Southern California Edison
IEC (Corp ID 6096)
Status of Advice Letter 155
As of June 10, 2015


Division Assigned: Telecommunications

Date Filed: 06-02-2015

Date to Calendar: None

Authorizing Documents: None

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<th>Disposition:</th>
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<td>Effective Date:</td>
<td>06-02-2015</td>
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Resolution Required: No

Resolution Number: None

Commission Meeting Date: None

CPUC Contact Information:
415-703-1565
TD_PALCOORDINATOR@cpuc.ca.gov

AL Certificate Contact Information:
Darrah Morgan
626-302-2086
advicetariffmanager@sce.com
To:  Telecommunications Carrier Filing Advice Letter  

From:  Telecommunications Division PAL Coordinator  

Subject:  Your Advice Letter Filing  

The Telecommunications Division of the California Public Utilities Commission has processed your recent Advice Letter (AL) filing and is returning an AL status certificate for your records.

The AL status certificate indicates:

- Advice Letter Number
- Name of Filer
- CPUC Corporate ID number of Filer
- Subject of Filing
- Date Filed
- Disposition of Filing (Accepted, Rejected, Withdrawn, etc.)
- Effective Date of Filing
- Other Miscellaneous Information (e.g., Resolution, if applicable, etc.)

The Telecommunications Division has made no changes to your copy of the Advice Letter Filing; please review your Advice Letter Filing with the information contained in the AL status certificate, and update your Advice Letter and tariff records accordingly.

All inquiries to the California Public Utilities Commission on the status of your Advice Letter Filing will be answered by Telecommunications Division staff based on the information contained in the Telecommunications Division's PAL database from which the AL status certificate is generated. If you have any questions on this matter please contact the:

Telecommunications Division PAL Coordinator at (415) 703-1565, or by e-mail to td_pal_coordinator@cpuc.ca.gov
May 29, 2015

ADVICE 155
(U 6096-C)

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA
COMMUNICATIONS DIVISION

SUBJECT: Informational Advice Letter
2015 Third Quarter Report of Southern California Edison
Company for Competitive Local Exchange Projects

PURPOSE

In compliance with Decision (D.) 98-12-083, dated December 17, 1998, Southern California Edison Company (SCE) hereby submits for filing the attached report summarizing the competitive local exchange construction projects that are anticipated for the Third Quarter of 2015.

BACKGROUND

In D.98-12-083, the California Public Utilities Commission (Commission or CPUC) 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 Communications Division. This informational advice letter fulfills the latter requirement.

CONFIDENTIALITY

Since SCE’s Advice 1, submitted in March 1999, SCE has requested and believes that the Commission has treated the information on the construction projects contained in SCE’s quarterly reports as confidential proprietary information. SCE has continued to request confidential treatment of construction project information and will continue to request this same treatment in all future Advice Letters. Pursuant to Section 9.3 of General Order (GO) 96-B, GO 66(c), Public Utilities Code Section 583, and applicable law, SCE requests confidential treatment of Attachment A to this advice letter, which summarizes the competitive local exchange construction projects that are anticipated for the third quarter. The complete advice letter (including Attachment A) is being submitted to the CPUC’s Communications Division in its entirety; however, Attachment A is not included in the public version of the advice letter posted on www.sce.com.

Section 9.3 of GO 96-B provides the procedures for utilities requesting confidential treatment of information provided to the CPUC through an advice letter. Pursuant to Section 9.3, SCE provides the following in support of why it is appropriate to accord confidential treatment to Attachment A. The release of the information in Attachment A, if disclosed, could cause an unfair competitive advantage to potential competitors since the information is not known to those outside SCE. Such competitors, if they obtained this information, could use it to unfairly leverage their knowledge of SCE’s fiber construction locations. Further, as indicated above, SCE believes that the Commission has historically treated the information on construction projects submitted in SCE’s quarterly reports since 1999 as confidential.

