

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA. 94102-3298



November 22, 2021

Wade Smith
Senior Vice President, Electric Operations
Pacific Gas and Electric Company
77 Beale Street
San Francisco, CA 94105
Wade.Smith2@pge.com

Mr. Smith:

Pacific Gas and Electric Company (PG&E) is hereby cited \$2,500,000 for violating General Order (GO) 165, *III. Distribution Facilities B. Standards for Inspection*, related to the incomplete detailed inspection of 54,755 distribution poles in 2019. The attached Citation, #D.16-09-055 E.21-11-002 is issued today pursuant to Decision 16-09-055. Please find attached the citation and its enclosures.

Please contact me if you have any questions.

Sincerely,

Digitally signed by Leslie Palmer
Date: 2021.11.21 13:56:07 -08'00'

Leslie Palmer
Director
Safety and Enforcement Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

cc (electronically):

Meredith Allen – Senior Director, Regulatory Relations, Pacific Gas and Electric Company at MEAe@pge.com
Nika Kjensli – Program Manager, Safety and Enforcement Division, California Public Utilities Commission at nika.kjensli@cpuc.ca.gov



Public Utilities Commission

STATE OF CALIFORNIA

Citation Date: November 22, 2021

Citation #: D.16-09-055 E.21-11-002

Utility/Operator ID#: U 39 E

CITATION

ISSUED PURSUANT TO DECISION 16-09-055

Electrical Corporation (Utility) To Which Citation is Issued:

Pacific Gas and Electric Company (U 39 E)

OFFICERS OF THE RESPONDENT

Wade Smith
Senior Vice President, Electric Operations
Pacific Gas and Electric Company
77 Beale Street
San Francisco, CA 94105
Wade.Smith2@pge.com

CITATION

Pacific Gas and Electric Company (PG&E or Utility) is cited for 54,755 incomplete distribution pole inspections resulting in a financial penalty of \$2.5 million. On May 7, 2021, in a Safety Issue Notification sent to the Commission's Safety and Enforcement Division (SED), PG&E revealed that its records indicated that 54,755 of its distribution poles lacked detailed inspections from 2020 as part of PG&E's compliance with General Order (GO) 165. GO 165 requires the utilities to complete these detailed inspections at least once every five years.

VIOLATIONS

PG&E is cited for violating General Order 165, III. *Distribution Facilities B. Standards for Inspection*.

General Order 165, III. *Distribution Facilities, B. Standards for Inspection*, states in part:

"Each utility subject to this General Order shall conduct inspections of its distribution facilities, as necessary, to ensure reliable, high-quality, and safe operation, but in no case may the period between inspections (measured in years) exceed the time specified in Table 1."

PG&E is in violation of General Order 165 (GO 165), III. *Distribution Facilities, B. Standards for Inspection*,¹ for failing to conduct detailed inspections on 54,755 distribution poles which should have been completed by 2020 or earlier² in accordance with the GO 165 five-year detailed inspection

¹ GO 165, III. *Distribution Facilities, B. Standards for Inspections*.

² PG&E's *Voluntary Self-Identified Notification: GO-165 and WMP Enhanced Inspections*, dated May 7, 2021.



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cycle. GO 165 requires utilities to conduct detailed inspections on their facilities and defines a detailed inspection as “one where individual pieces of equipment and structures are carefully examined, visually and through use of routine diagnostic test, as appropriate, and (if practical and if useful information can be so gathered) opened, and the condition of each rated and recorded.”³ These detailed inspections are to be completed at least once every five years. This allows the utility to monitor the condition and degradation of its infrastructure ensuring reliable and safe operation.

ENCLOSURES

The following enclosures were used to establish the findings of fact:

Enclosure 1 – PG&E’s Voluntary Self-Identified Notification: GO-165 and WMP Enhanced Inspections, dated May 7, 2021.

