTZ: Thank you. My name is Ray
7 Lutz, L-U-T-Z. I am an electrical engineer.
8 I live in East County, San Diego.

9 Mostly today I want to talk about a
10 the openness of the meetings and the
11 locations of the meetings and the like. One
12 of the problems we have here is capitalism
13 works really good for a lot of things, one of
14 them is if you screw up and you're an
15 independent company, capitalism doesn't care
16 and you get slapped down and you go out of
17 business a lot of times.

18 Well, the CPUC sometimes has a soft
19 heart. It's hard to slap down people that,
20 you know, big companies that you are friends
21 with, et cetera. And in order to make sure
22 that this sort of stuff does happen, we need
23 to be open, we need to be really open with
24 these meetings.

25 Now, in the Sunrise Powerlink
26 meetings we had evidentiary hearings down
27 here in the area where the Sunrise Powerlink
28 was going in. So far, the evidentiary

1 hearings in this proceedings have all been up
2 in San Francisco where no one is really
3 affected up there. Members of the public
4 can't come to your meetings. This is
5 important that you fix.

6 Also, cameras in the room during
7 Sunrise Powerlink, no problem me bringing a
8 camera in the room and video recording. So
9 far, we've been chased out of the room two or
10 three times and threatened with arrest. Got
11 to be open. There is no reason not to have
12 cameras in the room. I can't see any reason.

13 You say "off the record" and that
14 part of the proceedings is just a bunch of
15 adminis-trivia, it wouldn't matter if it's
16 recorded. There is no sensitivity for, you
17 know, husband-and-wife communications or, you
18 know, witness protection program. This
19 doesn't exist in this type of proceeding.

20 Why is it done? It's because the
21 utility loves it this way because they love
22 to keep the public out of it. Why? Because
23 if the public was here, it would be really
24 much harder for them to get away with what
25 they do, which is raise the rates --

26 (Audience clapping.)

27 MR. LUTZ: CPUC is supposed to
28 replace that capitalistic marketplace. But

1 you turned into some powder puffs up there.
2 You're not slapping this company around
3 enough. You need to slap them around a lot
4 harder than you are. It's not happening yet.
5 They've got the system rigged up really well.
6 It's hard to get involved. You can't go to
7 the meetings. You got to go through this
8 excessive thing. You can't even hardly talk
9 here. "Oh, you're a party, so you can't
10 talk." Well, that's not true. I'm a
11 ratepayer, so I get to speak here.

12 The Star Trek spoof, that was a
13 perfect example of why this company is out of
14 control. They're busy making little games up
15 there in a nuclear reactor.

16 Now, there was only 6 16-hour
17 periods in 2012 when San Onofre would have
18 been cost effective. So this entire time
19 we're working with a plant that's not even
20 viable. It shouldn't even be on line ever.
21 It's not cost effective, plus all of the
22 waste.

23 I don't know how to -- open things
24 up. You don't have to make the decisions.
25 Just get them open and it will happen on its
26 own. Trust me.

27 Thanks.

28 (Audience clapping.)

1 ALJ DUDNEY: Thank you, Mr. Lutz.

2 Now we'll go to Mark Toney.

3 STATEMENT OF MR. TONEY

4 MR. TONEY: Thank you. My name is Mark
5 Toney, T-O-N-E-Y. I'm executive director of
6 TURN, The Utility Reform Network. We are a
7 party to this case. I'll keep my remarks
8 short.

9 The -- our position is that because
10 San Onofre power plant is closed, the rates
11 should not be including the operational
12 costs, the cost of the defective steam tubes,
13 Edison and SDG&E's returns on the plant, and
14 the replacement power that's been needed
15 since the plants went dark.

16 The rising costs are the
17 responsibility of Edison and SDG&E
18 management; they're the ones that should pay.
19 The shareholders should pay. The expenses
20 should come out of profits, not out of rates.

21 Ratepayers should not have to bail
22 out the utility companies when they make
23 profound mistakes. We are not talking about
24 an act of God. We are not talking about an
25 earthquake destroying the plant, okay, or it
26 got struck by lightning.

27 We are talking about management
28 decisions that they made without any input

1 from the public, and the public should not
2 have to pay. Ratepayers should get refunds
3 for what they have been paying for the last
4 two years, in addition to not paying from
5 this moment on.

6 Thank you.

7 (Audience clapping.)

8 ALJ DUDNEY: Thank you, Mr. Toney.

9 Is there anyone else who wishes to
10 speak today?

11 (No response.)

12 ALJ DUDNEY: Okay. Thank you very
13 much. If not, that completes the
14 presentation of speakers. I thank everyone
15 for their comments and reiterate a
16 transcribed record of your comments -- oh.

17 UNIDENTIFIED AUDIENCE MEMBER: I
18 believe people were told this would go until
19 5, is that correct, and then resume. So my
20 question is what about people who may be
21 coming later, you know, between now and 5 and
22 can't stay for the evening session? How will
23 they be able to have any input?

24 People may be coming after work.

25 You know, it's just really when a
26 time is announced, we kind of have to stick
27 to it to make sure anybody who shows up gets
28 to speak.

1 (Audience clapping.)

2 ALJ DUDNEY: So I guess in recognition
3 of that, let's take a break. And if anyone
4 who wants to -- would like to join us back,
5 we'll resume at 4:00 p.m. and see if anyone
6 would like to speak at that time.

7 (Audience clapping.)

8 (Recess taken.)

9 ALJ DUDNEY: Okay. All right. If
10 everyone could take their seats, we'll go
11 ahead and get started.

12 Okay. Everyone, please, sit. We
13 have two speakers. Next will be John Mattes,
14 followed by Martha Sullivan.

15 So, Mr. Mattes?

16 STATEMENT OF MR. MATTES

17 MR. MATTES: My name is John Mattes,
18 M-A-T-T-E-S. And I'm speaking as behalf of
19 the political group, Much Better Choices, but
20 primarily as a ratepayer and a consumer
21 advocate.

22 And I want to thank the Commission
23 for hearing from the public because this is
24 what makes our democracy work, to listen to
25 people, to listen to citizens, take their
26 input and to listen to the elected
27 representatives.

28 It was bold, it was brave, of

1 elected representatives to come in here and
2 speak on behalf of consumers. And I applaud
3 State Senator Marty Block, I applaud Assembly
4 Woman Tony Atkins, for speaking up on behalf
5 of us, the people that don't ordinarily get a
6 voice. But they are speaking on our behalf,
7 and that's the kind of representation we
8 need.

9 As to the rate request and the
10 question of rate refunds, it's rather
11 incredible that in fact a company would turn
12 around to the victims, to the consumers, and
13 say "we built a bad product and it didn't
14 quite work" -- whether it's an Edsel or it's
15 a nuclear power plant -- "but we would like
16 you to pay more for it after you pay for it
17 once."

18 I cannot think back in our recent
19 history that any company has dared do that.
20 But this company, these utilities, have dared
21 do that to us, and that's why the people are
22 speaking out today. And I appreciate the
23 time here for you to hear us.

24 And if we look at what they're
25 really asking -- small children are taught
26 fundamentally: You clean up your own mess.
27 That's all we ask them to do, clean up your
28 own mess.

1 And I would conclude by saying if
2 Edison or SDG&E were here, I would say
3 directly to them: Don't make me pay for your
4 mistakes.

5 Thank you.

6 (Audience clapping.)

7 ALJ DUDNEY: Thank you, Mr. Mattes.

8 Next is Martha Sullivan.

9 STATEMENT OF MS. SULLIVAN

10 MS. SULLIVAN: Well, welcome back to
11 San Diego. You know, this is sort of very
12 interesting timing because last Friday, I
13 actually went down to the San Diego office of
14 the California retirement system, and I
15 applied for my pension. I'll be eligible to
16 receive it shortly because of an upcoming
17 birthday.

18 And so most of my 22 years in state
19 service were at the PUC. And I had several
20 people, you know, that I had told that I had
21 gone and filed for my pension. I had several
22 people commend me that you're still serving
23 the people of California. And I and Ray Lutz
24 and others are doing this on a volunteer
25 basis because it's so incredibly difficult
26 for ratepayers to have their voice heard in
27 this process. We've seen it with the NRC and
28 we've seen it with the PUC.

1 And it's sort of poetic justice for
2 me because I spent so much of my career on
3 the agency side, and I hosted many public
4 meetings on draft environmental impact
5 statements and, you know, Commission
6 decisions about proposed projects. And I
7 would like to think I was always pretty
8 open-minded about it. But I also -- I had to
9 balance, you know, the difficulty of hearing
10 all the emotion and all the concerns that
11 people had about their money being spent and
12 about their property being jeopardized and
13 about their families and their loved ones
14 being jeopardized.