As required in Section 9.3, SCE has included a proposed protective order should the Commission believe it is necessary or desires to issue a protective order. Pursuant to Section 9.3, SCE agrees to make Attachment A available to those persons who execute a reasonable nondisclosure agreement for purposes of advice letter review. Such persons wishing to obtain a nondisclosure agreement may contact Gloria Ing in SCE’s Law Department at Gloria.Ing@sce.com or (626) 302-1999.

SCE believes it has satisfied the other requirements in Section 9.3 of GO 96-B as follows:

Section 9.3(a) - Required information on Cover Sheet: Please see SCE’s Summary Sheet submitted with this Advice Letter, which incorporates by reference this Advice Letter.

Section 9.3(b) - Specification of confidential information: SCE specifies that Attachment A is confidential and has marked each page as confidential.
Section 9.3(c) – Duration of confidentiality designation: The proprietary business information contained in Attachment A shall remain confidential for one year unless extended prior to the expiration of one year, or until an order of the Commission is issued designating the information not confidential.

Section 9.3(d) – Legal authority for request for confidentiality: Please see the first paragraph under the Confidentiality section of this Advice Letter.

Section 9.3(e)(f) – Identification of specific privileges: Not applicable.

Section 9.3(g) – Disclosure of information in an aggregate format: The confidential information provided in Attachment A cannot be aggregated, redacted, summarized, masked, or otherwise protected in a manner that would allow partial disclosure of the data, while still protecting confidential information. SCE would object to any disclosure of the confidential information in aggregated form.

Section 9.3(h): Statement over processes to maintain confidentiality and whether information has been disclosed: To the best of SCE’s knowledge, SCE maintains as confidential the information contained in Attachment A for which confidentiality is sought in this advice filing. To the best of SCE’s knowledge, SCE believes that the confidential information is maintained by SCE and provided internally only to those employees who need to know the information to carry out their job duties. SCE also believes that the confidential information has not been disclosed to any person other than employees of SCE or non-market participants (such as staff of the Commission or a representative of the local jurisdiction, under which circumstances SCE requests that the information be kept confidential).

TIER DESIGNATION

Pursuant to GO 96-B, Telecommunications Industry Rule 7.1(3), this advice letter is subject to Communications Division disposition and should be classified as Tier 1.

Concurrent with this filing and pursuant to Mitigation Measure B, SCE provides 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 the withdrawal of service, or conflict with any other schedule or rule.
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**

/s/ Russell G. Worden  
Russell G. Worden

RGW:al:cm  
Enclosures
**Company Name:** Southern California Edison Company  
**CPUC Utility Number:** U 6096-C

**Address:** P.O. Box 800, 8631 Rush Street  
**GRC-LEC**  
**URF-Carrier**  
**Other**

**City, State, ZIP:** Rosemead, CA 91770  
**Commission Resolution Requested**  
**Carrier of Last Resort (See D.96-10-066)**

**Filing AL #: 155**  
**Requested Effective Date:** N/A

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<th>Fax No.:</th>
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<tr>
<td>Filer</td>
<td>Darrah Morgan</td>
<td><a href="mailto:advicetariffmanager@sce.com">advicetariffmanager@sce.com</a></td>
<td>626-302-2086</td>
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</tbody>
</table>
| Cert.      | Darrah Morgan             | advicetariffmanager@sce.com | 626-302-2086 | No. Tariff  
|            |                           |            | Sheets: -0- |

**Tariff Schedules** (see keyword list on reverse): None  
**Keyword:** Compliance

For Contract Keyword, Type: Government  
□ Other  
□ Date Executed ____________  
Contract Total Rev ($) ____________

**Subject of filing** (Service(s) included): **Informational Advice Letter - 2015 Third Quarter Report of Southern California Edison Company for Competitive Local Exchange Projects**

**Authorization for filing:** D.98-12-083  
(Resolution #, Decision #, etc.)

**Affected services:**  
(Other services affected, pending or replacement AL filings)

**Rate Element(s) affected and % change:**  
(Non-recurring and / or recurring)

□ Customer Notice Required (if so, please attach)

**Notes/Comments:**  
(Other information & reference to advice letter, etc.)

**Confidential treatment requested?** ☑ Yes □ No

If yes, specification of confidential information: See advice letter. Confidential information will be made available to appropriate parties who execute a nondisclosure agreement.

