APPENDIX B

Citation Programs and General Order 156 and How these Programs Interact With the Rules Adopted in Appendix A

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ENERGY CITATION PROGRAMS

Resolution SU-24, 12/17/1993; Gas Safety Enforcement in Mobilehome Parks

Additional Statutory Authority: Pub. Util. Code § § 4351 - 4361¹; General Order (GO) 112-D and Title 49 Code of Federal Regulations (CFR) Parts 190, 191 and 192.

Event	Resolution SU-24	Governing Appellate Rule
File Appeal	30 days to contact staff.	Program Rule 32: File
	(See Appendix B to	Notice of Appeal with
	Resolution)	Docket Office; File
		within time stated by
		Resolution SU-24.
Content of Appeal	Silent	Program Rule 5: State
		the date and dollar
		amount of the citation,
		and grounds for the
		appeal.
Compliance Filing	Silent	Program Rule 7: Staff ³
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on

¹ All statutory references are to the California Public Utilities Code unless otherwise indicated.

² "Program Rules" refer to the appellate rules adopted by this Resolution.

³ These resolutions often refer to staff or a specific Division at the Commission. For ease of reference in this appendix, all such references are designated "staff".

Event	Resolution SU-24	Governing Appellate
		Rule
		Chief Judge and
		Appellant ⁴ on same day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in
		citation or compliance
		filing no later than three
		business days prior to
		hearing.
Hearing Date	Silent	Program Rule 10:
		Promptly, parties
		notified at least 10 days
		in advance of hearing;
		Judge may for good
		cause or parties'
		agreement, grant
		reasonable continuance
		of hearing.
Burden of Proof	Silent	Program Rule 11:
		Staff has the burden of
		proof by a
		preponderance of the
		evidence and
		accordingly shall open
		and close the hearing.
		Appellant has the
		burden to prove

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 $^{^4}$ The appellant (referred to by various terms in these GOs and resolutions) is referred to in this appendix as appellant.

Event	Resolution SU-24	Governing Appellate
		Rule
		affirmative defenses it
		might raise. Judge has
		the discretion to alter the
		order of presentation at
		the hearing.
Evidence	Silent	Program Rule 13: Rule
		13.6 (Evidence) of the
		Commission's Rules of
		Practice and Procedure
		applies.
Hearing Venue	Silent	Program Rule 12:
		Hearing venue in San
		Francisco (SF) or Los
		Angeles (LA), at the
		Commission's
		discretion.
Party Representative	Silent	Program Rule 13: At
		appellant's expense.
Transcript	Silent	Program Rule 14:
-		Appellant must pay
		costs per Commission's
		procedures.
Interpreter	Silent	Program Rule 15: Upon
•		a good faith showing of
		language difficulty and
		written request to the
		assigned Judge and
		Commission's Public
		Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
		- I

Event	Resolution SU-24	Governing Appellate
		Rule
Submission	Silent	Program Rule 16:
		Ordinarily at close of
		hearing; Judge may keep
		record open for good
		cause for a reasonable
		period to permit a party
		to submit additional
		evidence or argument.
Issuance of Draft	Silent	Program Rule 17: Draft
Resolution		decision issued
		expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment.
Ex Parte	Silent	Program Rule 19:
Communications		Prohibited from date the
		citation (which is being
		appealed) issues to final
		order.
Rehearing	Silent	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal

- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

General Order 167; 9/2/2005 Enforcement of Maintenance and Operation Standards for Electric Generating Facilities

Additional Statutory Authority: Various

Event Event	General Order 167	Governing Appellate Rule
File Appeal	Within 30 days of citation	Program Rule 3: File
	date. (Section 13.3.8.1)	Notice of Appeal with
		Docket Office; File within
		time stated by GO 167,
		§ 13.3.8.1.
Content of Appeal	Indicate grounds.	Program Rule 5: State
	(Section 13.3.8.1)	date of and dollar amount
		of the citation; indicate
		rationale for appeal as
		required by GO 167 §
		13.3.8.1.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff must
		serve filing on Chief
		Judge and Appellant on
		same day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which is
		not included in citation or
		compliance filing no later
		than three business days
		prior to hearing.

Event	General Order 167	Governing Appellate Rule
Hearing Date	Promptly; Judge may for	Program Rule 10:
	good cause or parties'	Hearing must commence
	agreement, grant reasonable	as required by GO 167
	hearing continuance.	§ 13.3.8.3.
	(Section 13.3.8.3)	
Burden of Proof	Staff. Staff opens and closes;	Program Rule 11: The
	Judge may alter order.	burden of proof is as set
	(Section 13.3.8.7)	forth in GO 167 § 13.3.8.7.
Evidence	Formal rules do not	Program Rule 13: Rule
	necessarily apply; Judge	13.6 (Evidence) of the
	may receive all relevant and	Commission's Rules of
	reliable evidence.	Practice and Procedure
	(Section 13.3.8.7)	applies.
Hearing Venue	SF or LA; Judge may	Program Rule 12: Venue
	recalendar.	as set forth in GO 167 §
	(Section 13.3.8.4)	13.3.8.4.
Party Representative	At appellant's expense.	Program Rule 13: At
	(Section 13.3.8.6)	appellant's expense.
Transcript	Appellant must pay costs	Program Rule 14:
	per Commission's	Appellant must pay costs
	procedures.	per Commission's
_	(Section 13.3.8.5)	procedures.
Interpreter	Silent	Program Rule 15: Upon a
		good faith showing of
		language difficulty and
		written request to the
		assigned Judge and
		Commission's Public
		Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's expense.

Event	General Order 167	Governing Appellate Rule
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for a reasonable	governed by GO 167
	period to permit a party to	§ 13.3.8.8.
	submit additional evidence	
	or argument.	
	(Section 13.3.8.8)	
Issuance of Draft	Not later than 30 days after	Program Rule 17: Draft
Resolution	submission.	decision issued
	(Section 13.3.8.9)	expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment.
Ex Parte	Prohibited from citation	Program Rule 19:
Communications	date to final order.	Prohibited from date the
	(Section 13.3.9)	citation (which is being
		appealed) issues to final
		order.
Rehearing	Silent	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156

• Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution USRB-001, 7/31/2008; Citation Procedures for the Enforcement of Safety Regulations for Jurisdictional Propane Gas Distribution System Operators

Additional Statutory Authority: § § 4451-4465.

Event	Resolution USRB-001	Governing Appellate
		Rule
File Appeal	Within 45 calendar days	Program Rule 3: File
	from the citation date.	Notice of Appeal with
	(Section 11.a)	Docket Office; File within
		time stated by Resolution
		USRB-001 § 11.a.
Content of Appeal	Explain reasons.	Program Rule 5: State
	(Section 11.a)	date and dollar amount
		of the citation; indicate
		rationale for appeal as
		required by Resolution
		USRB-001 § 11.a.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on Chief
		Judge and Appellant on
		same day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in citation
		or compliance filing no

Event	Resolution USRB-001	Governing Appellate
		Rule
		later than three days
		prior to hearing.
Hearing Date	Within 30 calendar days	Program Rule 10:
	after appeal received	Hearing must commence
	from staff. Judge may for	as required by Resolution
	good cause or parties'	USRB-001 § 11.b and
	agreement, grant	§ 11.c.
	reasonable hearing	
	continuance.	
	(Section 11.b). Appellant	
	will be notified at least	
	10 days in advance of the	
	hearing. (Section 11.c)	
Burden of Proof	Staff. Staff opens and	Program Rule 11: The
	closes; Judge may alter	burden of proof is as set
	order. (Section 11.g)	forth in Resolution
		USRB-001 § 11.g.
Evidence	Formal rules do not	Program Rule 13: Rule
	necessarily apply;	13.6 (Evidence) of the
	substantial rights of the	Commission's Rules of
	parties preserved.	Practice and Procedure
	Relevant and reliable	applies.
	evidence received at	
	Judge's discretion.	
	(Section 11.g)	
Hearing Venue	SF or LA. (Section 11.c)	Program Rule 12: Venue
		as set forth in Resolution
		USRB-001 § 11.c.
Party Representative	At appellant's expense.	Program Rule 13: At
	(Section 11.f)	appellant's expense.
Transcript	Appellant must pay costs	Program Rule 14:
	per Commission's	Appellant must pay costs

Event	Resolution USRB-001	Governing Appellate
		Rule
	procedures.	per Commission's
	(Section 11.d)	procedures.
Interpreter	Upon good faith showing	Program Rule 15: Upon a
	of language difficulty	good faith showing of
	and written request to	language difficulty and
	the assigned Judge not	written request to the
	less than 10 days prior to	assigned Judge and
	date of hearing. (Section	Commission's Public
	11.e)	Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for good	governed by Resolution
	cause for a reasonable	USRB-001 § 11.h.
	period (not to exceed 30	
	calendar days) to permit	
	a party to submit	
	additional evidence or	
	argument. (Section 11.h)	
Issuance of Draft	Not later than 45 days	Program Rule 17: Draft
Resolution	after submission.	decision issued
	(Section 11.i)	expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment.
Ex Parte	Prohibited from date	Program Rule 19:
Communications	citation issues to	Prohibited from date the
		citation (which is being

Event	Resolution USRB-001	Governing Appellate
		Rule
	adoption of final	appealed) issues to final
	resolution. (Section 14)	order.
Rehearing	Yes (Section 11.j)	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution ALJ-274, 12/1/2011; Regarding Enforcement of Safety Regulations for Violations by Gas Corporations, for Citations Issued Prior To 9/29/2016⁵

Additional Statutory Authority: Various, including but not limited to General Order (GO) 112-E and CFR Title 49, Parts 190, 191, 192, 193 and 199.