15 So now I'm on the advocate side.
16 And, you know, I fully comprehend how
17 difficult it was for those people now, how
18 hard it is to bust through the institutional
19 system that's grown up. And I'm not saying
20 that the people at the Commission who work at
21 the Commission intended to be this way. But
22 the reality is is that over decades this is
23 what has grown up through the thick, thick
24 callus on top of the PUC in terms of letting
25 an average person participate in this process
26 and have their voice heard.

27 And so it's great to have you here
28 today, you know, one day out of a year of

1 doing this investigation. And we're glad
2 that you agreed to stick around until the
3 posted five o'clock, in case somebody does
4 decide to stop by on their way home from
5 work. But just try to remember that. This
6 is the only shot that we here in Southern
7 California have at talking to you guys
8 directly.

9 Thank you.

10 (Audience clapping.)

11 ALJ DUDNEY: Thank you, Miss Sullivan.

12 Is there anyone else who would like
13 to speak today?

14 UNIDENTIFIED AUDIENCE MEMBER: Can we
15 speak again?

16 ALJ DUDNEY: No. We're limiting
17 everyone to speaking once.

18 Okay. Hearing no other speakers,
19 we will go ahead and adjourn at this time.
20 And if anyone else comes and would like to
21 make comments, the Public Advisor's office
22 will be here. And we will happily accept
23 written comments from anyone who comes in any
24 time today.

25 Okay. Thank you, everyone, again
26 for your participation. This public
27 participation hearing is adjourned.

28 (Audience clapping.)

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(Whereupon, at the hour of 4:11
p.m., a recess was taken until
6:30 p.m.)]

* * * * *

1 EVENING SESSION - 6:30 P.M.

2 * * * * *

3 ALJ DUDNEY: Good evening, welcome.

4 This public participation hearing before the
5 California Public Utilities Commission is in
6 session.

7 I am Administrative Law Judge Kevin
8 Dudney. I will be moderating this hearing.

9 The assigned commissioner, Mike
10 Florio, attended this afternoon's session and
11 regrets he could not stay for tonight's
12 hearing. Administrative Law Judge Melanie
13 Darling is not able to attend today's
14 hearing.

15 The California Public Utilities
16 Commission has scheduled this hearing as part
17 of our ongoing investigation into the
18 extended outages and retirement of Units 2
19 and 3 of the San Onofre Nuclear Generating
20 Station, which I will refer to as SONGS.
21 Generally, the investigation focuses on any
22 warranted refunds or rate reductions due to
23 the nonoperation of SONGS for customers of
24 Southern California Edison and San Diego Gas
25 & Electric. Those are the utilities that own
26 most of SONGS.

27 The purpose of this hearing is to
28 hear from the public about these issues. As

1 I mentioned earlier, we held another public
2 participation hearing this afternoon on the
3 same topic.

4 In addition to today's hearing, we
5 will hold evidentiary hearings on October 7th
6 through 11th in what we call Phase 2 of this
7 investigation. The focus of those
8 evidentiary hearings is to consider how much
9 of SCE's and SDG&E's past investments in
10 SONGS should be recovered in rates. To use
11 the regulatory term, these hearings will
12 consider what assets should be removed from
13 rate base.

14 We anticipate a proposed decision on
15 that subject in February. We have already
16 held Phase 1 evidentiary hearings to consider
17 SONGS-related expenses in calendar year 2012
18 and the costs of replacement power. A
19 proposed decision on Phase 1 issues is
20 expected in the near future.

21 The Commission recognizes the
22 importance of public input and welcomes your
23 comments on this matter. Representatives of
24 the Commission's Public Advisor's office
25 seated just outside the room have sign-in
26 sheets for anyone who wishes to speak. The
27 Public Advisor's role is to assist members of
28 the public in understanding how to

1 participate in Commission proceedings.

2 We will now hear from you beginning
3 with local government representatives. I
4 have a list of individuals signed up to
5 speak. Anyone who would like to make remarks
6 is welcome to sign their name on the sheet
7 with the Public Advisor's representative, and
8 we will give you the opportunity to speak.
9 If you wish, you may also send your written
10 comments to Public.Advisor@Cpuc.Ca.Gov, or to
11 the mailing address shown on the agenda
12 available at the Public Advisor's table
13 outside.

14 You can also bring your written
15 comments here to the gentleman on my right
16 who will take them. If you do send written
17 comments, please include a reference to the
18 proceeding number which is I.12-10-013.

19 When I call your name, please
20 approach the podium, identify yourself for
21 the record and please provide the spelling of
22 your name.

23 The court reporters seated on my
24 left will record each speaker's remarks. The
25 recorded transcript of this hearing will be
26 available for the commissioners to review as
27 they make their decision regarding this
28 investigation. Please speak slowly and

1 clearly into the microphone for the reporter
2 and myself so that we can accurately record
3 your remarks.

4 Each individual will have three
5 minutes to speak. Please stay within the
6 three-minute limits so everyone will have an
7 opportunity to speak. We have many
8 individuals who wish to speak. We only have
9 until 9:30 p.m. to complete this hearing.
10 Therefore, I ask that all speakers respect
11 the audience and later speakers by adhering
12 to the three-minute limit. Further, I
13 encourage organized groups to select one or
14 two individuals to represent the group.

15 Now, our first speaker is Faith
16 Bautista who will be followed by Anthony
17 Hughes.

18 STATEMENT OF MS. BAUTISTA

19 MS. BAUTISTA: Good evening. Faith
20 Bautista, F-a-i-t-h, B-a-u-t-i-s-t-a. We are
21 asking the CPUC to be fair to everyone that
22 is here and all their families and friends.

23 SDG&E for some reason forgot who
24 pays them, how they get paid, and forget why
25 they are here in San Diego. SDG&E needs to
26 recognize the value of the communities. They
27 have to create plans, programs how you can
28 replace that 20 percent of energy that they

1 are losing. That alone, charging all of us,
2 that we already had a rate increase a while
3 ago, another rate increase and maybe next
4 year another rate increase. Why do you keep
5 increasing and then your programs are
6 decreasing?

7 SDG&E needs to emulate other utility
8 companies where they can put a program
9 together for each of these people who will
10 know how to save energy. It is about energy
11 efficiency. If they do not come out of their
12 building and teach every single one of them
13 how to save energy, we will never replace
14 that 20 percent. That alone will increase
15 more of the usage of energy.

16 These are the students, these are
17 the young people, these are the people that
18 are high in technology. SDG&E should really
19 come out and be part of the community. Thank
20 you very much.

21 I would like to the ask all the
22 homeowners that I know they do not want to
23 speak, people don't want to speak because
24 they are nervous. They don't know what is
25 going to happen to them. So can you, please,
26 everyone stand.

27 (Audience clapping.)

28 MR. BAUTISTA: This one too, you guys

1 stand up. You are part of it.

2 (Audience clapping.)

3 MS. BAUTISTA: So this is the power of
4 the community. Consider the voice, consider
5 every single one of them that what they will
6 be talking about and pay attention. Don't
7 make this a hearing just a hearing. Let them
8 hear it and do something about it.

9 Thank you.

10 ALJ DUDNEY: Thank you, Ms. Bautista.

11 Next is Anthony Hughes who will be
12 followed by Jordan Bell.

13 STATEMENT OF MR. HUGHES

14 MR. HUGHES: Good evening. Thank you
15 for the opportunity. Anthony Hughes,
16 A-N-T-H-O-N-Y, H-U-G-H-E-S. I'm the Pastor
17 of Memorial Church in San Diego and also the
18 Chair of the Social Action Commission of the
19 San Diego Interdenominational Ministerial
20 Alliance.

21 Many of the people that I represent
22 are elderly and on fixed incomes. Yearly
23 they get Social Security income, they might
24 get a 3 or 4 percent increase in that. And
25 when one of the basic necessities of life,
26 your utilities, your electricity goes up at
27 the kind of rate that SDG&E is doing is
28 extremely difficult for a person such as

1 those who are always struggling with
2 healthcare expenses, always struggling even
3 to make their grocery bills. To add this
4 kind of increase is devastating to them on
5 top of being just blatantly unfair.

6 We understand that it is
7 stockholders who are not being asked to share
8 in the expense of what is happening with San
9 Onofre as opposed to us, the ratepayers who
10 are being asked to take that increase.
11 Stockholders and persons who made an
12 investment made a gamble aiming to make more
13 money for themselves. But if this increase
14 goes through, it is not a gamble because they
15 have no possible way. They could lose.