Name and contact information to request nondisclosure agreement/access to confidential information:

Gloria Ing, SCE Law Department, at (626) 302-1999 or Gloria.Ing@sce.com

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**File Protest and/or Correspondence to:**  
Director, Telecommunications Division  
505 Van Ness Ave., San Francisco, CA 94102

**and if you have email capability, ALSO email to:**  
TD_PAL@cpuc.ca.gov

**Protest also must be served on utility:**  
(see utility advice letter for more information)

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GRC-LEC = Cost of Service LEC Carrier  
URF-Carrier = Uniform Regulatory Framework Carrier  
(see D.06-08-030/D.07-09-019)

OTHER = Wireless (CMRS) Carrier
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*Rev. 09/24/07*
Advice 155

Attachment A

CONFIDENTIAL INFORMATION
Advice 155

Attachment B

Proposed Protective Order
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

Informational Advice Letter - 2015 Third Quarter Report of Southern California Edison Company for Competitive Local Exchange Projects

Advice 155

PROTECTIVE ORDER

This Protective Order shall govern access to Recipients of Protected Material contained in the confidential version of the above-referenced Advice Letter filed by Southern California Edison Company (“SCE”). Recipient has requested access to Protected Material relating to SCE’s Advice Letter and may be granted access pursuant to the terms of this Protective Order for the sole purpose of Recipient developing a response before the California Public Utilities Commission (“CPUC” or “Commission”) to SCE's Advice Letter under the CPUC’s procedural rules and only if access is necessary for Recipient to develop that response. This Protective Order does not address the right of employees of the California Public Utilities Commission (“CPUC” or “Commission”) acting in their official capacities (“Commission Staff”) to view protected materials because Commission Staff are entitled to view Protected Materials in accordance with the requirements of Section 583 of the Public Utilities Code and the Commission’s General Order 66-C.

1. This Protective Order shall be available to and govern the use of any Protected Materials provided by SCE to Recipient relating to the above-referenced Advice Letter.

2. SCE has designated as protected those materials which customarily are treated by SCE as sensitive or proprietary, which are not available to the public, and which, if disclosed freely, would subject SCE or its customers to risk of competitive disadvantage or other business injury.

3. Definitions - for purposes of this Agreement:

   (a) The term "Nondisclosure Certificate" shall mean the certificate annexed hereto by which Recipient has been granted access to Protected Materials, which certifies Recipient’s understanding that such access to Protected Materials is provided pursuant to the terms and restrictions of this Protective Order, and that such Recipient’s Reviewing Representative has read the Protective Order and agrees to be bound by it.
(b) The term "Reviewing Representative" shall mean a person who has signed a Nondisclosure Certificate, who has a need to access the Protective Material for the purpose set forth in this Protective Order, and who is:

1. an attorney representing Recipient;
2. a paralegal or other employee assisting the attorney described in (1);
3. an expert or an employee of an expert retained by Recipient; or
4. employees or other representatives of Recipient.

(c) The term “Protected Material” refers to those materials described in Section 2 above.

Notwithstanding Section 3(b)(1-4) above, SCE has the right to refuse to provide a Reviewing Representative access to Protected Material if grounds exist such that the Reviewing Representative could use Protective Material for commercial or improper usage. If Recipient disagrees with SCE’s refusal to provide Protected Material, Recipient may seek resolution under the procedures set forth in Section 10(a).

4. Protected Materials shall be made available under the terms of this Protective Order only to Recipient and only through its Reviewing Representatives.

5. (a) Protected Materials shall remain available to Recipient for 90 days from the date SCE provides access to Recipient of the Protective Materials.

(b) Within 15 calendar days of such date set forth in Section 5(a), Recipient shall return to SCE the Protected Materials, including notes of Protected Material, copies of filings, official transcripts and exhibits in this proceeding that contain Protected Materials, or, upon agreement by SCE, shall destroy the materials in a manner determined by SCE. Within such time period, Recipient shall also submit to SCE an affidavit stating that, to the best of its knowledge, all Protected Materials and documents containing Protected Materials have been returned or have been destroyed.