Event	Resolution ALJ-274	Governing Appellate
		Rule
File Appeal	Within 10 calendar days	Program Rule 3: File
	from service of the	Notice of Appeal with
	citation. (Appendix A	Docket Office; File within
	§ II.A.1)	time stated by Resolution
		ALJ-274, Appendix A
		§ II.A.1.
Content of Appeal	Explain with specificity	Program Rule 5: State
	each and every ground	date and dollar amount
	for appeal.	of the citation; indicate
	(Appendix A § II.A.2)	rationale for appeal as
		required by Resolution
		ALJ-274, Appendix A §
		11.A.2.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on Chief
		Judge and Appellant on
		same day.

 $^{^5}$ Decision (D.)16-09-055, as modified by D.18-05-023 (summarized below) governs electric and gas citations issued on or after 9/29/16.

Event	Resolution ALJ-274	Governing Appellate
	,	Rule
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in citation
		or compliance filing no
		later than three business
		days prior to hearing.
Hearing Date	Promptly, parties notified	Program Rule 10:
	at least 10 days in	Hearing must commence
	advance of hearing;	as required by Resolution
	Judge may for good	ALJ-274, Appendix A
	cause or parties'	§ II.C.
	agreement, grant	
	reasonable continuance	
	of hearing.	
	(Appendix A § II.C)	
Burden of Proof	Staff has the burden to	Program Rule 11: The
	prove a prima facie case	burden of proof is as set
	supporting its issuance of	forth in Resolution ALJ-
	the citation; the burden	274, Appendix A § II.G.
	then shifts to appellant to	
	demonstrate that a	
	violation did not occur	
	and the citation should	
	not issue or that the	
	amount of the penalty is	
	inappropriate.	
	(Appendix A § II.G)	
Evidence	Rule 13.6 (Evidence) of	Program Rule 13: Rule
	the Commission's Rules	13.6 (Evidence) of the
	of Practice and Procedure	Commission's Rules of

Event	Resolution ALJ-274	Governing Appellate Rule
	applies. (Appendix A § H)	Practice and Procedure applies.
Hearing Venue	SF or LA at Commission discretion. (Appendix A § II.D)	Program Rule 12: Venue as set forth in Resolution ALJ-274, Appendix A § II.D.
Party Representative	At appellant's expense. (Appendix A § II.H)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's procedures. (Appendix A § II.F)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon good faith showing of language difficulty and written request to the assigned Judge and the Public Advisor's Office not less than three business days prior to date of hearing. (Appendix A § II.E)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Appendix A § II.I)	Program Rule 16: The submission date is governed by Resolution ALJ-274, Appendix A § II.I.
Issuance of Draft	Within 60 days after	Program Rule 17: Draft
Resolution	submission.	decision issued

Event	Resolution ALJ-274	Governing Appellate
		Rule
	Parties may file	expeditiously, and no
	comments on draft	later than 60 days after
	resolution.	submission.
	(Appendix A § II.J)	Program Rule 18: Draft
		Resolution issued for
		public comment.
Ex Parte	Prohibited from date of	Program Rule 19:
Communications	service of the citation	Prohibited from date the
	through Commission and	citation (which is being
	court decisions, if any,	appealed) issues to final
	resolving applications for	order.
	rehearing of the	
	resolution on the citation.	
	(Appendix A § II.L)	
Rehearing	Yes. (Appendix A § II.K)	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal. Note that Rule 6 requires that the Notice of Appeal must also be served on other entities (besides the minimum required in Rule 6) if required by the Citation Program. Resolution ALJ-274, Appendix A § II.A.1 requires service on other entities besides the minimum required by Rule 6.
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution UEB-003, 10/29/2018: Adopting a Core Transport Agent Citation Program to Enforce Compliance with Standards for Verification of Change in Provider

Additional Statutory Authority: § 985

Event	Resolution UEB-003	Governing Appellate
		Rule
File Appeal	File within 30 days after	Program Rule 3: File
	date of citation. Before	Notice of Appeal with
	deadline expires, CPED	Docket Office; File within
	or Judge may extend for	time stated by UEB-003,
	showing of good cause.	Citation D.
	(Citation D)	
Content of Appeal	Silent	Program Rule 5: State
		date and dollar amount
		of citation; any extension
		of time to file notice of
		appeal received; indicate
		grounds for appeal.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must also serve filing on
		Chief Judge and
		Appellant on the same
		day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in citation

Event	Resolution UEB-003	Governing Appellate Rule
		or compliance filing no
		later than three business
		days prior to hearing.
Hearing Date	Silent	Program Rule 10:
		Promptly, parties notified
		at least 10 days in
		advance of hearing;
		Judge may for good
		cause or parties'
		agreement, grant
		reasonable continuance
		of hearing.
Burden of Proof	Silent	Program Rule 11:
		Staff has the burden of
		proof by a
		preponderance of the
		evidence and accordingly
		shall open and close the
		hearing. Appellant has
		the burden to prove
		affirmative defenses it
		might raise. Judge has
		the discretion to alter the
		order of presentation at
		the hearing.
Evidence	Silent	Program Rule 13: Rule
		13.6 (Evidence) of the
		Commission's Rules of
		Practice and Procedure
	011	applies.
Hearing Venue	Silent	Program Rule 12: SF or
		LA at Commission
		discretion

Event	Resolution UEB-003	Governing Appellate
- · - · · ·		Rule
Party Representative	Silent	Program Rule 13: At
		appellant's expense.
Transcript	Silent	Program Rule 14:
		Appellant must pay costs
		per Commission's
		procedures.
Interpreter	Silent	Program Rule 15: Upon a
		good faith showing of
		language difficulty and
		written request to the
		assigned Judge and
		Commission's Public
		Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Silent	Program Rule 16:
		Ordinarily, at close of
		hearing. Judge may keep
		record open for
		reasonable time.
Issuance of Draft	Silent	Program Rule 17: Draft
Resolution		decision issued
		expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment
Ex Parte	Silent	Program Rule 19:
Communications		Prohibited from date of
		citation (which is being

Event	Resolution UEB-003	Governing Appellate
		Rule
		appealed) issues to final
		order.
Rehearing	Silent	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution E-4195, 11/6/2008, as modified by D.11-06-022⁶; Supplementing and Replacing in its Entirety Resolution E-4017, 10/5/2006; Enforcing Compliance with System and Local Resource Adequacy Filing Requirements by Load Serving Entities

Additional Statutory Authority: § 380

Event	Resolution E-4195	Governing Appellate
		Rule
File Appeal	Within 30 days of	Program Rule 3: File
	issuance of citation.	Notice of Appeal with
	(Appendix A § 2.7.1)	Docket Office; File within
		time stated by Resolution
		E-4195, Appendix A
		§ 2.7.1.
Content of Appeal	State grounds. (Appendix	Program Rule 5: State
	A § 2.7.1.)	date and dollar amount
		of citation; indicate
		rationale for appeal as
		required by Resolution E-
		4195, Appendix A § 2.7.1.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on Chief
		Judge and Appellant on
		same day.

⁶ D.11-06-022 modified the penalty structure of the Resource Adequacy program in certain respects, but did not change the procedural rules applicable to citation appeals which are set forth in Appendix B. Thus, the procedural rules applicable to citation appeals set forth in Resolution E-4195, Appendix A and D.11-06-022, Appendix B are the same, and will be referenced herein by the section number to the two appendices.

Event	Resolution E-4195	Governing Appellate
		Rule
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in citation
		or compliance filing no
		later than three business
		days prior to hearing.
Hearing Date	Promptly; not less than	Program Rule 10:
	10 days after appeal filed.	Hearing must commence
	Judge may for good	as required by Resolution
	cause or parties'	E-4195, Appendix A
	agreement, grant	§ 2.7.3.
	reasonable hearing	
	continuance. (Appendix	
	A § 2.7.3)	
Burden of Proof	Staff. Staff opens and	Program Rule 11: The
	closes; Judge may alter	burden of proof is as set
	order. (Appendix A	forth in Resolution E-
	§ 2.7.7)	4195, Appendix A § 2.7.7.
Evidence	Formal rules do not	Program Rule 13: Rule
	necessarily apply; Judge	13.6 (Evidence) of the
	may receive all relevant	Commission's Rules of
	and reliable evidence.	Practice and Procedure
	(Appendix A § 2.7.7)	applies.
Hearing Venue	SF (Appendix A § 2.7.4)	Program Rule 12: Venue
		as set forth in Resolution
		E-4195, Appendix A §
		2.7.4.
Party Representative	At appellant's expense.	Program Rule 13: At
	(Appendix A § 2.7.6)	appellant's expense.