16 When I was in seminary trying to get
17 my ministerial credentials I decided that I
18 would start a little business for myself
19 repairing computers. I had a certification
20 from IBM, I was certified on the original IBM
21 PC. And young people don't remember because
22 that has a while ago. Anyway, I started to
23 try to run that business. I made some
24 investments and bought some parts, some tools
25 and equipment. But I found it extremely
26 difficult to find customers. And guess what?
27 I lost. I made an investment. It was a
28 gamble. It didn't work out. And I had to

1 pay the price.

2 If I buy stocks and the stocks that
3 I buy do not go up, if they go down I lose.
4 That is the way it is supposed to be. I
5 understand that going in.

6 (Audience clapping.)

7 MR. HUGHES: So for the person who
8 purchases these utilities cannot lose, I
9 guess we should all be given a share, because
10 that is the only way to be fair.

11 So we ask you to consider ruling
12 against SDG&E in this. I thank you for your
13 time.

14 ALJ DUDNEY: Thank you, Mr. Hughes.

15 Next is Jordan Bell who will be
16 followed by Jackie Carreon.

17 STATEMENT OF MS. CARREON

18 MISS CARREON: Hi, my name is Melinda
19 Carreon, C-a-r-r-e-o-n.

20 I want to say something. I like
21 your company, but I want my mom to save her
22 money.

23 (Audience clapping.)

24 MS. CARREON: I'm her mother. I'm
25 Jackie Carreon, J-a-c-k-i-e, C-a-r-r-e-o-n.

26 She is right, we do love your
27 company. I don't mind paying the rate
28 increase every once and a while because the

1 service at SDG&E is impeccable. If I call
2 and I need an extension, I need a payment
3 plan, they are always willing to work. But I
4 think the rate increase because of the
5 mistake that SDG&E made, it shouldn't be put
6 on us.

7 I think that we are unfortunate to
8 be recipient of the CARE Program. But at the
9 same time, there is a reason I'm on the CARE
10 Program, because I can't afford the full rate
11 that it is now let alone increase more. So I
12 think for the sake of everybody we should not
13 be paying for the mistake that SDG&E made,
14 and I disagree with what is going on. Thank
15 you.

16 (Audience clapping.)

17 ALJ DUDNEY: Thank you.

18 Next we will go to Michael Grimaud
19 followed by Bella Carreon.

20 STATEMENT OF MR. GRIMAUD

21 MR. GRIMAUD: My name is Michael
22 Grimaud. I work with Faith Bautista as an
23 employee. Michael, M-I-C-H-A-E-L,
24 G-R-I-M-A-U-D.

25 I'm here to say if you break it, you
26 should fix it, not us.

27 (Audience clapping.)

28 ALJ DUDNEY: Thank you, Mr. Grimaud.

1 Next is Bella Carreon followed by
2 Chon Soriano.

3 STATEMENT OF MS. CARREON

4 MS. CARREON: My name Bella Carreon.

5 I am married to a military guy who
6 is retired in Navy, still working for the
7 Navy because of our mortgage. Right now he
8 is even on furlough. He doesn't work. Not
9 his fault. Just because of this, we are off
10 a thousand dollars a month. We could hardly
11 pay for our house. Maybe give us the higher
12 rate, we might not be able to pay for
13 electricity.

14 I'm speaking not just for me, I
15 think for military family. I don't think you
16 should increase, give us higher pay. Not
17 like increase, because it is their fault.
18 Thank you very much.

19 (Audience clapping.)

20 ALJ DUDNEY: Thank you, Ms. Carreon.

21 Next is Chon Soriano who will be
22 followed by Zemaira Papa.

23 STATEMENT OF MR. SORIANO

24 MR. SORIANO: My name is Chon Soriano,
25 C-H-O-N, S-O-R-I-A-N-O.

26 I'm here today because I want to
27 make a difference, just like these other
28 people behind me. If I make 3.4 million a

1 year, I wouldn't care about the utilities.
2 But I don't, I'm not a CEO. I'm just a
3 resident like these people with a mortgage,
4 with health insurance, with water utility
5 bills, home maintenance. If they increase
6 the utility bills even more, I don't know
7 what I'm going to do. Anyway...

8 (Audience clapping.)

9 ALJ DUDNEY: Thank you, Mr. Soriano.

10 Next is Zenaida Papa followed by
11 Louisa Surreal.

12 STATEMENT OF MS. PAPA

13 MS. PAPA: Good evening. I'm Zenaida
14 Papa, Z-E-N-A-I-D-A, P-A-P-A. I'm a senior.

15 I'm here to say no to pay the high
16 gas and electric. I cannot afford it. So
17 I'm here to say a big no, please. That is
18 all. Thank you so much.

19 (Audience clapping.)

20 ALJ DUDNEY: Thank you, Ms. Papa.

21 Next is Louisa Surreal followed by
22 Noli Custodian. Louisa Surreal?

23 (No response.)

24 ALJ DUDNEY: Next is Noli Custodian?

25 (No response.)

26 ALJ DUDNEY: Moving on, Marisa
27 Valenzuela. Ms. Valenzuela will be followed
28 by Consuelo Manriquez.

1 STATEMENT OF MS. VALENZUELA

2 MS. VALENZUELA: Good evening. My name
3 is Marisa Valenzuela, M-A-R-I-S-A,
4 V-A-L-E-N-Z-U-E-L-A. I live in Chula Vista.

5 And I'm here to ask the Commission
6 not allow SDG&E to increase the price of
7 electricity. Because with this economy is
8 very hard to just to buy gas, food, very
9 expensive. So it would be very hard for me
10 to pay another increase. My income is very
11 low. I'm hard to survive like all our
12 families right now. Thank you.

13 (Audience clapping.)

14 ALJ DUDNEY: Thank you, Ms. Valenzuela.

15 Next is Consuelo Manriquez followed
16 by Isagani Isabello.]

17 STATEMENT OF MS. MANRIQUIZ

18 MS. MANRIQUIZ: My name is Consuelo
19 M-A-N-R-I-Q-U-I-Z. I stand before you in the
20 spirit of King-Chavez to talk about this
21 issue and how it affects 570 of our students,
22 more than 57 employees in our school. With
23 an increase of SDG&E rates, that would be a
24 terrible situation -- would put our teachers
25 and our students in a terrible situation.

26 We are a school with a hundred
27 percent of students that are qualified for
28 free introduce lunch, and every day is a

1 struggle for them and their families. So we
2 stand before you against it.

3 So one of the things that we did
4 is -- always to learn from what goes on and
5 how we can become active like King and
6 Chavez. And we had a survey, 350 students.
7 And I'll give you the first one.

8 San Diego Gas and Electric recently
9 received a 1.4 billion rate increase that you
10 helped pay for. They are now seeking another
11 800 million for mistakes they made in
12 operating their nuclear plant at San Onofre.
13 Who should pay for these mistakes?

14 338 students out of 350 said SDG&E
15 and top executives, not the people of San
16 Diego, not the families of King-Chavez
17 Community High School, and not our teachers.

18 The other one is that we -- the CEO
19 pay, that what he gets for one day does not
20 even compare to what our parents make in the
21 whole year, or even the entire teaching staff
22 at King-Chavez. So again we asked our
23 students: Should there be a limit for CEOs'
24 pays, especially for SDG&E?

25 247 said, yeah, there should be.

26 We also asked the students if CPUC
27 Commissioners should regulate the increase of
28 the pay of top executives at Edison and not

1 have as high increase.

2 And, again, 259 of 350 kids said
3 yes.

4 So this are your future, kids.
5 This are -- the parents are the ones who are
6 paying for SDG&E bills and they're
7 struggling. And you can -- you're all
8 invited to come to our school and talk to our
9 students and see what they do every day just
10 to make it to our school.

11 So I thank you for this opportunity
12 to present. Gracias.

13 (Audience clapping.)

14 ALJ DUDNEY: Thank you, Miss Manriquez.
15 And thank you to the students of King-Chavez
16 High School.

17 Next is Isagani Isabello. Isagani
18 Isabello?

19 Okay.

20 UNIDENTIFIED AUDIENCE MEMBER: She's in
21 the bathroom.

22 ALJ DUDNEY: Oh, in the bathroom?
23 Okay. We'll come back to her after the next
24 speaker.

25 Rofino Fernandez?

26 STATEMENT OF MR. FERNANDEZ

27 MR. FERNANDEZ: Good evening. My name
28 is Rofino Fernandez. I live in 3140 Milton

1 (ph) Drive. I am US military retired with
2 limited income. So I ask the SDG&E to either
3 maintain or reduce the cost of electricity,
4 as the economy is still struggling for on the
5 recovery.