6. All Protected Materials shall be maintained by Recipient in a secure place. Access to Protected Materials shall be limited to those Reviewing Representatives specifically authorized pursuant to this Protective Order.

7. (a) Protected Materials shall be treated as confidential by Recipient and by the Reviewing Representative in accordance with the Nondisclosure Certificate executed pursuant to Section 8. Protected Materials shall not be used except as necessary for the sole purpose of Recipient developing a response before the CPUC to SCE's Advice Letter under the CPUC’s procedural rules and only if access is necessary for Recipient to develop that response, nor shall they be disclosed in any manner to any person except a Reviewing Representative who needs to know the information for the purpose set forth in this Protective Order.
(b) Reviewing Representatives may make notes of Protected Materials which shall be treated as notes of Protected Materials if they disclose the contents of Protected Materials. Reviewing Representatives may not make copies of Protected Materials unless agreed to by SCE. Any such copies become Protected Materials.

8. A Reviewing Representative shall not be permitted to inspect, participate in discussions regarding, or otherwise be permitted access to Protected Materials pursuant to this Protective Order unless Reviewing Representative has first executed a Nondisclosure Certificate. A copy of each Nondisclosure Certificate shall be provided to counsel for Recipient and to SCE prior to disclosure of any Protected Material to that Reviewing Representative.

9. Any Reviewing Representative may disclose Protected Materials to (a) any other Reviewing Representative as long as the disclosing Reviewing Representative and receiving Reviewing Representative both have executed a Nondisclosure Certificate, or (b) a member of the CPUC’s Division of Ratepayer Advocates (DRA) who is engaged in the conduct of this Advice Letter. DRA is subject to the rules and regulations that govern the treatment of Protected information such as Public Utilities Code Section 583 and General Order 66(c). In the event that any Reviewing Representative to whom Protected Materials are disclosed ceases to be engaged in these proceedings, or is employed or retained for a position whose occupant is not qualified to be a Reviewing Representative under Section 3(b), access to Protected Materials by the person shall be terminated. Even if no longer engaged in this proceeding, every person who has executed a Nondisclosure Certificate shall continue to be bound by the provisions of this Protective Order and the certificate.

10. (a) Subject to Section 15, the CPUC, Presiding Administrative Law Judge of the CPUC, or Law and Motion Administrative Law Judge of the CPUC, as appropriate, shall resolve any disputes arising under this Protective Order. Prior to presenting any dispute under this Protective Order to the Commission, Presiding Administrative Law Judge, or Law and Motion Administrative Law Judge under Resolution ALJ-164 or the CPUC’s Rules of Practice and Procedure, the parties to the dispute shall meet and confer and use their best efforts to resolve the dispute.

(b) If Recipient contests the designation of materials as protected, Recipient shall notify SCE by specifying in writing the materials whose designation is contested. This Protective Order shall continue to apply to such materials after the notification is made. Recipient may seek resolution of the dispute under the procedures set forth in Section 10(a). If the CPUC, Presiding Administrative Law Judge, or Law and Motion Administrative Law Judge of the CPUC finds that the materials at issue are not entitled to protection, the procedures of Section 15 shall apply.

11. All copies of all documents reflecting Protected Materials that are filed or submitted with the Commission, including the portion of the hearing testimony, exhibits, transcripts, briefs and other documents which refer to Protected Materials, shall bear the prominent markings indicating that the contents are confidential or that the contents include Protected Materials subject to this Protective Order.

12. If Recipient desires to include, utilize or refer to any Protected Materials, Recipient shall first notify Counsel for SCE.
13. Nothing in this Protective Order shall be construed as precluding SCE from objecting to the use of Protected Materials on any legal grounds.

14. Nothing in this Protective Order shall preclude Recipient from requesting the CPUC, or Presiding Judge or the Law and Motion Administrative Law Judge of the CPUC, or any other body having appropriate authority, to find that this Protective Order should not apply to all or any materials previously designated as Protected Materials pursuant to this Protective Order.