Event	Resolution E-4195	Governing Appellate
		Rule
Transcript	Appellant must pay costs	Program Rule 14:
	per Commission's	Appellant must pay costs
	procedures. (Appendix	per Commission's
	A § 2.7.5)	procedures.
Interpreter	Silent	Program Rule 15: Upon a
		good faith showing of
		language difficulty and
		written request to the
		assigned Judge and
		Commission's Public
		Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for good	governed by Resolution
	cause for a reasonable	E-4195, Appendix A
	period to permit a party	§ 2.7.8.
	to submit additional	
	evidence or argument.	
	(Appendix A § 2.7.8)	
Issuance of Draft	Not later than 30 days	Program Rule 17: Draft
Resolution	after submission.	decision issued
	(Appendix A § 2.7.9)	expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment.
Ex Parte	Prohibited from date	Program Rule 19:
Communications	citation issues to final	Prohibited from date the

Event	Resolution E-4195	Governing Appellate
		Rule
	decision. (Appendix A §	citation (which is being
	2.7.10)	appealed) issues to final
		order.
Rehearing	Silent	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1: Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution E-4550, 5/9/2013; Re Non-compliance with Permits to Construct and Certificates of Public Convenience and Necessity

Additional Statutory Authority: Various

Event	Resolution E-4550	Governing Appellate
		Rule
File Appeal	Within 30 days of the	Program Rule 3: File
	date of the citation.	Notice of Appeal with
	(Appendix A § 2.7.1)	Docket Office; File within
		time stated by Resolution
		E-4550, Appendix A
		§ 2.7.1.
Content of Appeal	State grounds.	Program Rule 5: State
	(Appendix A § 2.7.1)	date and dollar amount
		of citation; indicate
		rationale for appeal as
		required by Resolution E-
		4550, Appendix A § 2.7.1.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on Chief
		Judge and Appellant on
		same day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in citation
		or compliance filing no

Event	Resolution E-4550	Governing Appellate
		Rule
		later than three business
		days prior to hearing.
Hearing Date	No less than ten days	Program Rule 10:
	after appeal is filed,	Hearing must commence
	Judge shall set hearing	as required by Resolution
	promptly; Judge may for	E-4550, Appendix A
	good cause or parties'	§ 2.7.3.
	agreement, grant	
	reasonable continuance	
	of hearing. (Appendix A	
	§ 2.7.3)	
Burden of Proof	Staff. Staff opens and	Program Rule 11: The
Burden of 11001	closes; Judge may alter	burden of proof is as set
	order. (Appendix A	forth in Resolution
	§ 2.7.7)	E-4550, Appendix A §
	8 2.7.7)	2.7.7.
Evidence	Formal rules do not	Program Rule 13: Rule
	necessarily apply; Judge	13.6 (Evidence) of the
	may receive all relevant	Commission's Rules of
	and reliable evidence.	Practice and Procedure
	(Appendix A § 2.7.7)	applies.
Hearing Venue	SF (Appendix A § 2.7.4.)	Program Rule 12: Venue
		as set forth in Resolution
		E-4550, Appendix A §
		2.7.4.
Party Representative	At appellant's expense.	Program Rule 13: At
	(Appendix A § 2.7.6)	appellant's expense.
Transcript	Appellant must pay costs	Program Rule 14:
	per Commission's	Appellant must pay costs
	procedures.	per Commission's
	(Appendix A § 2.7.5)	procedures.

Event	Resolution E-4550	Governing Appellate
		Rule
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Appendix A § 2.7.8)	Program Rule 16: The submission date is governed by Resolution E-4550, Appendix A § 2.7.8.
Issuance of Draft	Not later than 30 days	Program Rule 17: Draft
Resolution	after submission. (Appendix A § 2.7.9)	decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte	Prohibited from date	Program Rule 19:
Communications	citation issues to date	Prohibited from date the
	when final decision issued. (Appendix A	citation (which is being appealed) issues to final
	§ 2.7.10)	order.

Event	Resolution E-4550	Governing Appellate
		Rule
Rehearing	Silent	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1: Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution E-4720, 8/27/2015, updating Resolution E-4257, 10/29/2009; Re: Citations of Retail Sellers for Non-compliance with Mandatory Filing Deadlines and Reporting Requirements of the Renewables Portfolio Standard (RPS)

Additional Statutory Authority: Various, particularly §399.11 et seq

Event	Resolution E-4720	Governing Appellate
		Rule
File Appeal	Within 30 days of the	Program Rule 3: File
	citation date. There shall	Notice of Appeal with
	be no extension of time to	Docket Office; File within
	file a Notice of Appeal.	time stated by Resolution
	(Appendix A § 2.7.1 & §	E-4720, Appendix A §
	2.7.3)	2.7.1.
Content of Appeal	Indicate rationale for	Program Rule 5: State
	appeal, date of citation,	date and dollar amount
	copy of citation.	of citation; indicate
	(Appendix A § 2.7.1)	rationale for appeal as
		required by Resolution E-
		4720, Appendix A § 2.7.1.
Compliance Filing	Staff issuing citation	Program Rule 7: Staff
	must file Compliance	issuing citation must file
	Filing, including	complete citation with
	complete copy of citation	Commission's Docket
	and all attachments with	Office no later than 14
	Docket Office and serve	days after Notice of
	upon Chief ALJ and	Appeal is filed. Staff
	Appellant no later than	must also serve filing on
	seven business days after	Chief Judge and
	Notice of Appeal is filed.	Appellant on the same
	(Appendix A § 2.7.2)	day.
Exchange of Info	Parties must exchange all	Program Rule 9: Parties
	information they intend	must exchange all
	to introduce into record	information intended to
	no later than three	be introduced into the
	business days prior to	record at hearing which

Event	Resolution E-4720	Governing Appellate
		Rule
	hearing. Not to be filed	is not included in citation
	with Docket Office or	or compliance filing no
	served on decision	later than three business
	makers (Appendix A §	days prior to hearing.
	2.7.6)	
Hearing Date	Not less than ten days	Program Rule 10:
	after the assignment of a	Hearing must commence
	Judge (Appendix A §	by time specified in
	2.7.5)	Resolution E-4720,
		Appendix A § 2.7.5.
Burden of Proof	Staff. Staff shall open and	Program Rule 11: The
	close. Judge may alter	burden of proof is as set
	order. (Appendix A §	forth in Resolution E-
	2.7.11)	4720, Appendix § A
		2.7.11.
Evidence	Formal rules do not	Program Rule 13: Rule
	necessarily apply; Judge	13.6 (Evidence) of the
	may receive all relevant	Commission's Rules of
	and reliable evidence.	Practice and Procedure
	(Appendix A § 2.7.11)	applies.
Hearing Venue	SF, Judge may change	Program Rule 12: Venue
	location. (Appendix A §	as set forth in Resolution
	2.7.7)	E-4720, Appendix A §
		2.7.7.
Party Representative	At appellant's expense.	Program Rule 13: At
	(Appendix A § 2.7.10)	appellant's expense.
Transcript	Appellant may order and	Program Rule 14:
	must pay costs per	Appellant must pay costs
	Commission's	per Commission's
	procedures. (Appendix A	procedures.
	§ 2.7.8)	
Interpreter	Upon good faith showing	Program Rule 15: Upon a
	of language difficulty	good faith showing of

Event	Resolution E-4720	Governing Appellate
		Rule
	and written request to	language difficulty and
	Judge and Public	written request to the
	Advisor's Office, not less	assigned Judge and
	than five business days	Commission's Public
	prior to hearing. At	Advisor's Office not less
	Commission's expense.	than five business days
	(Appendix 2.7.9)	prior to date of hearing.
		At Commission's
		expense.
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for good	governed by Resolution
	cause for a reasonable	E-4720, Appendix A §
	period to permit a party	2.7.12.
	to submit additional	
	evidence or argument.	
	(Appendix A § 2.7.12)	
Issuance of Draft	No later than 60 days	Program Rule 17: Draft
Resolution	after submission. Draft	decision issued
	Resolution issued for	expeditiously, and no
	public comment.	later than 60 days after
	(Appendix A § 2.7.13)	submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment.
Ex Parte	Prohibited from date	Program Rule 19:
Communications	citation issued to final	Prohibited from date the
	order. (Appendix A	citation (which is being
	§ 2.7.15)	appealed) issues to final
		order.
Rehearing	Subject to rehearing and	Program Rule 20:
	judicial review.	Resolution subject to
	(Appendix A § 2.7.14)	rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1: Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Rulemaking (R.) 14-05-013; Regarding the Commission's Natural Gas and Electric Safety Citation Programs as Required by D.14-12-001 (for electric citations issued prior to 9/29/2016)⁷

Additional Statutory Authority: various, including § 1702.5

Event	R.14-05-013, D.14-12-001,	Governing Appellate
	Appendix A	Rule
File Appeal	File Notice of Appeal and	Program Rule 3: File
	proof of service with the	Notice of Appeal with
	Docket Office within 30	Docket Office; File within
	days from the date of	time stated by D.14-12-
	service of the citation.	001, Appendix A § II.A.1.
	(Appendix A, § II.A.1) ⁸	
Content of Appeal	State the date of the	Program Rule 5: State
	citation and explain with	date and dollar amount
	specificity each and every	of citation; indicate
	ground for appeal.	rationale for appeal as
	(Appendix A § II.A.2)	required by D.14-12-001,
		Appendix A § II.A.2.
Compliance Filing	Staff issuing citation	Program Rule 7: Staff
	must file Compliance	issuing citation must file
	Filing including complete	complete citation and
	copy of citation and all	proof of service with
	attachments with Docket	Commission's Docket
	Office and serve upon	Office no later than 14
	Chief ALJ and Appellant	days after Notice of
	no later than seven	Appeal is filed. Staff
	business days after	must serve filing on Chief

 $^{^{7}}$ D.16-09-055, as modified by D.18-05-023 (which follows this summary in Appendix B) governs electric and gas citations issued on or after 9/29/16. The electric citation rules cited in this grid are included in Appendix A of D.14-12-001, and will be referred to by the section number in Appendix A.