6 Thank you.

7 ALJ DUDNEY: Isagani Isabello?

8 All right. Amelita Fernandez?

9 Amelita Fernandez?

10 All right. Laticia Rillorta?

11 STATEMENT OF MS. RILLORTA

12 MS. RILLORTA: Good evening. My name
13 is Laticia Rillorta, R-I-L-L-O-R-T-A.

14 I am a working mother with two
15 daughters, and I would like to request of the
16 SD&G (SIC) to reduce our electricity bills
17 because it's really hard for us to maintain
18 our utilities.

19 And I thank you so much for hearing
20 our requests of dealing these matters. Thank
21 you.

22 ALJ DUDNEY: Thank you, Miss Rillorta.

23 Rosalind Deleon?

24 STATEMENT OF MR. DELEON:

25 MR. DELEON: Good evening. Good
26 evening, Commissioner and everybody. My name
27 is Eugene C. Deleon. "Eugene" I spell
28 E-U-G-E-N-E, and Deleon, D-E-L-E-O-N.

1 My message is and request for you,
2 sir, is simple. Don't increase my utility
3 bills. Thank you.

4 (Audience clapping.)

5 STATEMENT OF MS. DELEON

6 MS. DELEON: I am Rosalind Deleon,
7 R-O-S-A-L-I-N-D, capital D-E-L-E-O-N.

8 I am also retired, and my husband
9 is a retired Navy. But our utilities are
10 really going up high. So please help us to
11 decrease all the utility bills.

12 Thank you so much.

13 (Audience clapping.)

14 ALJ DUDNEY: Thank you, both, for your
15 comments.

16 Okay. Isagani Isabello?

17 Miguel Vasquez?

18 (Audience clapping.)

19 STATEMENT OF MR. VASQUEZ

20 MR. VASQUEZ: Good evening, everybody.
21 My name is Miguel Vasquez. That's
22 M-I-G-U-E-L, V-A-S-Q-U-E-Z. And I'm here
23 representing King-Chavez High School.

24 I'm a senior. And I just want to
25 say I disagree with SDG&E's decision to
26 increase the utility bill. Being a senior,
27 it's going to be a lot of costs to apply to
28 colleges and get the applications and to save

1 money for textbooks and classes, once we do
2 attend college. And this bill increase
3 wouldn't help in any way. And I speak for
4 the rest of my seniors in the class with me.

5 So I disagree with SDG&E's
6 decision.

7 Thank you.

8 (Audience clapping.)

9 ALJ DUDNEY: Thank you, Mr. Vazquez and
10 to your classmates.

11 Yuritzzy Rico.

12 STATEMENT OF MS. RICO

13 MS. RICO: Good afternoon. My name is
14 Yuritzzy Rico, Y-U-R-I-T-Z-Y, R-I-C-O.

15 My concern is that my parents will
16 have to pay higher utilities and it affects
17 me and everyone in my community. My friends
18 work overtime making minimum wage to be able
19 to pay. I disagree with you guys increasing
20 the utility rates.

21 Thank you.

22 (Audience clapping.)

23 ALJ DUDNEY: Thank you, Miss Rico.

24 Next is Anahi Espinoza, who will be
25 followed by Oscar Medina.

26 And I do apologize for names that I
27 mispronounce. I know I will mess up a few.

28 STATEMENT OF MS. ESPINOZA

1 MS. ESPINOZA: Good evening. My name
2 is Anahi Espinoza, and I go to King-Chavez
3 High School.

4 I disagree with the decision that
5 has been made by SDG&E to be -- (inaudible)
6 that most of our families work full-time and
7 get paid minimum wage and can barely afford
8 to sustain us. And now they want us to pay
9 for their mistakes.

10 So now the only questions that
11 we're asking is: Where is the CEO?

12 Thank you.

13 (Audience clapping.)

14 ALJ DUDNEY: Thank you, Miss Espinoza.

15 Oscar Medina, who will be followed
16 by Rebecca Patino.

17 STATEMENT OF MR. MEDINA

18 MR. MEDINA: My name is Oscar Medina,
19 O-S-C-A-R, M-E-D-I-N-A.

20 And this increase just doesn't make
21 sense because if it's their fault, it's
22 them -- or they should be the people to pay
23 it. My mother works two jobs, nearly
24 80 hours a week. Yet, she still stresses
25 about paying bills. And she usually has to
26 get payday loans and money loans just to pay
27 the rent because we live in a three-bedroom,
28 and it's insane.

1 And then also adding this increase,
2 especially one that's over something that
3 they did themselves, that's insane. Why
4 would they?

5 I just -- I'm with King-Chavez
6 High. I'm a junior. And I agree with most
7 of the statements that they have said that
8 this increase is unfair.

9 Have a good day.

10 (Audience clapping.)

11 ALJ DUDNEY: Thank you, Mr. Medina.

12 Next is Rebecca Patino, to be
13 followed by Melissa Cervantes.

14 STATEMENT OF MS. PATINO

15 MS. PATINO: Good evening. My name is
16 Rebeca Patino. Rebeca, R-e-b-e-c-a, Patino,
17 P-A-T-I-N-O.

18 I am a senior at King-Chavez
19 School. I believe we should not pay SDG&E's
20 mistakes. The utilities in San Diego are
21 high, and we cannot afford an increase in our
22 electricity bill for a mistake that we did
23 not commit.

24 Thank you.

25 ALJ DUDNEY: Melissa Cervantes,
26 followed by Admin Espinoza.

27 STATEMENT OF MS. CERVANTES

28 MS. ESPINOZA: Good evening, members of

1 California Public Utilities Commission. My
2 name is Melissa Cervantes, M-E-L-I-S-S-A,
3 C-E-R-V-A-N-T-A-S.

4 I'm here representing King-Chavez
5 High School, Logan and Sherman Heights
6 communities. I am deeply offended that SDG&E
7 is making our families pay millions for a
8 mistake SDG&E made, with their CEOs making
9 3.4 million.

10 5 percent of our families in the
11 areas 92103 cannot pay their water. I don't
12 think SDG&E CEOs knows how it feels to not be
13 able to flush a toilet for a week.

14 Thank you.

15 (Audience clapping.)

16 ALJ DUDNEY: Thank you, Miss Cervantes.

17 Admin Espinoza, followed by
18 Gerrardo Antunes.

19 STATEMENT OF MS. ESPINOZA

20 MR. ESPINOZA: Good afternoon,
21 everyone. My name is Admin Espinoza,
22 A-D-M-I-N, E-S-P-I-N-O-Z-A.

23 I am a senior at King-Chavez High
24 School. And I do not agree with this
25 proposal. As an only child with a single
26 mother and currently applying for college, I
27 believe it is unfair to ask millions of
28 customers to pay hundreds of millions of

1 dollars in higher bills just to pay for the
2 mistake of the company.

3 Next year, I am applying for or I
4 am going to college. I will have to pay
5 tuition, books, classes and other expenses.
6 My mother does not have a million dollars to
7 be spending every month or \$300 to spend a
8 year -- well, no one in the city does, that
9 is, except for the executives.

10 I stand my case that we should not
11 be forced to pay for something we do not
12 control.

13 (Audience clapping.)

14 ALJ DUDNEY: Thank you, Mr. Espinoza.

15 Gerrardo Antunes, followed by Maria
16 Mendoza.

17 STATEMENT OF MR. ANTUNES

18 MR. ANTUNES: Good afternoon. My name
19 is Gerrardo Antunes, and I go to King-Chavez
20 High School.

21 I am a senior. And I understand
22 life is sometimes unfair. This occasion
23 SDG&E has done something kind of unhuman
24 (sic) to all of us by trying to make us pay
25 for their mistakes. And their consequences
26 must be paid out of their own pockets. I
27 don't understand how come we have to suffer
28 the consequences.

1 But one thing that I know for sure
2 is I believe in America sort of justice, and
3 everything can be solved if you know how to.
4 And you may do the right decision.

5 (Audience clapping.)

6 ALJ DUDNEY: Thank you, Mr. Antunes.]

7 Next Maria Mendoza, followed by
8 Evelyn Laguna.

9 STATEMENT OF MS. MENDOZA

10 MS. MENDOZA: Good afternoon. My name
11 is Maria Mendoza, M-A-R-I-A, M-E-N-D-O-Z-A.
12 I'm a senior at King-Chavez High School.

13 Every senior in the country deserves
14 the right to go to prom, wear a cap and gown,
15 apply for college. Why are you ruining my
16 rights, making my parents pay the utility
17 bills for the mistakes they made? Thank you.