Enclosure 2 – PG&E’s Response to CPUC -WSD DR8 – ENHINSPI, dated April 1, 2021

Enclosure 3 – PG&E’s Response to CPUC SED’s and WSD’s Data Request Regarding Missed General Order 165 Distribution Pole Inspections.... Supplemental Response, dated May 21, 2021

Enclosure 4 – PG&E’s Response to CPUC – Public Advocates Office, dated May 21, 2021.

Enclosure 5 – PG&E’s Response to CPUC - SED’s and OEIS’s Data Request Regarding Missed General Order 165 Distribution Pole Inspections.... Supplemental Response 2, dated July 12, 2021

Enclosure 6 - PG&E’s Response to SED’s and OIES’s Data Request Regarding Missed General Order 165 Distribution Pole Inspections.... Supplemental Response 3, dated August 17, 2021

Enclosure 7 - PG&E’s Response to SED Data Request #1 Regarding Missed General Order 165 Distribution Pole Inspections, dated September 10, 2021

Enclosure 8 – PG&E’s Annual Electric Distribution Reports 2015-2019

STATEMENT OF FACTS

The above violation is documented in the attached *Enclosure 1 – PG&E’s Voluntary Self-Identified Notification: GO 165 and WMP Enhanced Inspections, dated May 7, 2021.*

SED also reviewed PG&E’s records and responses to various data requests.

Background

In 2019, PG&E conducted routine distribution pole inspections as part of its Wildfire Safety and Inspection Program (WSIP) with the intent of performing a more in-depth safety inspection based on

³ GO 165, III Distribution Facilities, A. Definitions (4) “Detailed”.



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wildfire risk. Under the WSIP program, PG&E inspected nearly 694,000 distribution structures in Tier 3, Tier 2, and Zone 1 High Fire Threat District (HFTD) areas. PG&E noted however that the 2019 WSIP inspections differed from PG&E’s GO 165 detailed inspections in that:

1. PG&E did not require the WSIP inspectors to identify the lowest priority issues (F-tags), such as missing high voltage signs, guy markers, etc. PG&E’s F-tags are approximately correlated with safety hazard level 3 under General Order 95, Rule 18(B)(1)(a)(iii) which allows corrective action to take place within 60 months.
2. PG&E did not require contracted qualified electrical workers (QEW) to pass ELEC-1000 GO 165 New Inspector Training course.

In 2020, PG&E expanded the inspection criteria of the WSIP to include the two omissions above and combined the GO 165 and WSIP inspections into one enhanced inspection program.

In May 2020 during an internal review of PG&E’s 2020 workplan for compliance with GO 165, PG&E determined that the reliance on WSIP inspections in 2019 represented an inspection gap as 54,755 poles did not undergo a GO 165 required inspection. PG&E planned to inspect the distribution poles in 2020 but due to a miscommunication, the 2020 workplan was not updated to include the missed GO 165 detailed inspections for the 54,755 poles, and consequently most of these poles were not inspected in 2020. Of the 54,755 distribution poles, approximately 50,130 poles underwent a safety inspection as part of the 2019 WSIP; however, 4,625 poles did not undergo either a GO 165 detailed inspection or a 2019 WISP inspection.

On April 7, 2021, at a meeting between PG&E, the Commission’s Safety and Enforcement Division, (SED) and Wildfire Safety Division (now Office of Energy Infrastructure and Safety (OEIS)), PG&E stated that it failed to complete approximately 53,000 detailed distribution pole inspections under GO 165 for calendar year 2020. On May 7, 2021, PG&E filed a voluntary self-identified notification regarding its GO 165 detailed inspections and WMP enhanced inspections.⁴ Within the letter PG&E stated that 54,755 distribution poles had not undergone a General Order 165 detailed inspections by the end of calendar year 2020 or earlier. The location of these poles is shown in Table 1.⁵

Table 1.
Summary of location of PG&E distribution poles with missing detailed inspections by HFTD and non-HFTD⁶

Zones	Number of Poles
Non-HFTD	5,241
Zone 1	1
Tier 2	49,042
Tier 3	471

⁴ PG&E’s Voluntary Self-Identified Notification: GO-165 and WMP Enhanced Inspections, dated May 7, 2021.