 $^{^{\}rm 8}$ All section references for this item are to Appendix A.

Event	R.14-05-013, D.14-12-001,	Governing Appellate
	Appendix A	Rule
	Notice of Appeal is filed.	Judge and Appellant on
	(Appendix A § II.B.3)	same day.
Exchange of Info	Parties must exchange all	Program Rule 9: Parties
_	information they intend	must exchange all
	to introduce into record	information intended to
	no later than three	be introduced into the
	business days prior to	record at hearing which
	hearing. (Appendix A §	is not included in citation
	II.B.4)	or compliance filing no
		later than three days
		prior to hearing.
Hearing Date	Promptly; The Judge may	Program Rule 10:
	for good cause or parties'	Hearing must commence
	agreement, grant	as required by D.14-12-
	reasonable continuance	001, Appendix A § II.B.2.
	of hearing. Parties will be	
	notified at least 10 days	
	in advance of the	
	hearing. (Appendix A §	
	II.B.2)	
Burden of Proof	Staff has burden by a	Program Rule 11: The
	preponderance of the	burden of proof is as set
	evidence and accordingly	forth in D.14-12-001,
	shall open and closes the	Appendix A § II.B.8.
	hearing. Appellant has	
	burden to prove	
	affirmative defenses.	
	Judge has discretion to	
	alter order. (Appendix A	
	§ II.B.8)	
Evidence	Rule 13.6 of	Program Rule 13: Rule
	Commission's Rules of	13.6 (Evidence) of the

Event	R.14-05-013, D.14-12-001, Appendix A	Governing Appellate Rule
	Practice and Procedure (Appendix A § II.B.9)	Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA, at Commission discretion. (Appendix A § II.B.5)	Program Rule 12: Venue as set forth in D.14-12-001 Appendix A § II.B.5.
Party Representative	At appellant's expense. (Appendix A § II.B.9)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission procedures. (Appendix A § II.B.7)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon a good faith showing of language difficulty, and written request to the assigned Judge and the Public Advisor's Office not less than five business days prior to date of hearing. (Appendix A § II.B.6)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Appendix A § II.B.10)	Program Rule 16: The submission date is governed by D.14-12-001, Appendix A § II.B.10.
Issuance of Draft	No later than 60 days	Program Rule 17: Draft
Resolution	after appeal submitted.	decision issued

Event	R.14-05-013, D.14-12-001,	Governing Appellate
	Appendix A	Rule
	Placed on the first	expeditiously, and no
	available agenda and	later than 60 days after
	persons may file	submission.
	comments pursuant to	Program Rule 18: Draft
	Commission Rule 14.5	Resolution issued for
	(Appendix A § II.C)	public comment
Ex Parte	Prohibited from date the	Program Rule 19:
Communications	citation issued through	Prohibited from date of
	the date a final order	citation (which is being
	issued on citation appeal.	appealed) issues to final
	(Appendix A § III)	order.
Rehearing	Resolution subject to	Program Rule 20:
	rehearing pursuant to §	Resolution subject to
	1731 and subject to	rehearing.
	judicial review pursuant	
	to § 1756 (Appendix A §	
	II.D)	

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Rulemaking 14-05-013; Regarding the Commission's Natural Gas and Electric Safety Citation Programs as Required by D.16-09-055, as modified by D.18-05-023, for both electric and gas citations issued on or after 9/30/2016⁹

Additional Statutory Authority: various, including § 1702.5

Event	D.16-09-055, as modified	Governing Appellate
	by D.18-05-023,	Rule
	Appendix A	
File Appeal	File Notice of Appeal and	Program Rule 3: File
	proof of service with the	Notice of Appeal with
	Docket Office within 30	Docket Office; File within
	days from the date of	time stated by D.16-09-
	service of the citation.	055, as modified by D.18-
	(Appendix A § II.A.1) ¹⁰	05-023, Appendix A §
		II.A.1.
Content of Appeal	State the date of the	Program Rule 5: State
	citation and explain with	date and dollar amount
	specificity each and every	of citation; indicate
	ground for appeal.	rationale for appeal as
	(Appendix A § II.A.2)	required by D.16-09-055,
		as modified by D.18-05-
		023, Appendix A § II.A.2.
Compliance Filing	Staff issuing citation	Program Rule 7: Staff
	must file Compliance	issuing citation must file
	Filing including complete	complete citation and
	copy of citation and all	proof of service with
	attachments with Docket	Commission's Docket
	Office and serve upon	Office no later than 14
	Chief ALJ and Appellant	days after Notice of
	no later than seven	Appeal is filed. Staff
	business days after	must serve filing on Chief

⁹ Although the citation programs differ in these two decisions, the applicable appellate procedural rules are the same. Therefore, the decisions are treated together.

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¹⁰ All section references for this item are to Appendix A.

Event	D.16-09-055, as modified	Governing Appellate
	by D.18-05-023,	Rule
	Appendix A	
	Notice of Appeal is filed.	Judge and Appellant on
	(Appendix A § II.B.3)	same day.
Exchange of Info	Parties must exchange all information they intend to introduce into record no later than three business days prior to hearing. (Appendix A § II.B.4)	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no
		later than three days prior to hearing.
Hearing Date	Promptly; The Judge may for good cause or parties' agreement, grant reasonable continuance of hearing. Parties will be notified at least 10 days in advance of the hearing. (Appendix A § II.B.2)	Program Rule 10: Hearing must commence as required by D.16-09- 055, as modified by D.18- 05-023, Appendix A § II.B.2.
Burden of Proof	Staff has burden by a preponderance of the evidence so opens and closes. Appellant has burden to prove affirmative defenses. Judge has discretion to alter order. (Appendix A § II.B.8)	Program Rule 11: The burden of proof is as set forth in D.16-09-055, as modified by D.18-05-023, Appendix A § II.B.8.

Event	D.16-09-055, as modified by D.18-05-023, Appendix A	Governing Appellate Rule
Evidence	Rule 13.6 of Commission's Rules of Practice and Procedure (Appendix A § II.B.9)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA, at Commission discretion. (Appendix A § II.B.5)	Program Rule 12: Venue as set forth D.16-09-055, as modified by D.18-05-023, Appendix A § II.B.5.
Party Representative	At appellant's expense. (Appendix A § II.B.9)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission procedures. (Appendix A § II.B.7)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	At the Commission's expense, upon a good faith showing of language difficulty, and written request to the assigned Judge and the Public Advisor's Office not less than five business days prior to date of hearing. (Appendix A § II.B.6)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional	Program Rule 16: The submission date is governed by D.16-09-055, as modified by D.18-05-023, Appendix A § II.B.10.

Event	D.16-09-055, as modified	Governing Appellate
	by D.18-05-023,	Rule
	Appendix A	
	evidence or argument.	
	(Appendix A § II.B.10)	
Issuance of Draft	No later than 60 days	Program Rule 17: Draft
Resolution	after appeal submitted.	decision issued
	Placed on the first	expeditiously, and no
	available agenda and	later than 60 days after
	persons may file	submission.
	comments pursuant to	Program Rule 18: Draft
	Commission Rule 14.5	Resolution issued for
	(Appendix A § II.C)	public comment
Ex Parte	Prohibited from date the	Program Rule 19:
Communications	citation issued through	Prohibited from date of
	the date a final order	citation (which is being
	issued on citation appeal.	appealed) issues to final
	(Appendix A § III)	order.
Rehearing	Resolution subject to	Program Rule 20:
	rehearing pursuant to §	Resolution subject to
	1731 and subject to	rehearing.
	judicial review pursuant	
	to § 1756 (Appendix A §	
	II.D)	

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156

• Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution E-4887, 10/12/2017; Re: Revised Self-Generation Incentive Program (SGIP) Developer Definition Pursuant to D.16-06-055 and the SGIP Handbook

Additional Statutory Authority: various

Event	Resolution E-4887	Governing Appellate
		Rule
File Appeal	Silent	Program Rule 3: File
		Notice of Appeal with
		Docket Office by time
		state in E-4887 (which
		imposes no deadline.)
Content of Appeal	Silent	Program Rule 5: State
		date and dollar amount
		of citation and grounds
		for appeal.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on Chief
		Judge and Appellant on
		same day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in citation
		or compliance filing no
		later than three days
		prior to hearing.