18 ALJ DUDNEY: Thank you, Ms. Mendoza.

19 Next is Evelyn Laguna followed by
20 Don Kelly.

21 STATEMENT OF MS. LAGUNA

22 MS. LAGUNA: Hello, good afternoon. My
23 name is Evelyn Laguna, E-V-E-L-Y-N,
24 L-A-G-U-N-A.

25 I'm representing King-Chavez High
26 School. I am really concerned, and I do not
27 agree with SDG&E utility increase. My
28 community should not pay for SDG&E's mistakes

1 when families are more concerned about
2 getting children an education. How can they
3 focus on our education when they are working
4 hard to try to pay for the mistakes SDG&E
5 made?

6 (Audience clapping.)

7 ALJ DUDNEY: Thank you, Ms. Laguna.

8 Don Kelly followed by Fernando
9 Catalan.

10 STATEMENT OF MR. KELLY

11 MR. KELLY: Good evening. I'm Don
12 Kelly.

13 UNIDENTIFIED AUDIENCE MEMBER: We can't
14 hear you.

15 MR. KELLY: Can you hear me now?

16 Good evening. I'm Don Kelly,
17 Executive Director of The Utilities Consumers
18 Action Network, UCAN. And I am here to say
19 that I think everybody here is right. They
20 are all giving you a story about how
21 incredibly hard it is to pay utility bills
22 put forward by SDG&E in this community.

23 And what people do not understand is
24 that you, the Commission, are currently
25 deciding whether or not the rates should be
26 reduced by not charging us what you are
27 already, what SDG&E is already allowed to
28 charge us in rates, whether or now we should

1 get a refund of money. Because SDG&E and
2 SoCal Edison, the operators of San Onofre,
3 are charging us money right now for a plant
4 that has been broken since 2012. They are
5 also charging us money right now for a
6 replacement steam generators that were
7 purchased several years ago, and this is what
8 keeps the plant open for much longer than
9 2012. We are being charged money in addition
10 to the replacement steam generators and for
11 the plant, also for replacement power that
12 that plant is not producing.

13 San Diego Gas & Electric has
14 recently been granted a general rate increase
15 from their GRC by the Commission decision
16 issued in May of this year. And that has
17 raised rates in this community substantially.
18 My organization gets calls every day from
19 people just like these students' parents
20 saying we are having an incredibly hard time
21 paying our utility bills because the rates
22 are so high, and now they are going up even
23 more.

24 The problem from my organization's
25 perspective is why are we still being charged
26 right now for San Onofre when it is not
27 running?

28 (Audience clapping.)

1 MR. KELLY: The Commission has the
2 power to approve whether or not to take San
3 Onofre out of rate base right now in this
4 phase. You can rearrange the scoping memo.
5 You can take that issue right now and decide
6 whether or not we should take San Onofre out
7 of rates now, and then decide whether or not
8 money should then be recovered, if any.

9 Right now you are deciding an issue
10 whether or not to refund money that is being
11 collected now and, if so, how much? Because
12 the assumption is that the plant is used and
13 useful. We all know that it is not true. It
14 is not being used and it certainly isn't
15 useful.

16 So I ask the Commission to grant a
17 general rate decrease, so to speak, by
18 refunding the money that we are currently
19 paying. We shouldn't be paying for a broken
20 plant. Thank you very much.

21 (Audience clapping.)

22 ALJ DUDNEY: Thank you, Mr. Kelly.

23 Next is Fernando Catalan followed by
24 Guillermo Leetonway.

25 STATEMENT OF MR. CATALAN

26 MR. CATALAN: Hi. My name is Fernando
27 Catalan. That is spelled F-E-R-N-A-N-D-O,
28 C-A-T-A-L-A-N.

1 I live in a house that has a busted
2 stove, where I can't use the oven, a
3 microwave that is close to breaking down,
4 sinks that are constantly breaking down, and
5 a house that has 11 people in it. I hesitate
6 to turn on my pilot light when it is hot,
7 because I worry if my parents will be able
8 to afford it. This winter I don't want to
9 have to worry about putting the heat on or
10 staying in the cold at night.

11 I'm here to represent King-Chavez
12 and the Sherman and Logan community, because
13 we are all struggling to make ends meet. In
14 a community where sometimes you worry if you
15 just heard a gunshot or if it was a tire
16 popping, you don't want the biggest of your
17 worries to be if you can pay for your
18 electric bill. Thank you.

19 (Audience clapping.)

20 ALJ DUDNEY: Thank you, Mr. Catalan.

21 Guillermo Leetonway followed by
22 Louis Luna.

23 STATEMENT OF MR. LEETONWAY

24 MR. LEETONWAY: Good evening. My name
25 is Guillermo Leetonway, G-U-I-L-L-E-R-M-O
26 L-E-E-T-O-N-W-A-Y.

27 I agree with my fellow classmates of
28 SDG&E's decision for raising the utility

1 bill. My mom is the only one working. My
2 dad is unemployed. We have to pay water, all
3 these utilities and stuff, we don't have
4 anything for food. And, yeah, I disagree
5 with SDG&E's decision raising the utility
6 bill.

7 (Audience clapping.)

8 ALJ DUDNEY: Thank you, Mr. Leetonway.

9 Next is Luis Luna followed by
10 Leonardo Quintero.

11 STATEMENT OF MR. LUNA

12 MR. LUNA: My name is Luis Luna,
13 L-U-I-S, L-U-N-A.

14 I come here to speak because of my
15 community, because most of us can barely make
16 ends meet. Most of us are trying to scrape
17 by. You see people barely with enough food
18 to feed families, barely enough to drive, get
19 gasoline. They need more money, making it
20 harder for people to scrape by. And it will
21 affect thousands of thousands of families.
22 That is it.

23 (Audience clapping.)

24 ALJ DUDNEY: Thank you, Mr. Luna.

25 Next we have Leonardo Quintero
26 followed by Daniel Beeman.

27 STATEMENT OF MR. QUINTERO

28 MR. QUINTERO: Good afternoon, my name

1 is Leonardo Quintero. That is
2 L-E-O-N-A-R-D-O, Q-U-I-N-T-E-R-O.

3 I'm here by behalf of Chavez and my
4 community to say that it is unfair that SDG&E
5 wants to raise our bills because of an error
6 they did.

7 Something that I have learned from
8 being here in America, and being raised here
9 as well, is that you should be responsible
10 for your actions. And I believe that it is
11 not correct that we are being shown by SDG&E
12 that you can get -- bypass that and just have
13 others solve your problems. I think that is
14 very wrong.

15 And I hope that you guys don't waste
16 as well, because it is very hard to live here
17 in San Diego especially. And also this can
18 be driven by hundreds of years. For example,
19 in the beginning how this nation started by
20 the Constitution, because the richest were
21 taxing us, overtaxing us. And they wanted us
22 to pay for a war where it wasn't our fault,
23 which was a seven-year war. They were angry
24 as well as we are today.

25 I'm coming here to tell you that it
26 is not fair what you are doing, and it is not
27 our fault. So we please ask that you don't
28 do it. Thank you for your time.

1 (Audience clapping.)

2 ALJ DUDNEY: Thank you, Mr. Quintero.

3 Next is Daniel Beeman followed by
4 Josan Feathers.

5 STATEMENT OF MR. BEEMAN

6 MR. BEEMAN: Hello, my name is Daniel
7 Beeman, D-A-N-I-E-L, B-E-E-M-A-N. And I feel
8 so proud to be supported by the young people
9 here. I don't think I've ever been to a
10 utility commission meeting that had so many
11 great young people speaking.

12 (Audience clapping.)

13 MR. BEEMAN: Mr. Dudley, I ask that you
14 go and visit their community. You will see
15 that even though for over a decade, I think
16 two decades, we've been paying to have
17 undergrounding for utility lines. These
18 neighborhoods do not have undergrounding yet
19 even though they've been paying as ratepayers
20 for multiple decades under SDG&E
21 undergrounding of utility lines.

22 This is what happens again and again
23 to us ratepayers in San Diego and the region
24 from SDG&E. They take our money, they look
25 away, and then they give it to their big
26 powerful friends and to their own executives.
27 This is very sad. And it isn't the way it is
28 supposed to be done, as they have

1 illustrated. They've given us a history
2 lesson tonight, and they've told us the way
3 it should be done.

4 Now, we need to command it. We need
5 the rate reduction. We didn't make the
6 mistake. We didn't make a number of mistakes
7 they made. We do not gain 5 to 18 percent
8 annually on profits like Sempra corporation
9 does. They have been a buy or a hold stock
10 for decades now. And that is what their
11 future looks like, because it is on our
12 backs. And I'm tired of it. They need to be
13 like the other utility companies north of us,
14 and they need to invest in alternative energy
15 generation. They need to stop nickel and
16 diming us.

17 You know this is the way that they
18 play the game because they are quote, unquote
19 a public utility. No, they are a monopoly.
20 They are a monopoly on our backs, and they
21 don't let any other utility come in here.
22 That is not fair. They are going to be a
23 monopoly.

