

Confidential Information Redacted

May 5, 2004

ADVICE 26
(U 6096-C)

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
TELECOMMUNICATIONS DIVISION

SUBJECT: **Informational Advice Letter - Supplemental**
2004 Second Quarter Report of Southern California Edison Company
for Competitive Local Exchange Projects

PURPOSE

In compliance with Decision No. 98-12-083 (D.98-12-083), dated December 17, 1998, Southern California Edison Company (SCE) hereby submits for filing the attached supplement to the quarterly report summarizing the competitive local exchange construction projects that are anticipated for the second quarter of 2004.

BACKGROUND

In D.98-12-083, the California Public Utilities Commission (Commission) granted a certificate of public convenience and necessity (CPCN) to SCE to operate as a competitive local carrier (CLC) in the State of California. D.98-12-083 requires CLCs to implement specific mitigation measures adopted in the Mitigated Negative Declaration, attached to the Decision as Appendix D, in compliance with the California Environmental Quality Act.

Appendix D to D.98-12-083, contains the mitigation monitoring process for the CLCs proposed projects and describes the roles and responsibilities of government agencies in implementing and enforcing the selected mitigation measures.

Mitigation Measure B of Appendix D to D.98-12-083 requires the CLCs to file a quarterly report as an informational advice letter, one month prior to the beginning of each quarter, that summarizes the construction projects that each

intends to construct in the upcoming quarter. The report is to contain a description of the project and its location and a summary of the CLC's compliance with the mitigation measures described in the Mitigated Negative Declaration. The purpose of the report is to inform the local agencies of future projects so that coordination of projects among CLCs in the same locality can be conducted.

Mitigation Measure B requires the quarterly report to be filed with the appropriate planning agency of the locality where the project(s) will occur and as an informational advice letter with the Commission's Telecommunications Division. This informational advice letter fulfills the latter requirement.

At the request of SCE, the Commission has historically treated the information contained in the Quarterly Reports as confidential in accordance with Section 583 of the California Public Utilities Code.^{1/} On February 22, 2001, SCE received a letter from the Energy Division stating that it would no longer treat the information contained in the Quarterly Reports as confidential because to do so would "defeat the purpose of the reports, and contradict the "clear" (although not specifically stated) intent of the Commission."

Understanding that the Advice letter process may not be the proper forum to debate the issue, SCE believes that the Commission's objectives with regard to the filing are currently being met, and the Commission's treatment of the Reports should remain unchanged. To this end, SCE continues to request that the information contained in Appendix A remain confidential in accordance with Section 583 of the California Public Utilities Code. SCE supports this request by including its response to the Energy Division, attached hereto as Appendix B.

Concurrent with this filing, SCE is providing the appropriate planning agencies with the portion of the quarterly report pertaining to projects in such agencies' locality.

No cost information is required for this advice filing.

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

^{1/} No information furnished to the Commission by a public utility, or any business which is a subsidiary or affiliate of a public utility, or a Corporation which holds a controlling interest in a public utility, except those matters specifically required to be open to public inspection by this part, shall be open to public inspection or made public except on order of the Commission, or by the Commission or a Commissioner in the course of a hearing or proceeding. Any present or former officer or employee of the Commission who divulges any such information is guilty of a misdemeanor.

In accordance with Public Utilities Code Section 491, notice to the public is hereby given by filing and keeping the advice filing open for public inspection at SCE's corporate headquarters.

Southern California Edison Company

Akbar Jazayeri

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Enclosures

cc: GO 96-A
R.95-04-043/I.94-04-044

Advice 26

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