

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

Order Instituting Investigation and
Order to Show Cause on the
Commission's Own Motion into the
Operations and Practices of Pacific Gas
and Electric Company with Respect to
Locate and Mark Practices and Related
Matters.

Investigation 18-12-007

**EMERGENCY MOTION OF THE COALITION OF CALIFORNIA UTILITY
EMPLOYEES TO AMEND THE ALJ'S RULING ON REDACTION OF
INFORMATION IN THE INVESTIGATIVE REPORT OF THE
COMMISSION'S SAFETY AND ENFORCEMENT DIVISION**

February 26, 2019

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Pursuant to Rule 11.1 of the Commission's Rules of Practice and Procedure, the Coalition of California Utility Employees (CUE) submits this emergency motion to amend the February 25, 2019 Administrative Law Judge's Ruling on Redaction of Information in the Investigative Report of the Commission's Safety and Enforcement Division.

CUE is a coalition of labor unions whose approximately 35,000 members work at essentially all of the California utilities. The International Brotherhood of Electrical Workers Local Union 1245 is a member of CUE and represents approximately 12,000 PG&E workers, including more than 3,000 workers on the gas side of the company. Local 1245 members process approximately one million third party locate and mark requests each year. CUE's motion for party status in this proceeding, which was filed on January 15, 2019, is pending. However, CUE

was allowed to appear at the February 5, 2019 law and motion hearing held (in part) to address disagreement about redactions of PG&E employee names, job titles and job descriptions in SED's Investigative Report into the Operations and Practices of Pacific Gas & Electric Company's Damage Prevention and Locate & Mark Programs.

SED originally proposed that the names and job titles of all PG&E employees in the SED Report be made public.¹ PG&E argued that all PG&E employee and contractor names, job titles and descriptions be redacted in SED's Report.² At the February 5 hearing, SED agreed with CUE that the names, titles and job descriptions of *only* PG&E managers, supervisors, executives and officers should be made public and that *the names and titles of staff-level employees should not be disclosed*.³ The ALJ's Ruling, however, requires that the names and job titles and descriptions of *all* PG&E employees in the SED Report be made public.

CUE moves to amend the ALJ's Ruling to require that the names and job titles and descriptions of staff-level PG&E employees (which includes Local 1245 members) be redacted. No party asks that the names, job titles or job descriptions of staff-level PG&E employees be made public. Indeed, SED agreed at the February 5 hearing that the names and titles of staff-level employees should *not* be disclosed.

¹ Response of the Safety and Enforcement Division to Pacific Gas and Electric Company's Proposed Redactions to the Safety and Enforcement Division's Investigative Report, December 31, 2018.

² Response of Pacific Gas and Electric Company to Commission Request Regarding Confidential Information Contained in Safety and Enforcement Division Investigative Report, December 24, 2018.

³ Tr. V.1, p. 18.

More importantly, there is a real and significant safety risk for those staff-level employees whose names are made public. At a recent court hearing related to PG&E's federal probation, the judge asked, "Does a judge turn a blind eye and let PG&E continue what you're doing, let you keep killing people?" Since then, Local 1245 members have received death threats. Windows on service trucks have been broken. There is no justification for giving out names of Local 1245 members here, especially when there is real and substantial risk that the employees will be targeted with threats on their lives.

Dated: February 26, 2019

Respectfully submitted,

/s/

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