

1 [Approval of Settlement Agreement before the Federal Energy Regulatory Commission.]

2  
3 **Ordinance approving a settlement agreement related to the electricity crisis of 2000-**  
4 **2001 in proceedings before the Federal Energy Regulatory Commission and accepting**  
5 **distribution of settlement funds collected by FERC.**

6  
7 Note: Additions are single-underline italics Times New Roman;  
8 deletions are ~~striketrough italics Times New Roman~~.  
9 Board amendment additions are double underlined.  
Board amendment deletions are ~~striketrough-normal~~.

10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. The City Attorney and the General Manager of the San Francisco Public  
12 Utilities Commission (PUC) are hereby authorized to accept a Settlement Agreement in  
13 proceedings before the Federal Energy Regulatory Commission (FERC), consolidated in  
14 Docket Nos. EL03-152 *et al.*, related to the electricity crisis of 2000-2001. The Board of  
15 Supervisors hereby approves the City's acceptance of its share of funds collected by FERC  
16 through settlement and administrative penalties, currently expected to total approximately  
17 \$35,000.

18 Section 2. Background to the Settlement Agreement.

19 A. The central issue of the Settlement Agreement is the distribution of a pool of  
20 money paid to FERC in accordance with various settlements or administrative penalties  
21 related to the electricity crisis of 2000-01. In November 2007, FERC staff initiated negotiations  
22 to reach an agreement on distribution of the funds FERC holds. FERC staff held settlement  
23 conferences and facilitated extensive negotiations.

1 C. On November 29, 2007, San Francisco moved to intervene in the phase of the  
2 proceedings addressing the distribution of funds. San Francisco submitted a claim based on  
3 the City's electricity sales and purchases during the 2000-2001 time period.

4 D. On July 11, 2008, parties reached a Settlement Agreement providing for  
5 distribution of settlement funds collected by FERC.

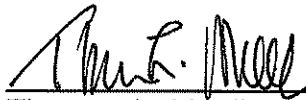
6 Section 3. Funds received by the City from this settlement shall be appropriated to  
7 the PUC.

8  
9 APPROVED AS TO FORM AND  
10 RECOMMENDED:

RECOMMENDED:

11 DENNIS J. HERRERA  
12 City Attorney

PUBLIC UTILITIES COMMISSION

13   
14 Theresa L. Mueller  
15 Deputy City Attorney

16   
17 Edward Harrington  
18 General Manager



# City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

## Tails

## Ordinance

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**File Number:** 081263

**Date Passed:**

Ordinance approving a settlement agreement related to the electricity crisis of 2000-2001 in proceedings before the Federal Energy Regulatory Commission and accepting distribution of settlement funds collected by FERC.

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November 4, 2008 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

November 18, 2008 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Alioto-Pier, Ammiano, Chu, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 081263

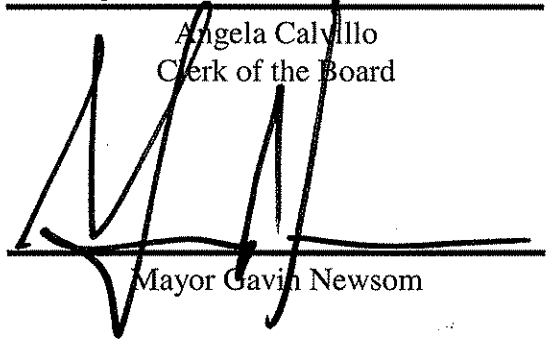
I hereby certify that the foregoing Ordinance  
was **FINALLY PASSED** on November 18,  
2008 by the Board of Supervisors of the City  
and County of San Francisco.

11/25/2008

Date Approved



Angela Calvillo  
Clerk of the Board



Mayor Gavin Newsom