Event	Resolution E-4887	Governing Appellate Rule
Haaring Data	Silent	
Hearing Date	Sherit	Program Rule 10:
		Promptly, parties notified
		at least 10 days in
		advance of hearing;
		Judge may for good
		cause or parties'
		agreement, grant
		reasonable continuance
D 1 (D (0:1	of hearing.
Burden of Proof	Silent	Program Rule 11: Staff
		has the burden of proof
		by a preponderance of
		the evidence and
		accordingly shall open
		and close the hearing.
		Respondent/Appellant
		has the burden to prove
		affirmative defenses it
		might raise.
Evidence	Silent	Program Rule 13: Rule
		13.6 (Evidence) of the
		Commission's Rules of
		Practice and Procedure
		applies.
Hearing Venue	Silent	Program Rule 12: SF or
		LA at Commission
		discretion
Party Representative	Silent	Program Rule 13: At
		appellant's expense.
Transcript	Silent	Program Rule 14:
		Appellant must pay costs
		per Commission's
		procedures.

Event	Resolution E-4887	Governing Appellate
		Rule
Interpreter	Silent	Program Rule 15: Upon a
		good faith showing of
		language difficulty and
		written request to the
		assigned Judge and
		Commission's Public
		Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Silent	Program Rule 16:
		Ordinarily, at close of
		hearing. Judge may keep
		record open for
		reasonable time.
Issuance of Draft	Silent	Program Rule 17: Draft
Resolution		decision issued
		expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment
Ex Parte	Silent	Program Rule 19:
Communications		Prohibited from date
		citation (which is being
		appealed) issued to final
		order.
Rehearing	Silent	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1: Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

WATER CITATION PROGRAM

Resolution W-4799, 10/29/2009; Citation Program Regarding Water and Sewer Utilities

Additional Statutory Authority: Various

Event	Resolution W-4799	Governing Appellate
		Rule
File Appeal	Within 30 days after the	Program Rule 3: File
	date of service of the	Notice of Appeal with
	citation.	Docket Office; File within
	Before the expiration of	time stated by Resolution
	the 30-day deadline, staff,	W-4799 § 3.a and 5.a.
	a Judge or the	Program Rule 4:
	Commission may extend	Any extension of time to
	the time for response	file the Notice of Appeal
	upon a showing of good	must be made by the
	cause. (Sections 3.a and	Division Director in
	5.a)	writing and attached to
		the Notice of Appeal.
Content of Appeal	Indicate grounds (Section	Program Rule 5: State
	5.a)	date and dollar amount
		of citation; indicate
		rationale for appeal as
		required by Resolution
		W-4799 § 5.a; Attach
		written permission for
		extension of time to file
		the Notice of Appeal, if
		applicable.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14

Event	Resolution W-4799	Governing Appellate
		Rule
		days after Notice of
		Appeal is filed. Staff
		must serve filing on Chief
		Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in citation
		or compliance filing no
		later than three days
		prior to hearing.
Hearing Date	Promptly, parties notified	Program Rule 10:
	at least ten days in	Hearing must commence
	advance; Judge may for	as required by Resolution
	good cause or parties'	W-4799 § 5.c.
	agreement, grant	
	reasonable continuance	
	of hearing. (Section 5.c)	
Burden of Proof	Staff. Staff opens and	Program Rule 11: The
	closes; Judge may alter	burden of proof is as set
	order. (Section 5.h)	forth in Resolution
		W-4799 § 5.h.
Evidence	Rule 13.6 (Evidence)	Program Rule 13: Rule
	applies. (Section 5.h)	13.6 (Evidence) of the
		Commission's Rules of
		Practice and Procedure
		applies.
Hearing Venue	SF or LA (Section 5.d)	Program Rule 12: Venue
		as set forth in Resolution
		W-4799 § 5.d.

Event	Resolution W-4799	Governing Appellate
		Rule
Party Representative	At appellant's expense	Program Rule 13: At
	(Section 5.g)	appellant's expense.
Transcript	Appellant must pay costs	Program Rule 14:
	per Commission's	Appellant must pay costs
	procedures. (Section 5.f)	per Commission's
		procedures.
Interpreter	Upon good faith showing	Program Rule 15: Upon a
	of language difficulty	good faith showing of
	and written request to	language difficulty and
	the assigned Judge not	written request to the
	less than three business	assigned Judge and
	days prior to date of	Commission's Public
	hearing. (Section 5.e)	Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for good	governed by Resolution
	cause for a reasonable	W-4799 § 5.i.
	period to permit a party	
	to submit additional	
	evidence or argument.	
	(Section 5.i)	
Issuance of Draft	Within 60 days after	Program Rule 17: Draft
Resolution	submission; parties may	decision issued
	file comments on draft	expeditiously, and no
	resolution. (Section 5.j)	later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment.

Event	Resolution W-4799	Governing Appellate
		Rule
Ex Parte	Prohibited from date staff	Program Rule 19:
Communications	receives the Notice of	Prohibited from date the
	Appeal to date when	citation (which is being
	rehearing, if any, is	appealed) issues to final
	resolved. (Section 5.1)	order.
Rehearing	Resolution subject to	Program Rule 20:
	rehearing pursuant to	Resolution subject to
	§1731 and subject to	rehearing.
	judicial review pursuant	
	to § 1756 (Section 5.k)	

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

TRANSPORTATION AND RAIL CITATION PROGRAMS

Resolution TL-18336, 05/22/1990; Re: Rescinding Resolution TL-18266 and Revising Procedures for Denying, Suspending, or Revoking the Operating Authorities of Passenger Carriers and Property Carriers on California Highway Patrol's Recommendation

Additional Statutory Authority: § § 1033.7, § 1033.5, § 1070, § 768

Event	Resolution TL-18336	Governing Appellate
		Rule
File Appeal	No stated period to file	Program Rule 3: File
	Notice of Appeal.	Notice of Appeal with
	(Resolution TL-18336, see	Docket Office; File within
	e.g., Ordering Paragraph	time stated by Resolution
	(OP) 4.)	TL-18336, OP 4. (No
		stated period within
		which to file the appeal;
		however, the entity's
		license is suspended by
		order.)
Content of Appeal	Silent	Program Rule 5: State
		date and dollar amount
		of citation; indicate
		grounds for appeal. (See
		also annotation below
		regarding service
		requirements under Rule
		6.)
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff

Event	Resolution TL-18336	Governing Appellate Rule
		must serve filing on Chief Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three days prior to hearing.
Hearing Date	Hearing to be held within 21 days from the date the Application for Hearing form is filed, unless the carrier requests a postponement. (OP 4.)	Program Rule 10: Hearing must commence as required by Resolution TL-18336, OP 4.
Burden of Proof	Silent	Program Rule 11: Staff has the burden of proof by a preponderance of the evidence and accordingly shall open and close the hearing. Respondent/Appellant has the burden to prove affirmative defenses it might raise.
Evidence	Silent	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.

Event	Resolution TL-18336	Governing Appellate Rule
Hearing Venue	Silent	Program Rule 12: SF or
		LA at Commission
		discretion
Party Representative	Silent	Program Rule 13: At
		appellant's expense.
Transcript	Silent	Program Rule 14:
		Appellant must pay costs
		per Commission's
		procedures.
Interpreter	Silent	Program Rule 15: Upon a
		good faith showing of
		language difficulty and
		written request to the
		assigned Judge and
		Commission's Public
		Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Silent	Program Rule 16:
		ordinarily, at the close of
		hearing. Judge may keep
		record open for
		reasonable period.
Issuance of Draft	Silent	Program Rule 17: Draft
Resolution		decision issued
		expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment

Event	Resolution TL-18336	Governing Appellate
		Rule
Ex Parte	Silent	Program Rule 19:
Communications		Prohibited from date
		Citation (which is being
		appealed) issues to final
		order.
Rehearing	Silent	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal; Note that Pub. Util. Code § 1033.7(d) and Resolution TL-18336, OP 4 also require that a written copy of this notice of appeal also be served on the California Highway Patrol
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution ALJ-187, 9/22/2005; Citation Appeal Procedures for Household Goods Carriers, Charter Party Carriers and Passenger Stage Corporations

Note: Appeals from the following citation program resolutions are governed by Resolution ALJ-187: Resolutions CE 11-84 (charter party carriers); CE 1-86 (passenger stage carriers and motor transportation brokers); CE 9-86 (general freight reregulation program); CE 11-86 (highway common carriers, cement carriers and household goods carriers)¹¹, CE 4-87 (for violations of the Highway Carriers Act, the Household Goods Carriers Act or the Charter-Party Carriers Act); CE 10-90 (household goods carriers and charter-party carriers); CE 2-92 (passenger stage corporations, charter party carriers, highway common carriers, highway permit carriers, cement carriers and household goods carriers)

Additional statutory authority: Various

Event	Resolution ALJ-187	Governing Appellate
		Rule
File Appeal	20 days after service of	Program Rule 3: File
	citation; if request made	Notice of Appeal with
	before deadline, staff	Docket Office; File
	may grant up to two	within time stated by
	30 day extensions.	Resolution ALJ-187 § 2.
	(Section 2)	Program Rule 4: Any
		extension of time to file
		the Notice of Appeal
		must be made by the
		Division Director in
		writing and attached to
		the Notice of Appeal.
Content of Appeal	Indicate grounds.	Program Rule 5: State
	(Section 4.c)	date and dollar amount
		of citation; indicate

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¹¹ The Commission currently does not regulate certain carriers mentioned herein (e.g., household goods carriers). We also exclude a synopsis of Resolution TL-19102 from this appendix because it applied solely to household goods carriers which the Commission no longer regulates.