⁵ PG&E’s Response – Public Advocates Office, dated May 21, 2021.

⁶ GO 95, 21.D. High Fire Threat District means those areas comprised of the following: (1) Zone 1 is Tier 1 of the latest version of Tree Mortality High Hazard Zones.... (2) Tier 2 is of the CPUC Fire-Threat Map. (3) Tier 3 is of the CPUC Fire-Threat Map.



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The 54,755 distribution poles represent approximately 2.3 % of all poles which PG&E performs detailed inspections.⁷

Other Factor(s)

After PG&E discovered the extent of the missed detailed GO 165 inspections, PG&E took the following corrective actions in order to remediate the situation in the short-term:

1. By May 7, 2021, PG&E completed accelerated enhanced inspections for all poles without GO 165 inspection records.
2. PG&E targeted July 31, 2021, as the date of completion for its detailed inspections of distribution poles located in HFTD that had been inspected under WSIP but did not have a complete GO 165 inspection. For the distribution poles located in non-HFTDs that were inspected under WSIP but did not have a complete GO 165 inspection, PG&E set a target date of completion of December 31, 2021.
 - a. As of May 17, 2021, PG&E had completed 13,496 of the 54,755 distribution poles detailed inspections.⁸
 - b. As of September 10, 2021, PG&E had completed all detailed inspections for distribution poles in HFTDs and only one distribution pole in a non-HFTD has an outstanding detailed inspection with a scheduled completion date of November 30, 2021.⁹

PG&E proposed the following long-term mitigation measures in order to avert potential future incomplete or missed detailed inspections:

1. Strengthen the electric operations asset registry to ensure that PG&E has knowledge of its facilities and its build processes. This aids in compliance and operational maintenance by confirming that facilities are designed, constructed and maintained as required.
2. Implement controls and controls testing for:
 - a. Adding inspections to the current year work plan when asset records are modified or created during the year.
 - b. Ensuring alignment between internal commitments and the inspection and maintenance work plan.

Other 2021 PG&E Self-Identified Non-Compliance and Safety Issues

The following is a list of self-identified non-compliance and safety issues that PG&E filed with the Commission in 2021.

1. On February 12, 2021, PG&E filed a Safety Issue Notification regarding a self-identified potential non-compliance with GO 95, Rule 18 attributed to an All-Dielectric Self-Supporting (ADSS) fiber cable failure in San Jose. PG&E failed to identify and remediate a tear on a non-conductive ADSS fiber cable photographed in October 2020 prior to the fiber cable failing on January 10, 2021.

⁷ This percentage is based on the sum of poles from PG&E's General Order 165 Annual Report filings from 2015 – 2019.

⁸ PG&E's Response to CPUC SED's and WSD's Data Request Regarding Missed General Order 165 Distribution Pole Inspections.... Supplemental Response, dated May 21, 2021.

⁹ PG&E's Response to SED Data Request #1 Regarding Missed General Order 165 Distribution Pole Inspections, dated September 10, 2021.



