

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA**

Order Instituting Rulemaking to Promote Policy) and Program Coordination and Integration in) Electric Utility Resource Planning.)	Rulemaking 04-04-003 (Filed April 1, 2004)
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Order Instituting Rulemaking to Promote) Consistency in Methodology and Input) Assumptions in Commission Applications of) Short-run and Long-run Avoided Costs, Including) Pricing for Qualifying Facilities.)	Rulemaking 04-04-025 (Filed April 22, 2004)

**SOUTHERN CALIFORNIA EDISON COMPANY’S (U 338-E) OPPOSITION TO THE
OF PARTIES’ REQUEST FOR AN ORDER SHORTENING TIME ON THEIR MOTION
FOR INTERLOCUTORY RELIEF**

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Dated: January 9, 2006

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
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Pursuant to Rule 45 of the Commission’s Rules of Practice and Procedure, Southern California Edison Company (SCE) hereby submits the following opposition to the California Cogeneration Council, the Renewables Coalition, the Independent Energy Producers Association, the Cogeneration Association of California, and the Energy Producers and Users Coalition’s (collectively, the QF Parties) request for an order shortening time on their January 6, 2006 Motion for Interlocutory Relief (the Motion).

The Motion was filed in response to a November 29, 2005 Administrative Law Judge’s ruling that was issued during a prehearing conference in the above-referenced proceedings.¹ Immediately after the ruling was issued, counsel for the Cogeneration Association of California and the Energy Producers and Users Coalition requested, and was granted, leave to file the instant motion for interlocutory relief.² However, although the Motion does little more than rehash arguments previously rejected by the Administrative Law Judges, the QF Parties waited *nearly six weeks* to file the Motion and now seek an order requiring responses by 10:00 a.m. on January 12, 2006 – effectively within only three business days.

¹ See Motion at 1.

² See Transcript of November 29, 2005 Prehearing Conference at 380:17-28.

The QF Parties have failed to show good cause why the normal time for filing responses should be shortened. Indeed, the purported necessity for an order shortening time was caused entirely by the QF Parties' own delay in filing the Motion. Under these circumstances, an order granting the relief requested would be unreasonable, could prejudice SCE and other parties, and would fail to adhere to the most basic due process requirements. Therefore, SCE respectfully requests that the Administrative Law Judge deny the QF Parties' request for an order shortening time and permit SCE to file its response within the standard 15-day period provided by Rule 45(f) of the Commission's Rules of Practice and Procedure.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that, pursuant to the Commission's Rules of Practice and Procedure, I have this day served a true copy of the SOUTHERN CALIFORNIA EDISON COMPANY'S (U 338-E) OPPOSITION TO THE QF PARTIES' REQUEST FOR AN ORDER SHORTENING TIME ON THEIR MOTION FOR INTERLOCUTORY RELIEF on all parties identified on the attached service list. Service was effected by one or more means indicated below:

- Transmitting the copies via e-mail to all parties who have provided an e-mail address. First class mail will be used if electronic service cannot be effectuated.
- Placing the copies in sealed envelopes and causing such envelopes to be delivered by hand or by overnight courier to the offices of the Commission or other addressee(s).
- Placing copies in properly addressed sealed envelopes and depositing such copies in the United States mail with first-class postage prepaid to all parties.
- Directing Prographics to place the copies in properly addressed sealed envelopes and to deposit such envelopes in the United States mail with first-class postage prepaid to all parties.

Executed this **9th day of January 2006**, at Rosemead, California.

Christine Sanchez
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