Event	Resolution ALJ-187	Governing Appellate
		Rule
		rationale for appeal as
		required by Resolution
		ALJ-187 § 4.c; Attach
		written permission for
		extension of time to file
		the Notice of Appeal, if
		applicable.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on
		Chief Judge and
		Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in
		citation or compliance
		filing no later than three
		business days prior to
		hearing.
Hearing Date	Promptly, not less than	Program Rule 10:
	10 days after appeal	Hearing must commence
	received from staff.	as required by
	Judge may for good	Resolution ALJ-187 §
	cause or parties'	4.d.

Event	Resolution ALJ-187	Governing Appellate Rule
	agreement, grant reasonable hearing continuance. (Section 4.d)	
Burden of Proof	Staff opens and closes; Judge may alter order. (Section 4.h)	Program Rule 11: The burden of proof is as set forth in Resolution ALJ-187 § 4.h.
Evidence	Formal rules do not necessarily apply; Judge may receive all relevant and reliable evidence. (Section 4.h)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA; Judge may recalendar. (Section 4.b)	Program Rule 12: Venue as set forth in Resolution ALJ-187 § 4.b.
Party Representative	At appellant's expense. (Section 4.g)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's procedures. (Section 4.e)	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Upon written request to Chief Judge not less than three business days prior to date of hearing. (Section 4.f)	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.

Event	Resolution ALJ-187	Governing Appellate
		Rule
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for good	governed by Resolution
	cause for a reasonable	ALJ-187 § `4.i.
	period to permit a party	
	to submit additional	
	evidence or argument.	
	(Section 4.i)	
Issuance of Draft	Not later than 30 days	Program Rule 17: Draft
Resolution	after submission.	decision issued
	(Section 4.j)	expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment.
Ex Parte	Prohibited from Notice	Program Rule 19:
Communications	of Appeal to final order.	Prohibited from date the
	(Section 4.k)	citation (which is being
		appealed) issues to final
		order.
Rehearing	Silent	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution ROSB-002, 11/6/2008; Modified (rehearing denied) in D.09-05-020; Re: Railroad Citation Program

Additional Statutory Authority: Various

Event	Resolution ROSB-002	Governing Appellate
		Rule
File Appeal	Within 30 days after	Program Rule 3: File
	service of citation; if	Notice of Appeal with
	request made to staff	Docket Office; File
	before deadline, staff	within time stated by
	may grant up to two	Resolution ROSB-002 §
	thirty day extensions.	2.
	Staff, the Judge or	Program Rule 4: Any
	Commission may extend	extension of time to file
	the time for appeal upon	the Notice of Appeal
	a showing of good	must be made by the
	cause. (Section 2)	Division Director in
		writing and attached to
		the Notice of Appeal.
Content of Appeal	Indicate grounds.	Program Rule 5: State
	(Section 4.c)	date and dollar amount
		of citation; indicate
		rationale for appeal as

Event	Resolution ROSB-002	Governing Appellate
		Rule
		required by Resolution
		ROSB-002 § 4.c; Attach
		written permission for
		extension of time to file
		the Notice of Appeal, if
		applicable.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on
		Chief Judge and
		Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in
		citation or compliance
		filing no later than three
		business days prior to
		hearing.
Hearing Date	Promptly; not less than	Program Rule 10:
	10 days after appeal	Hearing must commence
	received from staff.	as required by
	Judge may for good	Resolution ROSB-002 §
	cause or parties'	4.d.
	agreement, grant	

Event	Resolution ROSB-002	Governing Appellate
		Rule
	reasonable continuance	
	of hearing. (Section 4.d).	
Burden of Proof	Staff. Staff opens and	Program Rule 11: The
	closes. Judge may alter	burden of proof is as set
	order. (Section 4.g)	forth in Resolution
		ROSB-002 § 4.g.
Evidence	Formal rules do not	Program Rule 13: Rule
	necessarily apply; Judge	13.6 (Evidence) of the
	may receive all relevant	Commission's Rules of
	and reliable evidence.	Practice and Procedure
	(Section 4.g)	applies.
Hearing Venue	SF (Section 4.b)	Program Rule 12: Venue
		as set forth in Resolution
		ROSB-002 § 4.b.
Party Representative	At appellants' expense.	Program Rule 13: At
	(Section 4.f)	appellant's expense.
Transcript	Appellant must pay	Program Rule 14:
	costs per Commission's	Appellant must pay
	procedures. (Section 4.e)	costs per Commission's
		procedures.
Interpreter	Silent	Program Rule 15: Upon
		a good faith showing of
		language difficulty and
		written request to the
		assigned Judge and
		Commission's Public
		Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is

Event	Resolution ROSB-002	Governing Appellate Rule
	record open for good cause for a reasonable period to permit a party to submit additional evidence or argument. (Section 4.h)	governed by Resolution ROSB-002 § 4.h.
Issuance of Draft Resolution	Not later than 60 days after submission. (Section 4.i)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from appeal through final order. (Section 4.j)	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Silent	Program Rule 20: Resolution subject to rehearing.

- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution TL-19108, 7/25/2013, Revising and Partially Rescinding Resolution TL-19099, 11/19/2010; Regarding Permanent Revocation of a Charter Party Carrier's Permit to Operate or Penalty Against the Carrier

Additional Statutory Authority: § § 5387, et al.

Event	Resolution TL-19108,	Governing Appellate
	revising and partially	Rule
	rescinding Resolution	
	TL-19099	
File Appeal	Within 15 days after	Program Rule 3: File
	mailing the notice to the	Notice of Appeal with
	carrier. (Pub. Util. Code	Docket Office; File within
	§ 5387.3 (a); Resolution	time stated by Pub. Util.
	TL-19108, Ordering	Code § 5387.3 (a) and
	Paragraph (OP) 4)	Resolution TL-19108,
		OP 4.
Content of Appeal	Full explanation of the	Program Rule 5: State
	basis for the appeal and	date and dollar amount
	copies of documents that	of citation; indicate
	demonstrate that factual	rationale for appeal as
	error caused the	required by Resolution
	revocation or refusal to	TL-19108, OP 4. (See also
	issue. (OP 4)	annotation below
		regarding service
		requirements under Rule
		6.)
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on Chief

Event	Resolution TL-19108, revising and partially rescinding Resolution TL-19099	Governing Appellate Rule
		Judge and Appellant on same day.
Exchange of Info	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.
Hearing Date	Within 21 days of receipt of the appeal. (Pub. Util. Code § 5387.3 (b); OP 5)	Program Rule 10: Hearing must commence as required by Pub. Util. Code § 5387.3 (b) and Resolution TL-19108, OP 5.
Burden of Proof	Appellant has burden to prove that it was not in violation of Pub. Util. Code § 5387(c). (Pub. Util. Code j§ 5387.3(b))	Program Rule 11: The burden of proof is as set forth in Pub. Util. Code § 5387.3(b).
Evidence	Silent	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	Silent	Program Rule 12: Hearing venue in SF or LA, at the Commission's discretion.

Event	Resolution TL-19108, revising and partially rescinding Resolution TL-19099	Governing Appellate Rule
Party Representative	Silent	Program Rule 13: At appellant's expense.
Transcript	Silent	Program Rule 14: Appellant must pay costs per Commission's procedures.
Interpreter	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing.
Submission	Silent	Program Rule 16: Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument.
Issuance of Draft Resolution	Expeditiously. (OP 6)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.

Event	Resolution TL-19108, revising and partially rescinding Resolution TL-19099	Governing Appellate Rule
Ex Parte Communications	Silent	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
Rehearing	Yes. (OP 7 and 8)	Program Rule 20: Resolution subject to rehearing.

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal; Note that Pub. Util. Code § 5387 (c) and OP 4 requires that a written copy of this notice of appeal also be served on the California Highway Patrol
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution ST-163, 12/18/2014; Adopting a Citation Program Regarding Enforcing Compliance of Rail Transit Agencies Operating Public Transit Rail Fixed Guideway Systems

Additional Statutory Authority: § 309.7, § 315, § 451, § 771, § 778, § 2107, § 2110, § 2111, § 29047, § 30646, § 99152, § 100168

Event	Resolution ST-163	Governing Appellate
		Rule
File Appeal	File with Docket Office	Program Rule 3: File
	within 30 days after the	Notice of Appeal with
	date of service of the	Docket Office; File within
	citation. (Section 2)	time stated by ST-163 § 2.
Content of Appeal	State the date and	Program Rule 5: State
	number of the citation	date and dollar amount
	appealed and the	of citation; indicate
	grounds for appeal.	rationale for appeal as
	(Section 4 (a))	required by ST-163 § 4
		(a).
Compliance Filing	Staff issuing citation	Program Rule 7: Staff
	must file Compliance	issuing citation must file
	Filing, including	complete citation and
	complete copy of citation	proof of service with
	and all attachments with	Commission's Docket
	Docket Office and serve	Office no later than 14
	upon Chief ALJ and	days after Notice of
	Appellant no later than	Appeal is filed. Staff
	seven business days after	must serve filing on Chief
	Notice of Appeal is filed.	Judge and Appellant on
	(Section 4 (e))	same day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in citation