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2. On May 7, 2021, PG&E filed a Safety Issue Notification regarding Cellon-treated wood poles after a Cellon gas-treated distribution pole failed in Danville, CA due to internal dry rot on July 8, 2020. PG&E's intrusive inspections in 2005 and 2015 failed to detect the internal rot.
3. On May 20, 2021, PG&E filed a Safety Issue Notification regarding an update to its 2019 and 2020 Wildfire Mitigation Plan (WMP) enhanced inspections. PG&E failed to conduct enhanced inspections on all of its hydroelectric substations in HFTD per its 2020 Wildfire Mitigation Plan.
4. On June 11, 2021, PG&E filed a Safety Issue Notification regarding the falsification of GO 165 inspection records. During a quality review, a PG&E compliance supervisor determined that a contractor was not performing assigned inspections and had been falsifying the inspections as completed.
5. On June 15, 2021, PG&E filed a Safety Issue Notification regarding a self-identified potential non-compliance for not meeting the requirements of GO 95, Rule 31.6 and GO 165. PG&E discovered that it failed to maintain and/or remove five abandoned transmission towers supporting four de-energized conductor spans in a high fire threat district (HFTD).
6. On October 21, 2021, PG&E filed a Safety Issue Notification regarding non-compliance and inconsistent application of California Government Code (CGC) Sections 4216(k), 4216(s) and 4216.3(a)(1)(A) to locate and mark empty electric ducts throughout the PG&E system. PG&E determined that its locators have not been consistently locating and marking empty subsurface electrical ducts which were installed as spares or for future use.



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SED CITATION ANALYSIS



Public Utilities Commission
STATE OF CALIFORNIA

Citation Date: November 22, 2021

Citation #: D.16-09-055 E.21-11-002

Utility/Operator ID#: U 39 E

Element	Staff Finding
Number of violation(s) and duration of violation(s)	54,755 violations of GO 165, III. B for missing and/or incomplete detailed inspections of distribution poles by their required due date.
Severity or gravity of the offense	The missed distribution pole detailed inspections of 54,755 poles constitutes a non-compliance with GO 165, III. B. This potentially compromised the safety and reliability of PG&E's electric power supply and posed a risk to the public.



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Element	Staff Finding
Conduct of the utility	<p>General Order 165 III. Distribution Facilities B. Standards for Inspection states in part:</p> <p><i>“Each utility subject to this General Order shall conduct inspections of its distribution facilities, as necessary, to ensure reliable, high-quality, and safe operation, but in no case may the period between inspections (measured in years) exceed the time specified in Table 1.”</i></p> <p>In 2019, PG&E inspected nearly 694,000 distribution structures in Tier 2 and 3, and Zone 1 HFTD areas as part of its Wildfire Safety Inspection Program (WSIP). Although PG&E’s WSIP inspections included many aspects of the GO 165 inspection requirements, they differed from the GO 165 distribution pole inspection requirements in two notable ways:</p> <ul style="list-style-type: none">▪ PG&E did not require contract qualified electrical workers (QEWs) performing the 2019 WSIP to pass the test for the ELEC-1000 GO 165 New Inspector Training course.▪ PG&E did not require 2019 WSIP inspectors to identify the lowest priority issues (i.e., “F tags”). <p>In May 2020 during an internal review of PG&E’s 2020 workplan for compliance with GO 165, PG&E determined that the reliance on WSIP inspections in 2019 represented an inspection gap as 54,755 poles did not undergo a GO 165 required inspection. PG&E planned to inspect the distribution poles in 2020 but due to a miscommunication, the 2020 workplan was not updated to include the missed GO 165 inspections for the 54,755 poles, and consequently most of these poles were not inspected in 2020. Of the 54,755 distribution poles, approximately 50,130 poles underwent a safety inspection as part of the 2019 WSIP; however, 4,625 poles did not undergo either a GO 165 detailed inspection or a 2019 WISP inspection.</p> <p>PG&E self-reported this incident to the Commission in a meeting on April 7, 2021, and filed a Voluntary Self-Identified Notification on May 7, 2021.</p>