15. If the CPUC, Presiding Judge, or the Law and Motion Administrative Law Judge of the CPUC finds at any time that all or part of the Protected Materials need not be protected, those materials shall, nevertheless, be subject to the protection afforded by this Protective Order for seven (7) business days from the date of the decision unless, within such period, a party files a rehearing request or an interlocutory appeal on that finding with the Commission, in which case the materials shall remain protected until seven (7) business days after the final order resolving the question of confidentiality. SCE and Recipient do not waive their rights to seek additional administrative or judicial remedies after the Commission's or the Presiding Judge's or the Law and Motion Administrative Law Judge decision respecting Protected Materials or Reviewing Representatives, or the Commission's denial of an appeal or rehearing thereof.

16. SCE does not waive the right to pursue any other legal or equitable remedies that may be available in the event of actual or anticipated disclosure of Protected Materials.

17. Access and use by Governmental Entities: In the event the CPUC receives a request for a copy of or access to a party’s Protected Materials from a state governmental agency that is authorized to enter into a written agreement sufficient to satisfy the requirements for maintaining confidentiality set forth in Government Code Section 6254.5(e), the CPUC may, not less than five (5) days after giving written notice to SCE of the request, release such protected material to the requesting governmental agency, upon receiving from the requesting agency an executed Interagency Confidentiality Agreement. Such Interagency Confidentiality Agreement shall (i) provide that the agency will treat the requested Protected Materials as confidential in accordance with this Protective Order, (ii) include an explanation of the purpose for the agency’s request, as well as an explanation of how the request relates to furtherance of the agency’s functions, (iii) be signed by a person authorized to bind the agency contractually, and (iv) expressly state that furnishing of the requested Protected Materials to employees or representatives of the agency does not, by itself, make such Protected Materials public. In addition, the Interagency Confidentiality Agreement shall include an express acknowledgment of the CPUC’s sole authority (subject to judicial review) to make the determination whether the Protected Materials should remain confidential or be disclosed to the public, notwithstanding any provision to the contrary in the statutes or regulations applicable to the agency.

18. CPRA Requests: If a request is made pursuant to the California Public Records Act (“CPRA”), Government Code sections 6250, et seq., that SCE’s Protected Materials filed with or otherwise in the possession of the CPUC be produced, the CPUC will notify SCE of the CPRA request. The CPUC also will notify the requester that the Protected Materials are public records that have been filed with or submitted to the CPUC accompanied by a claim that they are confidential and/or that there is a public interest served by withholding the records. The CPUC will thereafter proceed to determine, pursuant to applicable law, whether
the requested Protected Materials are excluded from public inspection. In the event the CPUC receives a request from a federal government agency or a judicial subpoena for the production of a party’s Protected Materials in the CPUC’s possession, the CPUC will also notify SCE of such request. In the event that a CPRA requester brings suit to compel disclosure of a party’s Protected Materials, the CPUC will promptly notify SCE of such suit, and Commission Staff and SCE shall cooperate in opposing the suit.

19. Contents of Protected Materials or any other form of information that copies or discloses Protected Materials shall not be disclosed to anyone other than in accordance with this Protective Order and shall be used only in connection with the purpose identified in this Order.

Entered: ________________________________
Administrative Law Judge

Date: ________________________________
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

Informational Advice Letter - 2015 Third Quarter Report of Southern California Edison Company for Competitive Local Exchange Projects

NON-DISCLOSURE CERTIFICATE

I hereby certify my understanding that access to Protected Materials is provided to me pursuant to the terms and restrictions of the Protective Order in this proceeding, that I have been given a copy of and have read the Protective Order, and that I agree to be bound by it. I understand that the contents of the Protected Materials, any notes or other memoranda, or any other form of information that copies or discloses Protected Materials shall not be disclosed to anyone other than in accordance with that Protective Order. I acknowledge that a violation of this certificate constitutes a violation of an order of California Public Utilities Commission.

By: ________________________________
Title: ________________________________
Representing: ________________________________
Date: ________________________________