24 They don't have to have a huge
25 guaranteed percentage of profit. They need
26 to be respectful. They don't have to
27 guarantee that the stockholders make double
28 digits in returns percentage-wise each year.

1 We deserve better. We ask for better. We
2 ask for a rate reduction first, and we ask
3 that you oversee how the money is spent.

4 Lastly, I ask that Raymond Lutz be
5 added to a public commission that was
6 recommended by the -- by the NRC this last
7 week to overlook what happens with San
8 Onofre.

9 This water I have here is for a
10 reason, because I'm scared of pollution that
11 could happen when they shut it down.

12 Thank you very much.

13 (Audience clapping.)]

14 Next is Josan Feathers, followed by
15 Patricia Borchmann.

16 STATEMENT OF MS. FEATHERS

17 MS. FEATHERS: My name is Josan
18 Feathers. That's J-O-S-A-N, F-E-A-T-H-E-R-S.

19 As a registered civil engineer, I'm
20 outraged that SDG&E and SCE would even
21 consider requiring the ratepayers to pay for
22 their defective San Onofre power plant.

23 SCE was responsible for failing to
24 identify the flawed design for four
25 replacement steam generators which led to
26 excessive wear of hundreds of tubes carrying
27 radioactive water. We are fortunate that a
28 massive nuclear accident did not occur at

1 this plant.

2 SCE admits Mitsubishi Heavy
3 Industries should assume the entire cost of
4 the botched steam generator replacement
5 program and related high-pressure turbine
6 project. It was their lack of engineering
7 capabilities and oversight that led to the
8 complete failure of the system. Ratepayers
9 should not be stuck with the bill due to
10 their ineptitude.

11 Finally, the shareholders'
12 investments need to be subjected to the risk
13 of their unsuccessful projects. Sempra
14 Energy continues to reap profits at our
15 expense, as do the CEOs and upper management.
16 There must be some incentive for these
17 utility monopolies to design and build
18 well-engineered projects.

19 The California Public Utilities
20 Commission is supposed to protect the public.
21 That's why it says "public."

22 (Audience clapping.)

23 MS. FEATHERS: Not these huge
24 for-profit monopolies. Please do the right
25 thing and serve the citizens of California.

26 Thank you.

27 (Audience clapping.)

28 ALJ DUDNEY: Thank you, Miss Feathers.

1 Next is Patricia Borchmann,
2 followed by Retha Knight.

3 STATEMENT OF MS. BORCHMANN

4 MS. BORCHMANN: First, my name is
5 Patricia Borchmann. I'm a senior. I'm a
6 resident in Escondido, a city in North San
7 Diego County.

8 First, I want to thank the
9 Commission for convening and hosting --

10 UNIDENTIFIED AUDIENCE MEMBER: Speak
11 closer to the microphone.

12 MS. BORCHMANN: -- for hosting a public
13 meeting here in San Diego in a reactive
14 community. I'm aware that oftentimes the
15 Commission meetings are in other cities
16 located in the state and oftentimes your
17 meetings are in San Francisco, which can make
18 a real hardship for people in our reactive
19 communities to actively participate. So I
20 very much want to thank you for having the
21 meeting here in a local community where, you
22 know, citizens can be active participants.
23 That's what we want, and we appreciate your
24 being responsive to that need.

25 I submitted e-mailed comments and
26 also a letter that I presented at the Nuclear
27 Regulatory Commission hearing last week. My
28 understanding is both utilities -- that

1 Southern California Edison and SDG&E have
2 both submitted rate increase requests to
3 recover their costs associated with the
4 defective steam generators that were
5 installed at very large expense that were
6 defective.

7 And in addition to that, the energy
8 replacement costs, which is excessively
9 expensive, and the design work and
10 consultants that they retained in order to
11 develop a defective restart plan for Unit
12 Two. I am very grateful that the units were
13 shut down in June of this year. Because the
14 steam generators were so badly damaged from
15 design defects, they were never safe to
16 operate or even restart.

17 So, essentially, those reactors
18 have been abandoned. They were never
19 operating, and they were never useful, they
20 were never productive, and they never
21 produced energy since January of 2012. So
22 there is no legitimate reason that, you know,
23 that ratepayers should be required to absorb
24 the costs of the design defects and mistakes
25 that the utilities made.

26 A lot of the comments have been
27 directed to SDG&E only, and I would like to
28 make sure that the Commission is aware that

1 we're aware that SDG&E is a minor player in
2 this picture. The big player here is
3 Southern California Edison. And so I think
4 that most of the negative comments from the
5 public so far, in addition to SDG&E, they
6 belong with -- in the lap of Southern
7 California Edison's.

8 Ratepayers are in no way
9 responsible. Evidence shows SDG&E and Edison
10 knew well in advance that fluid elasticity
11 would cause tube damage, thermal instability,
12 severe degradation of tube lining, plus an
13 inability of tubes to properly operate to
14 support the accelerator retainer bars.

15 Thank you very much.

16 ALJ DUDNEY: Thank you, Miss Borchmann.

17 Next is Retha Knight, followed by
18 Derek Casady.

19 STATEMENT OF MS. KNIGHT

20 MS. KNIGHT: Retha, R-E-T-H-A, Knight,
21 K-N-I-G-H-T. And I'm a single mother. I'm
22 close to retirement. I can't afford the
23 rates as it is now. While I was raising my
24 daughter, I had to juggle my bills just to
25 pay them. One month I would pay SDG&E; the
26 other month, Cox, you know. But always I had
27 to pay my rent. And it's difficult to make
28 ends meet, especially when our utility rates

1 are the highest in California. I mean -- and
2 there were kids here from school; their
3 parents can barely make it, you know.

4 And I remember when SONGS was
5 built. It was a bad idea, to begin with,
6 putting that on a fault. But, you know,
7 there is just too much rate -- too many rate
8 increases. And they got a rate increase or
9 they got their profits increased this year.

10 People from Orange County, whatever
11 cities that SCE services, and San Diego, were
12 all opposed to it. I have friends up in
13 Orange County, LA. So we're just asking that
14 you take into consideration that they broke
15 it; they need to fix it.

16 (Audience clapping.)

17 ALJ DUDNEY: Thank you, Miss Knight.

18 Next is Derek Casady, followed by
19 Leon Cook.

20 STATEMENT OF MR. CASADY

21 MR. CASADY: Good evening. My name is
22 Derek Casady. That's spelled D, as in David,
23 E-R-E-K, C-A-S, as in Sam, A-D-Y.

24 I'm very disappointed that the
25 Commission can't have one Commissioner here
26 tonight to --

27 (Audience clapping.)

28 MR. CASADY: -- in San Diego here, to

1 speak to one Commissioner. No offense to
2 you, sir. I understand that you are paid by
3 the PUC to conduct these hearings. And
4 that's your job, and you're doing a great job
5 at that. But I really resent that the
6 Commission can't have one Commissioner.

7 Now, there was a Commissioner here
8 this afternoon. But that's when a lot of
9 people are working. And it really bugs me
10 that at night, when working people can be
11 here, we don't have a Commissioner.

12 If I were on the Commission, I
13 would go all over this state listening to the
14 people so that I would know what's happening
15 with the people.

16 This Commission has a chance to
17 make a decision now for the people or for the
18 investors of these private utilities. And
19 it's going to be interesting to see which way
20 they come down on this matter. Up to now,
21 I -- you know, I am an older guy -- old guy,
22 and I have been watching the PUC for a long
23 time. And believe you me, it doesn't have
24 much support in the communities of this
25 state. It's because they always favor the
26 utilities. And I'm really sick and tired of
27 that.

28 Now, the good news is tonight

1 you've heard -- I am so impressed with these
2 students. I have never seen anything like
3 this where a high school comes out and the
4 students and their teachers make their views
5 known. And I was so impressed by that and it
6 really moved me.

7 And if I were a Commissioner, just
8 based on that, I would say we got to go for
9 the people. But this Commission isn't going
10 to do that, I fear. I really fear that,
11 unfortunately -- I don't know how this is
12 being handled, but you'll probably make a
13 transcript out of this, and then you'll give
14 it to the Commissioners; and they may read it
15 or they may not. Just reading it, though, is
16 not the same as being here and hearing these
17 students. And I say maybe you can
18 communicate to them how it felt, if it felt
19 to you like it did to me.

20 But I really hope that they decide
21 for once and turn things around for the
22 Public Utilities Commission and decide for
23 the people. We've heard what it means to
24 people, and it doesn't mean the same to the
25 investors. Those investors can all take a
26 hit and it's not going to be a big thing to
27 them. A little hair cut would probably be
28 good for them. But for everyday people, it's

1 really hard, these rate increases that are
2 being proposed. And I hope they do the right
3 thing and don't let them go through.