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Element	Staff Finding												
<p>Prior history of similar violation(s)</p>	<p>PG&E has reported other instances of late detailed inspections¹⁰ in its required General Order 165 Annual Reports. The number of late inspections by year are shown in the table below.</p> <p style="text-align: center;">Summary of Late Detailed Inspections by Year from PG&E's General Order 165 Annual Reports</p> <table border="1" data-bbox="695 632 1430 1152"> <thead> <tr> <th data-bbox="695 632 889 785">Year</th> <th data-bbox="889 632 1430 785">Late overhead detailed inspections (units) / Overhead detailed inspections due</th> </tr> </thead> <tbody> <tr> <td data-bbox="695 785 889 856">2019</td> <td data-bbox="889 785 1430 856">16 / 489,692</td> </tr> <tr> <td data-bbox="695 856 889 930">2018</td> <td data-bbox="889 856 1430 930">7 / 456,672</td> </tr> <tr> <td data-bbox="695 930 889 1003">2017</td> <td data-bbox="889 930 1430 1003">215 / 484,922</td> </tr> <tr> <td data-bbox="695 1003 889 1077">2016</td> <td data-bbox="889 1003 1430 1077">130 / 489,818</td> </tr> <tr> <td data-bbox="695 1077 889 1152">2015</td> <td data-bbox="889 1077 1430 1152">1 / 482,461</td> </tr> </tbody> </table>	Year	Late overhead detailed inspections (units) / Overhead detailed inspections due	2019	16 / 489,692	2018	7 / 456,672	2017	215 / 484,922	2016	130 / 489,818	2015	1 / 482,461
Year	Late overhead detailed inspections (units) / Overhead detailed inspections due												
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Element	Staff Finding
Self-reporting of the violation	PG&E self-reported this emergency. After PG&E issued the self-report, SED followed up with PG&E for the progress of completing the missed GO 165 inspections.
Financial resources of the utility	PG&E provides natural gas and electric service to approximately 16 million people. PG&E’s operating revenue was \$18,469 million in 2020.
The totality of the circumstances	<p>Aggravating factors include:</p> <ul style="list-style-type: none"> • PG&E failed to conduct all the GO 165 detailed inspection requirements on 54,755 distribution poles of which a subset of 4,625 poles also did not have a 2019 Wildfire Safety Inspection Program (WSIP) inspection record. • The 2019 WSIP inspections are similar in nature to the GO 165 detailed inspections, however WSIP inspectors were not required to identify the lowest priority issues (i.e. “F tags”, missing high voltage signs or guy markers among others and the Qualified Electrical Workers (QEW) performing 2019 WSIP inspections were not required to pass ELEC-1000 GO 165 New Inspector Training course. <p>Mitigating factors include:</p> <ul style="list-style-type: none"> • PG&E inspected 50,130 of the 54,755 distribution poles under the 2019 WSIP. • The 2019 WSIP inspections identified only higher priority safety issues, approximately equivalent to GO 95 Rule 18(1)(a), level 1 and level 2. • PG&E’s general cooperation with SED for the duration of the investigation; and • PG&E’s possession of adequate and sufficient financial resources to pay the penalties.

¹⁰ Per PG&E GO 165 Annual Electric Distribution Inspection Report, Units in the “Late” Column represent the total work units by inspection type that PG&E did not inspect within a “year” as defined by D.13-06-011, Appendix B, at p. B-3.



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Element	Staff Finding
The role of precedent	This is the second citation issued based on a utility reported self-identified electric issue. Gas Safety and Reliability fined PG&E \$16.76 million after PG&E self-reported missed gas distribution leak surveys in the Diablo Division under citation no. 2012-12-001.
Resultant Citation Taking All of These Factors Into Account	\$2.5 million consistent with the administrative limit on citations adopted in Decision 16-09-055.



Public Utilities Commission

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RESPONSE:

Respondent is called upon to provide a response to this Citation by: **5:00 PM on December 22, 2021**. By way of such response, Respondent, **within 30 calendar days**, must either pay the amount of the penalty set forth in this citation¹, or appeal² the citation. In addition, the Respondent must do one of the following:

- (1) For violations constituting immediate safety hazards: Respondent must immediately correct the immediate safety hazards.
- (2) For violations that do not constitute immediate safety hazards: Violations that do not constitute immediate safety hazards must be corrected within 30 days after the citation is served. If said violations that do not constitute immediate safety hazards cannot be corrected within 30 days, then the Respondent must submit a detailed Compliance Plan to the Director of SED within 30 days after the citation issues, unless the utility and the Director of SED, before the expiration of the 30 day period, agree in writing to another date, reflecting the soonest that the Respondent can correct the violations. The Compliance Plan must provide a detailed description of when the violation will be corrected, the methodology to be utilized, and a statement supported by a declaration from the Respondent's Chief Executive Officer or appropriate designee (CEO Declaration) stating that in the Respondent's best judgment, the time that will be taken to correct the violation will not affect the safety or integrity of the operating system or endanger public safety.