Event	Resolution ST-163	Governing Appellate Rule
		or compliance filing no
		later than three business
		days prior to hearing.
Hearing Date	Promptly, with	Program Rule 10:
	notification to parties at	Hearing must commence
	least ten days in advance.	as required by ST-163 § 4
	(Section 4 (f))	(f).
Burden of Proof	Staff. Staff opens and	Program Rule 11: The
	closes the hearing. ALJ	burden of proof is as set
	may alter order. (Section	forth in ST-164 § 4(i).
	4 (i).	
Evidence	Citation Appellate Rules	Program Rule 13: Rule
	13 and Commission Rule	13.6 (Evidence) of the
	13.6 apply. (Section 4 (i)).	Commission's Rules of
		Practice and Procedure
		applies.
Hearing Venue	SF or LA, on regularly	Program Rule 12: Venue
	scheduled days as	as set forth in ST-163 §
	calendared by the Judge.	4(c).
	(Section 4 (c))	
Party Representative	At appellant's expense.	Program Rule 13: At
	(Section 4 (h))	appellant's expense.
Transcript	Appellant may order and	Program Rule 14:
	shall pay costs per	Appellant must pay costs
	Commission procedures.	per Commission's
	(Section 4 (g))	procedures.
Interpreter	Silent	Program Rule 15: Upon a
		good faith showing of
		language difficulty and
		written request to the
		assigned Judge and
		Commission's Public
		Advisor's Office not less

Event	Resolution ST-163	Governing Appellate
		Rule
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for good	governed by ST-163 § 4(j).
	cause for a reasonable	
	period to permit a party	
	to submit additional	
	evidence or argument.	
	(Section 4 (j))	
Issuance of Draft	No later than 60 days	Program Rule 17: Draft
Resolution	after appeal submitted.	decision issued
	(Section 4 (k))	expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment
Ex Parte	Prohibited from the date	Program Rule 19:
Communications	the citation issued	Prohibited from date of
	through the date the	citation (which is being
	Commission's final order	appealed) issues to final
	is issued on citation	order.
	appeal. (Section 4 (l))	
Rehearing	Subject to rehearing	Program Rule 20:
-	pursuant to § 1731 and	Resolution subject to
	judicial review pursuant	rehearing.
	to § 1756. (Section 4 (m))	_

• Rule 4: Extension of Time to File the Notice of Appeal

- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

TELECOMMUNICATIONS CITATION PROGRAMS

Resolution UEB-001, 8/24/2006, as modified by UEB-002, 9/18/2008; Enforcing Third Party Verification Requirements in Slamming Citation Program

Additional Statutory Authority: § 2889.5; 47 CFR 64.1120 (c)(3)(iii).

Event	Resolution UEB-001, as	Governing Appellate
	modified by UEB-002	Rule
File Appeal	45 days from date of	Program Rule 3: File
	citation. (Section 4)	Notice of Appeal with
		Docket Office; File within
		time stated by Resolutions
		UEB-001/-002 § 4.
Content of Appeal	Explain reasons for the	Program Rule 5: State
	appeal. (Section 7.a)	date and dollar amount of
		citation; indicate rationale
		for appeal as required by
		Resolutions UEB-001/-002
		§ 7.a.
Compliance Filing	Silent	Program Rule 7: Staff
		issuing citation must file
		complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff must
		serve filing on Chief Judge
		and Appellant on same
		day.
Exchange of Info	Silent	Program Rule 9: Parties
		must exchange all
		information intended to be
		introduced into the record
		at hearing which is not
		included in citation or
		compliance filing no later

Event	Resolution UEB-001, as	Governing Appellate
	modified by UEB-002	Rule
		than three business days
		prior to hearing.
Hearing Date	Promptly, not less than	Program Rule 10: Hearing
	15 calendar days after	must commence as
	appeal received from	required by Resolutions
	staff. Judge may for good	UEB-001/-002 § 7.c.
	cause or parties'	
	agreement, grant	
	reasonable hearing	
	continuance. (Section 7.c)	
Burden of Proof	Staff. Staff opens and	Program Rule 11: The
	closes; Judge may alter	burden of proof is as set
	order. (Section 7.h)	forth in Resolutions
		UEB-001/-002 § 7.h.
Evidence	Formal rules do not	Program Rule 13: Rule
	necessarily apply; Judge	13.6 (Evidence) of the
	may receive all relevant	Commission's Rules of
	and reliable evidence.	Practice and Procedure
	(Section 7.h)	applies.
Hearing Venue	SF or LA; Judge may	Program Rule 12: Venue
	recalendar. (Section 7.d)	as set forth in Resolutions
		UEB-001; -002 § 7.d.
Party Representative	At appellant's expense.	Program Rule 13: At
	(Section 7.g)	appellant's expense.
Transcript	Appellant must pay costs	Program Rule 14:
_	per Commission's	Appellant must pay costs
	procedures. (Section 7.e)	per Commission's
	, , ,	procedures.
Interpreter	Upon good faith showing	Program Rule 15: Upon a
_	of language difficulty and	good faith showing of
	written request to Chief	language difficulty and
	Judge not less than three	written request to the
	business days prior to	assigned Judge and
	1	0 7

Event	Resolution UEB-001, as	Governing Appellate Rule
	modified by UEB-002	Commission's Public
	date of hearing.	
	(Section 7.f)	Advisor's Office not less
		than five business days
		prior to date of hearing. At
		Commission's expense.
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for good	governed by Resolutions
	cause for a reasonable	UEB-001; -002 § 7.i.
	period (not to exceed	
	30 calendar days) to	
	permit a party to submit	
	additional evidence or	
	argument. (Section 7.i)	
Issuance of Draft	Not later than 45 days	Program Rule 17: Draft
Resolution	after submission.	decision issued
	(Section 7.j)	expeditiously, and no later
		than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment.
Ex Parte Communications	Prohibited from date	Program Rule 19:
	citation issues to final	Prohibited from date the
	resolution. (Section 9)	citation (which is being
		appealed) issues to final
		order.
Rehearing	Yes (Section 7.k)	Program Rule 20:
	. ,	Resolution subject to
		rehearing.

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution SED-3, 12/02/2016; Re: Citations Procedures for Enforcement of Safety Regulations by the Safety and Enforcement Division (SED) for Violations by Communications Facilities

Additional Statutory Authority: § § 2107, §2108, § 2111

Event	Resolution SED-3,	Governing Appellate
	Appendix A	Rule
File Appeal	File Notice of Appeal and	Program Rule 3: File
	proof of service with the	Notice of Appeal with
	Docket Office within 30	Docket Office; File within
	days of service of the	time stated by Resolution
	citation. (Section II.A.1)	SED-3, Appendix A §
		II.A.1.
Content of Appeal	State the date of the	Program Rule 5: State
	citation and explain with	date of citation; indicate
	specificity each and every	rationale for appeal as
	ground for appeal.	required by Resolution
	(Section II.A.2)	SED-3, Appendix A §
		II.A.2.
Compliance Filing	Staff issuing citation	Program Rule 7: Staff
	must file Compliance	issuing citation must file
	Filing including complete	complete citation and
	copy of citation and all	proof of service with
	attachments with Docket	Commission's Docket
	Office and serve upon	Office no later than 14
	Chief ALJ and Appellant	days after Notice of
	no later than seven	Appeal is filed. Staff
	business days after	must serve filing on Chief
	Notice of Appeal is filed.,	Judge and Appellant on
	(Section II.B.3)	same day.
Exchange of Info	Parties must exchange all	Program Rule 9: Parties
	information they intend	must exchange all
	to introduce into record	information intended to
	no later than three	be introduced into the
	business days prior to	record at hearing which
	hearing. (Section II.B.4)	is not included in citation

Event	Resolution SED-3,	Governing Appellate
	Appendix A	Rule
		or compliance filing no
		later than three business
		days prior to hearing.
Hearing Date	Promptly. The Judge	Program Rule 10:
	may for good cause or	Hearing must commence
	parties' agreement, grant	as required by Resolution
	reasonable continuance	SED-3, Appendix A §
	of hearing. Parties will be	II.B.2.
	notified at least 10 days	
	in advance of the	
	hearing. (Section II.B.2)	
Burden of Proof	Staff has burden by a	Program Rule 11: The
	preponderance of the	burden of proof is as set
	evidence and accordingly	forth in Resolution SED-
	shall open and close the	3, Appendix A § II.B.8.
	hearing. Appellant has	
	burden to prove	
	affirmative defenses.	
	Judge has discretion to	
	alter order. (Section	
	II.B.8)	
Evidence	Rule 13.6 of	Program Rule 13: Rule
	Commission's Rules of	13.6 (Evidence) of the
	Evidence. (Section II.B.9)	Commission's Rules of
		Practice and Procedure
		applies.
Hearing Venue	SF or LA, at	Program Rule 12: Venue
	Commission's discretion.	as set forth in Resolution
	(Section II.B.5)	SED-3, Appendix A §
		II.B.5.
Party Representative	At appellant's expense.	Program Rule 13: At
	(Section II.B.9)	appellant's expense.