4 (Audience clapping.)

5 ALJ DUDNEY: Thank you, Mr. Casady.

6 Next is Leon Cook, to be followed by
7 Manny Aguilar.

8 STATEMENT OF MR. COOK

9 MR. COOK: That's a hard act to follow.
10 Good evening. I'm Leon Cook. I'm here as a
11 small business owner. I service several
12 communities here in San Diego.

13 And since the economic downturn, we
14 all know it's been tough to make ends meet.
15 I hope all these people who are struggling to
16 make mortgage payments, struggling to make
17 car payments, struggling to put food on the
18 table, they -- the last thing we need, as a
19 community, is another increase brought on by
20 poor decisions from SDG&E and other utility
21 companies.

22 I think that the voices heard here,
23 it's very clear that we're in opposition of
24 that. I stand here directly in opposition.
25 And I do feel if there were more people -- if
26 SDG&E was required to fill these seats or to
27 just televise in such a clear and concise
28 manner -- people in opposition. So the

1 message needs to get out that the clear point
2 I would like to make that they do a better
3 job about this, telling people they are
4 already paying for these services that are
5 not being offered. Because right now, very
6 few people actually know that this is a new
7 increase.

8 So again I oppose this, and I would
9 hope that you take this back to the people
10 and the Commissioners and make a clear
11 decision on behalf of the communities,
12 not the utilities' revenues.

13 Thank you.

14 (Audience clapping.)

15 ALJ DUDNEY: Thank you, Mr. Cook.

16 Next is Manny Aguilar, followed by
17 Daughlet Ordinario.

18 STATEMENT OF MR. AGUILAR

19 MR. AGUILAR: Hi. My name is Manny
20 Aguilar, M-A-N-N-Y, A-G-U-I-L-A-R. I'm a VP
21 for a local contracting company, and I walk
22 into many homes.

23 I think the lack of education by
24 Southern Edison is something we need. I walk
25 into homes with people who have 20-year old
26 refrigerators, stoves that they can't turn on
27 and increase their energy bills. And simple
28 things like weather stripping, and the lack

1 of education and weatherization such as
2 double-paned windows, I believe people who
3 qualify should be funded for these things. I
4 think education is a big thing.

5 I think to be hit with this
6 increase, including these wonderful students
7 who were just here who have a plan -- their
8 parents already have a plan set aside
9 financially, as well as those who are about
10 to retire, and now they are going to take
11 this hit that they probably won't be able to
12 recover from.

13 These students are the future. And
14 those who are retired can educate these
15 students, I believe you are taking that away.

16 Thank you.

17 ALJ DUDNEY: Thank you, Mr. Aguilar.

18 Daughlet Ordinario -- I apologize,
19 I'm probably badly mispronouncing this one --
20 who will be followed by Lyn Kagey.

21 STATEMENT OF MS. ORDINARIO

22 MS. ORDINARIO: Good evening, sir. I'm
23 embarrassed to say that I don't know much
24 about the failed power plant and the rate
25 increases because I just go about doing my
26 business, running my business, so I can make
27 a living.

28 I feel that SDG&E is not doing a

1 great job of educating the community and the
2 people like me who are busy, self-employed
3 people. And also one of the things that I do
4 for a living is I manage the acquisition of
5 the NEAC who are buying properties and
6 helping them to sell to low-to-moderate
7 income first-time home buyers. And we
8 deliver the property to them as a safe and a
9 healthy property. And oftentimes our holding
10 times is four to six months.

11 And raising the rate, meaning we --
12 NEAC is a non-profit, and we don't get a
13 break off our utility bills. We pay like
14 everybody does. And raising the rate means
15 more expenses for us, and that's less money
16 for NEAC to do the programs about educating
17 homeowners in their home and, you know,
18 helping them, first-time home buyers, and
19 taking them, too.

20 So I think the rate increase at
21 this time will really hurt not just, you
22 know, homeowners, but business owners and
23 non-profits like us.

24 Thank you.

25 ALJ DUDNEY: Thank you, Miss Ordinario.

26 Next is Lyn Kagey, followed by
27 Jennifer Igmenhurtado.

28 STATEMENT OF MS. KAGEY

1 MS. KAGEY: Hi. My name is Lyn Kagey,
2 L-Y-N, K-A-G-E-Y.

3 I didn't come here planning to
4 speak tonight, but I just can't sit and not
5 say something about the fact that none of the
6 Commissioners are here. I think that's
7 extremely disappointing.

8 The electric companies built SONGS
9 in the late Seventies, and the companies are
10 responsible for maintaining SONGS. They had
11 the generators replaced by Mitsubishi, and
12 the parts were faulty and the reactors were
13 shut down as a result. Huge reactors like
14 SONGS are built with planned life spans and
15 obsolescence. The plant has been operating
16 for 30 years, and the expense of building it
17 should have been completely written off by
18 now.

19 Utilities -- the fact that it is no
20 longer operable is completely foreseeable and
21 should have been planned for. The expense
22 should be born by the companies and the stock
23 holders and not the ratepayers.

24 Thank you.

25 (Audience clapping.)

26 ALJ DUDNEY: Thank you, Miss Kagey.

27 Jennifer Igmenhurtado, followed by
28 Rougenia Harrison.

1 STATEMENT OF MR. IGMENHURTADO

2 MS. IGMENHURTADO: Good evening, sir.
3 I am Jennifer Igmenhurtado. J-E-N-N-I-F-E-R,
4 I-G-M-E-N-H-U-R-T-A-D-O. I am a government
5 employee.

6 And as you may know, the government
7 is shutting down. So SDG&E should not add to
8 the stress of us government employees. Gas
9 and electric are a necessity, so just like
10 food on the table. Increase could mean a
11 meal off the table.

12 So please don't increase the rate.

13 Thank you.

14 ALJ DUDNEY: Thank you, Miss
15 Igmenhurtado.

16 Next is Rougenia Harrison, who will
17 be followed by Gordon Shackelford.

18 STATEMENT OF MS. HARRISON

19 MS. HARRISON: Hi. I'm Rougenia
20 Harrison, R-O-U-G-E-N-I-A, Harrison,
21 H-A-R-R-I-S-O-N.

22 When I think of San Diego Gas and
23 Electric, these things come to mind:
24 Monopoly, gouging, sticking it to us. SDG&E
25 is like a mafia at times. Sometimes I feel
26 like they are putting their foot in my neck
27 and trying to gouge my eyes out just because
28 they can.

1 I refer -- I am referred to in my
2 family as the electricity police. I am
3 always saying don't do this in my house
4 because it's going to make my gas and
5 electric go up, because gas and electric is
6 steadily increasing year after year.

7 I am a conserver. I try my best to
8 keep my rates low. And I even went so far as
9 to paint my bathroom a bright yellow color,
10 my kitchen a bright green color, something
11 like my shirt, just so I have the illusion of
12 light on in my house.

13 I would like for the SDG&E to lower
14 the rates. Also, with SDG&E rates, the
15 rates, so does everyone else. The California
16 taxes want more money. The SEC, and every
17 other acronym that's on the bill, wants more
18 money. We need them to lower our rates.

19 (Audience clapping.)

20 ALJ DUDNEY: Thank you, Miss Harrison.

21 Next is Gordon Shackelford,
22 followed by Jo Ann Vance.

23 STATEMENT OF MR. SHACKELFORD

24 MR. SHACKELFORD: Thank you. I think I
25 would like to correct the last speaker. Our
26 electric rates aren't really going up every
27 year, they are actually going up every month.
28 Essentially, every bill we get has some kind

1 of an increase in it.

2 When you consider what the role of
3 the utility is, it is obviously to provide
4 reliable energy, and they have done that
5 fairly well. There have been a couple of
6 major increases recently that were not
7 handled and probably shouldn't have happened
8 at all.

9 But beyond that, when you start
10 thinking about what one ought to be able to
11 expect, is one of them is don't break the
12 machines. Power plants are the major assets
13 of the utility and other ratepayers, and
14 breaking them is really, really, serious.

15 The other one that's a good thing
16 to try not to do is try not to burn down the
17 county. Well, they did that, too. And if
18 you go through this, has there been any cost
19 to it? Not apparently.

20 As a matter of fact, the
21 high-ranking management of the two utility
22 companies in some cases have been promoted.
23 They're still there. So, you know, it
24 doesn't quite figure that being a
25 private-industry type thing, if you can break
26 the machine and burn down the county and get
27 promoted.