Note: Respondent will forfeit the right to appeal the citation by failing to do one of the options outlined above within 30 days. Payment of a citation or filing a Notice of Appeal does not excuse the Respondent from curing the violation. The amount of the penalty may continue to accrue until a Notice of Appeal is filed. Penalties are stayed during the appeal process. A late payment will be subject to a penalty of 10% per year, compounded daily and to be assessed beginning the calendar day following the payment-due date. The Commission may take additional action to recover any unpaid fine and ensure compliance with applicable statutes and Commission orders.

¹ For fines paid pursuant to Pub. Util. Code §2107 and D.16-09-055 Respondent shall submit a certified check payable to California Public Utilities Commission using the attached Citation Payment Form. Upon payment, the fine will be deposited in the State Treasury to the credit of the General Fund and this citation will become final.

² Respondent may Appeal this citation by completing and submitting a Notice of Appeal Form. Please see the attached document, "Directions For Submitting An Appeal To A Citation Issued Pursuant to Decision 16-09-055" for information on the appeals process and the attached "Notice of Appeal Of Citation Form."



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NOTIFICATION TO LOCAL AUTHORITIES:

As soon as is reasonable and necessary, and no later than 10 calendar days after service of the citation is effected, Respondent must provide a notification to the Chief Administrative Officer or similar authority in the city and county where the violation occurred. Within 10 days of providing such notification, Respondent must serve an affidavit to the Director of SED, at the mail or e-mail address noted below, attesting that the local authorities have been notified; the date(s) for when notification was provided; and the name(s) and contact information for each local authority so notified.

The CPUC expects the Utility to take actions, as soon as feasible, to correct, mitigate, or otherwise make safe all violations noted on the Citation regardless of the Utility's intentions to accept or appeal the violation(s) noted in the Citation.

Digitally signed by Leslie Palmer
Date: 2021.11.22 10:51:56
-08'00'

Leslie Palmer
Director
Safety and Enforcement Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
Leslie.Palmer@cpuc.ca.gov



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STATE OF CALIFORNIA

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CITATION PAYMENT FORM

I (we) ___ hereby agree to comply with this citation dated ___, and have corrected/mitigated the violation(s) noted in the citation on __ and no later than __, ___ all work to make permanent corrections to any mitigated, or otherwise remaining concerns related to the violation(s) will be completed as noted in the Compliance Plan we have submitted to the Director of SED and, herewith, pay a fine in the amount of \$___ as included in the citation.

Signature of Electrical Corporation’s Treasurer, Chief Financial Officer, or President/Chief Executive Officer, or delegated Officer thereof

(Signature) (Date)

(Printed Name and Title)

Payment must be made via certified check or wire transfer, payable to the **California Public Utilities Commission**. For payment made via check, please send to the address below. Please include the citation number on the memorandum line of the check or money transfer to ensure your payment is properly applied.

California Public Utilities Commission
Attn: Fiscal Office
505 Van Ness Avenue
San Francisco, CA 94102-3298

NOTE: A copy of the completed Citation Payment Form must be sent to the Director of the Safety and Enforcement Division, via email or regular mail, to the address provided on the Citation.