Event	Resolution SED-3,	Governing Appellate
	Appendix A	Rule
Transcript	Appellant must pay costs	Program Rule 14:
	per Commission	Appellant must pay costs
	procedures. (Section	per Commission's
	II.B.7)	procedures.
Interpreter	Upon good faith showing	Program Rule 15: Upon a
	of language difficulty,	good faith showing of
	and written request to	language difficulty and
	the assigned Judge and	written request to the
	Public Advisor's Office,	assigned Judge and
	not less than five	Commission's Public
	business days prior to	Advisor's Office not less
	hearing. (Section II.B.6)	than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for good	governed by Resolution
	cause for a reasonable	SED-3, Appendix A §
	period to permit a party	II.B.10.
	to submit additional	
	evidence or argument.	
	(Section II.B.10)	
Issuance of Draft	No later than 60 days	Program Rule 17: Draft
Resolution	after appeal submitted.	decision issued
	Placed on the first	expeditiously, and no
	available agenda and	later than 60 days after
	persons may file	submission.
	comments pursuant to	Program Rule 18: Draft
	Commission Rule 14.5.	Resolution issued for
T. D. /	(Section II.C)	public comment.
Ex Parte	Prohibited from date	Program Rule 19:
Communications	citation issued through	Prohibited from date the

Event	Resolution SED-3,	Governing Appellate
	Appendix A	Rule
	the date a final order	citation (which is being
	issued on the citation	appealed) issues to final
	appeal. (Section III)	order.
Rehearing	Subject to rehearing	Program Rule 20:
	pursuant to § 1731 and	Resolution subject to
	judicial review pursuant	rehearing.
	to § 1756. (Section II.D)	

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

Resolution T-17601, 06/2/2018; Re: Citation Program to Enforce Compliance by Telecommunications Carriers and Procedures for Appeal of Citations

Additional Statutory Authority: § 701, § 702, § 2101, and § 2107

Event	Resolution T-17601	Governing Appellate
		Rule
File Appeal	Within 30 days after date	Program Rule 3: File
	of citation (1 (d) and 3)	Notice of Appeal with
		Docket Office; File by
		time specified in
		Resolution T-17601, 1 (d)
		and 3.
Content of Appeal	Silent	Program Rule 5: State
		date and dollar amount
		of citation; state grounds
		for appeal.
Compliance Filing	Follow appeal	Program Rules 7: Staff
	procedures set forth in	issuing citation must file
	Resolution ALJ-299.	complete citation and
		proof of service with
		Commission's Docket
		Office no later than 14
		days after Notice of
		Appeal is filed. Staff
		must serve filing on Chief
		Judge and Appellant on
		same day.
Exchange of Info	Follow appeal	Program Rule 9: Parties
	procedures set forth in	must exchange all
	Resolution ALJ-299.	information intended to
		be introduced into the
		record at hearing which
		is not included in citation
		or compliance filing no
		later than three business
		days prior to hearing.

Event	Resolution T-17601	Governing Appellate
		Rule
Hearing Date	Follow appeal	Program Rule 10:
	procedures set forth in	Promptly, with parties
	Resolution ALJ-299.	notified at least ten days
		in advance of hearing
Burden of Proof	Follow appeal	Program Rule 11: Burden
	procedures set forth in	of Proof governed by
	Resolution ALJ-299.	citation program: Staff
		has burden to prove
		prima facie case
		supporting citation.
		Appellant can show
		violation did not occur or
		penalty is inappropriate.
Evidence	Follow appeal	Program Rule 13: Rule
	procedures set forth in	13.6 (Evidence) of the
	Resolution ALJ-299.	Commission's Rules of
		Practice and Procedure
		applies.
Hearing Venue	Follow appeal	Program Rule 12: SF or
	procedures set forth in	LA at Commission
	Resolution ALJ-299.	discretion
Party Representative	Follow appeal	Program Rule 13: At
	procedures set forth in	appellant's expense.
	Resolution ALJ-299.	
Transcript	Follow appeal	Program Rule 14:
	procedures set forth in	Appellant must pay costs
	Resolution ALJ-299.	per Commission's
		procedures.
Interpreter	Follow appeal	Program Rule 15: Upon a
	procedures set forth in	good faith showing of
	Resolution ALJ-299.	language difficulty and
		written request to the
		assigned Judge and

Event	Resolution T-17601	Governing Appellate
		Rule
		Commission's Public
		Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Follow appeal	Program Rule 16:
	procedures set forth in	Ordinarily, at the close of
	Resolution ALJ-299.	hearing. At Judge's
		discretion may be kept
		open for reasonable
		period.
Issuance of Draft	Follow appeal	Program Rule 17: Draft
Resolution	procedures set forth in	decision issued
	Resolution ALJ-299.	expeditiously, and no
		later than 60 days after submission.
		Program Rule 18: Draft Resolution issued for
		public comment
Ex Parte	Follow appeal	Program Rule 19:
Communications	procedures set forth in	Prohibited from date
	Resolution ALJ-299.	citation (which is being
		appealed) issues to final
		order.
Rehearing	Follow appeal	Program Rule 20:
	procedures set forth in	Resolution subject to
	Resolution ALJ-299.	rehearing.

- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 8: Service List and Parties to An Appeal

- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

General Order 156, 5/30/1988 (Current as of June 11, 2015); Rules Governing the Development of Programs to Increase Participation of Women, Minority and Disabled Veteran Business Enterprises (WMDVBEs) in Procurement of Contracts from Utilities as Required by Pub. Util. Code § § 8281-8286

Event	General Order 156	Governing Appellate
		Rule
File Appeal	Within 20 days after service of the Clearinghouse's final decision on the complaint. (Section 7.3.1)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by General Order (GO) 156 § 7.3.1.
Content of Appeal	Indicate grounds. (Section 7.3.1). The Commission will not entertain complaints which do not allege violations of any law, Commission rule, order, or decision, or utility tariff resulting from such Commission action, but which instead involve only general contract- related disputes, such as failure to win a contract award. (Section 7.1)	Program Rule 5: State date and dollar amount of citation; indicate rationale for appeal as required by GO 156 § 7.3.1 and § 7.1.
Compliance Filing	Silent	Program Rule 7: Staff issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff

Event	General Order 156	Governing Appellate
		Rule
		must serve filing on Chief
		Judge and Appellant on
		same day.
Exchange of Information	Silent	Program Rule 9: Parties
		must exchange all
		information intended to
		be introduced into the
		record at hearing which
		is not included in citation
		or compliance filing no
		later than three business
		days prior to hearing.
Hearing Date	Between 10 and 20 days	Program Rule 10:
	after the Judge is	Hearing must commence
	assigned. The Judge may	as required by GO 156
	for good cause or upon	§ 7.3.5.
	parties' agreement, grant	
	reasonable continuance	
	of hearing. (Section 7.3.5)	
Burden of Proof	Appellant opens and	Program Rule 11: The
	closes. Judge has	burden of proof is as set
	discretion to alter order.	forth in GO 156 § 7.3.9.
	(Section 7.3.9)	
Evidence	Formal rules do not	Program Rule 13: Rule
	necessarily apply; Judge	13.6 (Evidence) of the
	may receive all relevant	Commission's Rules of
	and reliable evidence.	Practice and Procedure
	(Section 7.3.9.)	applies.
Hearing Venue	SF or LA, as scheduled	Program Rule 12: Venue
	by the Judge. (Section	as set forth in GO 156 §
D . D	7.3.4)	7.3.4.
Party Representative	At appellant's expense.	Program Rule 13: At
	(Section 7.3.8)	appellant's expense.

Event	General Order 156	Governing Appellate
	A 11	Rule
Transcript	Appellant must pay costs	Program Rule 14:
	per Commission	Appellant must pay costs
	procedures.	per Commission's
	(Section 7.3.6)	procedures.
Interpreter	Upon written request to	Program Rule 15: Upon a
	the assigned Judge not	good faith showing of
	less than three business	language difficulty and
	days prior to date of	written request to the
	hearing. (Section 7.3.7)	assigned Administrative
		Law Judge (Judge) and
		Commission's Public
		Advisor's Office not less
		than five business days
		prior to date of hearing.
		At Commission's
		expense.
Submission	Ordinarily at close of	Program Rule 16: The
	hearing; Judge may keep	submission date is
	record open for good	governed by GO 156
	cause for a reasonable	§ 7.3.10.
	period to permit a party	\$7.5.10.
	to submit additional	
	evidence or argument.	
Issuance of Draft	(Section 7.3.10)	Drogram Dula 17. Duch
	No later than 30 days	Program Rule 17: Draft
Resolution	after appeal submitted.	decision issued
	(Section 7.3.11)	expeditiously, and no
		later than 60 days after
		submission.
		Program Rule 18: Draft
		Resolution issued for
		public comment

Event	General Order 156	Governing Appellate
		Rule
Ex Parte	Prohibited from date of	Program Rule 19:
Communications	service of the notice of	Prohibited from date of
	appeal through the date	Clearinghouse decision
	the Commission's final	(which is being appealed)
	order is mailed.	issues to final order.
	(Section 7.3.12)	
Rehearing	Silent	Program Rule 20:
		Resolution subject to
		rehearing.

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal; Note that new service requirements (on the Clearinghouse and an entity whose WMLGBTBE status is challenged in a third party appeal) were added by Resolution ALJ-299. Thus, General Order 156 § 7.3 is changed in this regard.
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal; Note that Resolution ALJ-299 provided that a permissible party to a third party appeal is an entity whose WMLGBTBE status is challenged. Thus, General Order 156 § 7.3 is changed in this regard.
- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent

(END OF APPENDIX B)