28 But I think the thing we have to

1 look at on this is in the steam generator,
2 they were working in the area of primary
3 coolant. Primary coolants coming off the
4 core, it's highly radioactive. The pressures
5 and temperatures are high. The water moves
6 like Niagara Falls -- well, that's an
7 exaggeration, but a very intense environment.

8 And the idea of playing around with
9 the design, for reasons I cannot understand,
10 is something that never should have occurred,
11 never should have been allowed to occur, and
12 indeed they owe for it because the basic
13 point is they broke one of our major assets.

14 And there has to be accountability.
15 Otherwise, what we have is we have a very
16 peculiar private industry here, enterprise,
17 that somehow or another is covered, no matter
18 how badly they screw up. And there is a
19 point where that has to end, and the primary
20 responsibility has to be there.

21 There is a point, frankly, where
22 chief executives in these offices ought to be
23 fired for it. That's not directly a role of
24 the PUC, but it tells you something about the
25 situation. They need to pay for this.

26 Thank you.

27 ALJ DUDNEY: Thank you,
28 Mr. Shackelford.

1 Next is Jo Ann Vance, who will be
2 followed by Charlene Norwood.

3 STATEMENT OF MS. VANCE

4 MS. VANCE: Hello. I'm Jo Ann Vance.
5 Capital J-O, capital A-N-N, capital
6 V-A-N-C-E.

7 And I, too, wasn't going to speak,
8 but as sitting here -- and that's my pastor,
9 Pastor Anthony L. Hughes, and we came
10 together to support what's going on. And I
11 wasn't even sure about all that was
12 happening.

13 But now, as I'm tuning in, and I
14 too am very conscientious. I don't abuse
15 electricity. I even have my children -- I
16 had them grow up the same way, to conserve.
17 And I only wash once a week. And real hot, I
18 don't turn on my air-conditioning. I have
19 air-conditioning. I didn't turn it on
20 because I didn't want to pay the
21 extraordinary bill that it was going to cost.
22 I fan and I, you know, dealt with that.

23 And these young people here -- and
24 I'm also a teacher. And it really touched my
25 heart that these poor children try to get an
26 education so they can have a better life here
27 in America. And we should be living by
28 example. And we're teaching them, hey, you

1 can just mess up and then cover it up and
2 somebody else will pay for it. I think we
3 need to live by example what we are teaching
4 them so they can grow up to be responsible
5 citizens. I think it's very important.

6 You're gonna raise our rates. We
7 are conscientious. I live in a neighborhood,
8 Broadway Heights, and I don't qualify for the
9 solar. My salary look good on paper, but
10 when you pay all these bills, it's really not
11 that great. And so I didn't qualify for it.
12 But I'm very conscientious of it.

13 I think we should not pay more. I
14 think we should be allowed to use and pay for
15 what we use, and not somebody else's mistake.

16 Thank you.

17 (Audience clapping.)

18 ALJ DUDNEY: Thank you, Miss Vance.

19 Next is Charlene Norwood.

20 STATEMENT OF MS. NORWOOD

21 MS. NORWOOD: C-H-A-R-L-E-N-E,
22 N-O-R-W-O-O-D. I am a real person that is
23 just dogmatic about conservation and
24 conserving and recycling. I make myself
25 crazy with it sometimes. And I don't like to
26 spend money on utilities. And I made a
27 concerted effort to make my home energy
28 efficient, like the young man that spoke

1 earlier that said we all needed to do.

2 Over the years, I replaced my
3 windows with double-paned windows. I
4 replaced my 20-year old refrigerator with an
5 efficient one. My washer broke down; so it's
6 efficient. I have caulking around my doors.
7 I've done everything that I know how to do to
8 make my home efficient. And my bill, even
9 though it showed for the month of August,
10 September that I used less electricity, was
11 higher than it was a year ago, higher than it
12 was a year ago when I used more electricity.
13 I don't know what more I can do to make life
14 work in my favor as far as paying for
15 utilities.

16 It doesn't make sense when I see a
17 CEO getting \$3.4 million, and I can't do
18 anything else to bring my bill down. It just
19 keeps going up for no apparent reason.

20 I am one person in a home. I shut
21 off rooms I don't use. What else can we do?
22 It just isn't fair. And so...

23 (Audience clapping.)

24 ALJ DUDNEY: Thank you, Miss Norwood.

25 Miss Norwood was the last person on
26 my list. Is there anyone else who wishes to
27 speak tonight?

28 Sir, please, come up.]

1 STATEMENT OF MR. JUNGK

2 MR. JUNGK: I'm Charlie Jungk,
3 J-U-N-G-K, from Escondido.

4 Looking up at the sky, God gave us a
5 huge power surge a long time ago we can use.
6 A fusion reactor, a nice safe spot way up
7 there. It delivers all the energy all of us
8 can use in a day.

9 I've got a couple of solar panels on
10 my roof. It generates all the electricity
11 that I need, especially since my teenager
12 just moved out. But I just -- every time a
13 see an empty roof I say boy, there should be
14 a solar panel on that. I know it is an
15 initial investment for everybody, but I think
16 that is where we all should be going. That
17 is where, you know, we don't need big
18 reactors. We don't need another gas power
19 plant, you know. God gave us a sun a long
20 time ago. We should use it.

21 (Audience clapping.)

22 ALJ DUDNEY: Thank you, Mr. Jungk.

23 Is there anyone else who would like
24 to address us tonight?

25 STATEMENT OF MS. HORTON

26 MS. HORTON: My name is Gloria Horton,
27 G-L-O-R-I-A, H-O-R-T-O-N, and I live in
28 Escondido like this gentleman.

1 I only have a couple of things to
2 say. The California Public Utilities
3 Commission is the Commission that decides
4 whether any utility can raise their rates.
5 As far as that goes, we shouldn't even have
6 to be here tonight, because you know why they
7 are doing it, and you have approved others.
8 And this should have been just a no, no. We
9 should have to do all of this.

10 Let me give you an example. Suppose
11 you were fortunate enough to own a rental
12 house, and you had tenants in there. And you
13 go into that house, and you are going to put
14 some things in it that is going to benefit
15 them. But all of a sudden what you put in
16 just did the opposite, and they did some
17 damage. Then you go to your tenant and say,
18 well, you know, I had good intentions, but
19 you are going to have to pay for that. That
20 is exactly what they are doing.

21 And the California utility, Public
22 Utilities Commission knows this. They know
23 what they've done. We shouldn't have to have
24 this meeting. You should have just told them
25 no, and you are going to get back what you
26 already charged.

27 (Audience clapping.)

28 ALJ DUDNEY: Thank you, Ms. Horton.

1 Anyone else who wishes to speak
2 tonight?

3 (No response.)

4 ALJ DUDNEY: Okay, I don't see any
5 other hands.

6 That completes the presentation of
7 the speakers. I thank everyone for your
8 comments and reiterate that a transcribed
9 record of your comments will be made
10 available to members of the Commission as
11 they consider issues and render a decision in
12 this matter.

13 Thank you again for your
14 participation. This public participation
15 hearing is adjourned. Good night.

16 (Whereupon, at the hour of 7:42
17 p.m., this Public Participation Hearing
concluded.)

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE
STATE OF CALIFORNIA

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)	
Order Instituting Investigation on)	
the Commission's Own Motion into the)	
Rates, Operations, Practices,	)	Investigation
Services and Facilities of Southern	)	12-10-013
California Edison Company and San)	
Diego Gas and Electric Company	)	Application
Associated with the San Onofre	)	13-01-016
Nuclear Generating Station Units 2)	
and 3.	)	Application
	)	13-03-005
)	
And Related Matters.	)	Application
	)	13-03-013
)	
	)	Application
	)	13-03-014
)	

CERTIFICATION OF TRANSCRIPT OF PROCEEDING

I, Ana M. Gonzalez, Certified Shorthand Reporter No. 11320, in and for the State of California do hereby certify that the pages of this transcript prepared by me comprise a full, true and correct transcript of the testimony and proceedings held in the above-captioned matter on October 1, 2013.

I further certify that I have no interest in the events of the matter or the outcome of the proceeding.

EXECUTED this 1st day of October, 2013.

Ana M. Gonzalez
CSR No. 11320

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE
STATE OF CALIFORNIA

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CERTIFICATION OF TRANSCRIPT OF PROCEEDING

I, Gayle Pichierri, Certified Shorthand Reporter No. 11406, in and for the State of California do hereby certify that the pages of this transcript prepared by me comprise a full, true and correct transcript of the testimony and proceedings held in the above-captioned matter on October 1, 2013.

I further certify that I have no interest in the events of the matter or the outcome of the proceeding.

EXECUTED this 1st day of October, 2013.

Gayle Pichierri
CSR No. 11406