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**DIRECTIONS FOR SUBMITTING AN APPEAL TO A CITATION
ISSUED PURSUANT TO DECISION 16-09-055**

Within 30 calendar days of the Respondent being served with a **CITATION ISSUED PURSUANT TO DECISION 16-09-055**, Respondent may appeal the citation. Beyond 30 calendar days of being served with the citation, Respondent is in default and, as a result, is considered as having forfeited rights to appeal the citation. The Respondent must still correct the violation(s) as instructed in the Response section of this citation.

To appeal the citation, Appellant must file a Notice of Appeal (including a completed title page complying with Rule 1.6 of the Commission's Rules of Practice and Procedure, and attached Notice of Appeal Form) along with copies of any materials the Appellant wants to provide in support of its appeal with the Commission's Docket Office **and** must serve the Notice of Appeal, at a minimum, on

- 1) The Chief Administrative Law Judge (with an electronic copy to: ALJ_Div_Appeals_Coordinator@cpuc.ca.gov),
- 2) The Director of the Safety and Enforcement Division
- 3) The Executive Director
- 4) General Counsel
- 5) The Director of the Office of Ratepayer Advocates

at the address listed below within 30 calendar days of the date on which the Appellant is served the Citation. The Appellant must file a proof of service to this effect at the same time the Appellant files the Notice of Appeal. The Notice of Appeal must at a minimum state: (a) the date of the citation that is appealed; and (b) the rationale for the appeal with specificity on all grounds for the appeal of the citation.

California Public Utilities Commission
505 Van Ness Ave.
San Francisco, CA 94102
Attn: <Insert Title>

NOTE: Submission of a *Notice of Appeal Form* in no way diminishes Appellant's responsibility for correcting the violation described in the citation, or otherwise ensuring the safety of facilities or conditions that underlie the violations noted in the Citation.

Ex Parte Communications as defined by Rule 8.1(c) of the Commission's Rules of Practice and Procedure, are prohibited from the date the citation is issued through the date a final order is issued on the citation appeal.



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After receipt of the Appellant's *Notice of Appeal Form*, a hearing will be convened before an Administrative Law Judge. At least ten days before the date of the hearing, the Appellant will be notified and provided with the location, date, and time for the hearing. At the hearing,

- (a) Appellant may be represented by an attorney or other representative, but any such representation shall be at the sole expense of the Appellant;
- (b) Appellant may request a transcript of the hearing, but must pay for the cost of the transcript in accordance with the Commission's usual procedures;
- (c) Appellant is entitled to the services of an interpreter at the Commission's expense upon written request to the Chief Administrative Law Judge not less than five business days prior to the date of the hearing;
- (d) Appellant is entitled to a copy of or electronic reference to "Resolution ALJ-299 Establishing Pilot Program Citation Appeal and General Order I56 Appellate Rules (Citation Appellate Rules)"; and
- (e) Appellant may bring documents to offer in evidence (Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies) and/or call witnesses to testify on Appellant's behalf. At the Commission's discretion, the hearing in regard to the Appellant's appeal can be held in a CPUC hearing room at either of the following locations:

San Francisco:

505 Van Ness Avenue
San Francisco, CA 94102

Los Angeles:

320 West 4th Street, Suite 500
Los Angeles, CA 90013

The hearing(s) held in regard to the Appellant's appeal will be adjudicated in conformance with all applicable Public Utilities Code requirements.



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Utility/Operator ID#: U 39 E

Notice of Appeal Form
Appeal from Citation issued by Safety and Enforcement Division
(Pursuant to Decision 16-09-055)

Appellant:

[Name]

[Title]

[Utility Name]

[Mailing Address]

[City, CA Zip Code]

Citation Date: _____
Citation #: D.16-09-055 ____-____-_____
Utility/Operator ID#: _____
Appeal Date: _____

“Appeal of _____ from _____ issued by Safety
and Enforcement Division [Utility/Operator Name] [Citation Number]”

Statements supporting Appellant’s Appeal of Citation (You may use additional pages if needed and/or attach copies of supporting materials along with this form).



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Enclosures to Accompany Utility Appeal

Utility to add list of Enclosures as appropriate: