

SOUTHERN CALIFORNIA JOINT POLE COMMITTEE
437 So. Cataract Ave. Unit 3
San Dimas, CA 91773
Phone (909) 592-4001

January 13, 2009

A meeting of the **Routine Revision Committee** took place on the above date, at 9:05 a.m., at the Committee office. Those in attendance were:

Ms. Lupe Hernandez – AT&T Mobility
Ms. Lynn Prescott – Verizon Wireless (teleconference)
Mr. Dennis Walls – City of Los Angeles
Mr. Robert Wolfe – AT&T California
Mr. Justin Cashmer – Verizon California (teleconference)
Mr. Daniel Lippert – City of Burbank
Ms. Shawn Henderson – T-Mobile USA
Ms. Sherri Goetz – Southern California Edison
Ms. Paula Haney – NextG Networks (teleconference)
Mr. Cory Autrey – Sprint-Nextel
Ms. Jennie Corella – Committee Staff
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff

Ms. Hernandez opened the meeting by stating that in November all ad hoc committees are to review any open items to determine if they should remain open for the incoming year. In regards to the first issue, **Item 1436: Compliance with Routine Handbook/Training**, it was agreed to close this item since an ad hoc has been created to address handbook training. The compliance portion of the item would be changed to read, “Interpretation of Routine Handbook”, and this would remain a standing agenda item with bulleted issues brought to the table by ad hoc members for discussion within the ad hoc committee. The compliance portion of this item is to remain with the Reorganization ad hoc committee to address non-compliant members.

Ms. Baccus reported that DWP staff posed a question in regards to same grade attachment. The question is if DWP attaches at the same grade of other utilities on the pole, but are not sharing the arm, what section in the Routine should be noted. DWP is of the opinion that 4.0 should be utilized. Ms. Baccus added that she reviewed section 4.4 that addresses attaching to an existing arm and sharing the same grade, but it does not address attaching to pole, same grade. Ms. Hernandez responded that it is the same grade regardless if it is the arm or pole. Ms. Baccus questioned if the section should also note attach to pole.

Mr. Walls presented a situation of where SCE has an arm attached to DWP space, and DWP is proposing to attach a communication cable to the same cross-arm, which is already owned by DWP. He added that DWP is utilizing AC 164 and section 4.4. It was agreed that this method is correct and 164 alerts the billing staff that there is no sale involved.

Ms. Baccus stated that the situation in question is different in that DWP is attaching to the pole, and not the cross-arm. She added that DWP is attaching to the pole and section 4.4 does not reference poles. Ms. Hernandez stated that in appears for this scenario, section 4.4 should be revised.

After extensive discussion, it was agreed to add a sentence before the current paragraph to read, “When purchasing same grade as another member/owner cost of that foot will be shared equally”. The revision is effective immediately.

The second item for discussion is **Item 1343: Section 4.1 Review of Process and Interpretation**. Ms. Goetz requested that this item remain open in that SCE would like to further discuss the 50% penalty applied today versus a method using the current pole costs.

Ms. Hernandez stated that according to her recollection, SCE was to provide their internal process of identifying the correct unauthorized member versus mistaking a tenant or another member. This would ensure that a member is not mistakenly taken as unauthorized when the member is in compliance.

It was agreed that Ms. Baccus would calculate the 50% penalty using the method applied today, versus the method applying the latest pole costs to be applied as the purchase cost and the 50% penalty, for discussion at the next meeting.

Ms. Hernandez stated that SCE proposed using the latest pole costs for section 4.4 that is the pole would be purchased at the 2009 costs, and the 50% penalty would be based on the 2009 costs. However, when the proposal was brought to the board for approval, the proposal was rejected. Ms. Hernandez added that there has been instances when members are billed section 4.1, when in fact it is not a 4.1. She added that the dilemma would be that if this charge were exceptionally high, members would have, and historically have had a difficult time getting the initiating member to correct the error.

After extensive discussion, it was agreed that this item remains open for further discussion. Ms. Baccus would create the two scenarios mentioned earlier, and Ms. Corella would provide the original SCE proposal to section 4.1.

Item 1446: Section 4.0 Review and Interpretation is to remain open for the outline to be provided by SCE.

It was agreed to close **Item 1452: New Section for Natural Disaster Replacement** since it is contingent on Item 1462: Section 7.12 OT costs/disaster replacements currently assigned to the authorized costs ad hoc committee. When item 1462 is resolved, it was agreed that this item would be re-assigned to Routine Revision.

The next issue on the agenda is **Item 1470: Pole Overbuild Reimbursement**. Ms. Haney requested that this issue be tabled at this time.

The sixth issue on the agenda is **Item 1471: Draft Final Process**. Mr. Wolfe gave an extensive overview on how the draft final is processed in the North, and the value it brings to the members of the NCJPA.

Ms. Goetz stated that in the South a supplement is used to add to a JPA, which it appears in the North the draft final is utilized.

Ms. Hernandez added that her primary concern with implementing the draft final process is that members will not review the preliminary JPA knowing that a draft final is soon to come. When they do review the draft final, it is at this time that they make changes to the JPA, which creates a problem for the initiating party since work has started. Mr. Wolfe responded that this is not the intent of the draft final.

The members discussed the current JPA process and the impact implementing the draft final into the process. Ms. Hernandez took of poll from the members if they were in favor of implementing the draft final into the process, or are against implementing this step into the JPA process. The results are as follows:

NextG – No

Verizon Wireless – No

AT&T Mobility – No

So Cal Edison – No

Sprint-Nextel – No

Burbank – No

DWP – No

Verizon California – No

After further discussion it was agreed that this item remain open to allow Mr. Wolfe to rethink the process and it's value in the South.

The next assigned issue to this agenda is **Item 1472: Pole Replacement Requirement**. Ms. Goetz noted that in regards to this item number, it should be bulleted that a meeting transpired on December 17, 2008. It is so noted.

Ms. Hernandez added that there would be future meetings scheduled in that there were many issues and concerns not addressed at the December meeting due to time constraints. Ms. Hernandez briefed the members on this issue. She stated that the meeting is primarily beneficial to the wireless entities, although all members are welcome. She further added that the issue is that SCE does not allow wireless members to replace E poles. She stated that some reasons taken from the meeting, for the non-allowance, is that SCE desires not to lose their asset base, and they would like their E based poles in the field. Also, she added that when there is any damage to these poles, SCE would be the first member notified since the pole number is an E numbered pole.

Mr. Autrey reiterated that SCE would be scheduling future meetings to address the further issues and concerns of the wireless members, not covered at the December meeting.

Mr. Wolfe inquired how members handle situations when the time of replacing the pole is incumbent on SCE and their time schedule. Ms. Hernandez responded that in her experience in this situation, her organization has paid an expediting fee to SCE.

Ms. Haney interjected stating that in her opinion it does not appear fair that one member holds other members hostage due their internal rules, and schedules. She added that she is unclear as to why SCE is of the opinion that they alone must handle all replacements.

Ms. Hernandez responded that perhaps the future meetings would answer and address Ms. Haney's concerns and questions. She added that at the December meeting, there was a specific time schedule for the meeting, and in her opinion, for future meetings the members should compile a list of specific questions and concerns to be discussed at the next meeting.

This would make the best use of the time allowed, and address all members concerns within the meeting time schedule. This would allow preparing an agenda for the meeting and prioritize the issues. Ms. Goetz agreed that this would aid the SCE IMS group to better prepare for these type meetings. It was agreed that prior to the next meeting, members are to send their issues, questions and concerns to Ms. Corella, who in turn would compile the list and send the list to the members.

Lastly, under miscellaneous, Ms. Baccus raised a question in regards to JPA NG30001-23-009. The question is how to bill for lost or gained space when a utility rearranges. NG rearranged utilizing section 10.9 and lowered the joint members resulting in the gain of one foot by one utility, and the loss of one half foot of the other two joint members. Ms. Baccus inquired on billing direction in this type transaction.

Ms. Pranata questioned if the member gaining the foot should be billed, or should they not bill the gaining member since all members have approved the JPA.

Ms. Haney stated that she would need to contact her engineering people to aid in giving direction in how to bill this JPA. She added that her organization would field this JPA again, since in many instances the field conditions are different than reflected on record.

Ms. Prescott stated that she would like her organization to field this JPA as well.

Mr. Lippert stated that in the future the JPA should be more explicit in terms of billing. He added that it appears that the JPA is written for the engineering crew in the field for installation. Ms. Baccus agreed that the JPA is written with only the initiating member in mind.

After extensive discussion and review, it was agreed that this JPA would be discussed further at the next ad hoc meeting under the **Interpretation of Routine Handbook** portion of the February agenda.

In regards to Example 14 – 2’ SCZ in field, Ms. Hernandez reported that the new ruling allows for the antenna owner to attach within 10 inches of the antenna within the 2-foot safety clearance zone. She added that the Routine Handbook required revisions in regards to the new ruling, and the example would require revisions. This example would be discussed next month under the **Interpretation of Routine Handbook** portion of the February agenda.

The issue of the 2-foot SCZ is to be on the discussion calendar for proposed elimination of section 16.1-B, and revisions to section 18-example 11, and section 3.15.

Lastly, Mr. Walls opened discussion on the Form 9 Risers. He suggested notating on the Form 9 the exact position of where the standoff bracket is to be placed. Mr. Walls would create the revised Form 9 for the next ad hoc meeting.

Review of action items:

- Ms. Corella to provide the original proposed revision submitted by SCE for Section 4.1
- Ms. Baccus to provide calculations for the current method for section 4.1, and the SCE proposed method.

- JPA NG30001-23-009 to be fielded and brought back for further discussion.
- SCE to provide outline for Section 4.0 final billing.
- Members to provide SCE with their respective issues, questions, and concerns in regards to Item 1472: Pole Replacement Requirement prior to SCE coordinating a meeting with members and the SCE IMS group.
- Ms. Pranata to place on JPA Alert the revised (additional sentence) Section 4.4.
- Mr. Walls to provide proposed revision to Form 9 Risers (standoff bracket).

The meeting adjourned at 12:15 p.m., and will meet in February 2009.

Jennie Corella, Manager of Operations

SOUTHERN CALIFORNIA JOINT POLE COMMITTEE
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February 10, 2009

A meeting of the **Routine Revision Committee** took place on the above date, at 1:10 p.m., at the Committee office. Those in attendance were:

Ms. Lupe Hernandez – AT&T Mobility
Mr. Dennis Walls – City of Los Angeles
Mr. Robert Wolfe – AT&T California (teleconference)
Mr. Justin Cashmer – Verizon California (teleconference)
Mr. Daniel Lippert – City of Burbank
Mr. Steve Rodriguez – T-Mobile USA
Mr. Wayne Brown – Southern California Edison
Ms. Paula Haney – NextG Networks (teleconference)
Mr. Cory Autrey – Sprint-Nextel
Ms. Jennie Corella – Committee Staff
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff

Ms. Hernandez opened the meeting by stating that the issue 2, **Item 1343: Section 4.1 Review of Process and Interpretation**, and issue 3, **Item 1446: Section 4.0 Review and Interpretation** on the agenda would be tabled for the next ad hoc meeting.

Ms. Hernandez then addressed **Item 1469: Salvage Value and depreciation for other than wood Section 2.5, 7.14 and 7.3**. The ad hoc previously agreed on a salvage value schedule at the last meeting. Ms. Corella reported that the schedule is uploaded onto the web site. The issue at hand is to review and revise the above sections to address wood as well as alternative poles.

The members discussed section 2.5 extensively and agreed that it should be revised (see attachment).

The members then reviewed sections 7.14, and 7.3. After extensive discussion and clarification, the consensus is that the above sections do not require revisions in regards to other than wood poles.

The next issue on the agenda is **Item 1470: Overbuild Reimbursement**. NextG brought this issue to the table. Ms. Haney requested this item be tabled for the next ad hoc meeting.

The sixth issue on the agenda is **Item 1471: Draft Final Process**. At the last ad hoc meeting, Mr. Wolfe requested that this issue remain open for this personal review. He stated

that when the new created organization within AT&T California goes operational, if the process is followed within the correct timelines, there should be no problem. He added if his organization is to follow the timeline rules, then other members need to be compliant with the Routine in order for this process to succeed. He added that a final draft would give the other JPA members a 30-day heads up even three years after receiving a Form 48. This would allow other members the opportunity to be ready when the final does arrive. This is not an opportunity to renegotiate a JPA that has already been approved.

Ms. Hernandez stated that she continues to receive late responses for JPAs from PG&E that are three years old. She added that she would be in agreement with the majority if it is agreed to implement the draft final into the JPA process, however, she continues to believe that this additional step is unnecessary.

Mr. Wolfe responded that this issue does not need resolution this moment; however, he added that he would like to wait for the new AT&T California organization to become fully operational, and see if they can become current and remain current.

Ms. Baccus is accumulating a list of most frequent reasons for returning JPAs to members. Ms. Baccus stated that she has been compiling the list for the Basic JPA Training ad hoc to aid in preparing the presentation with the most frequent errors created by members. The consensus is that Ms. Baccus would have the list ready for the ad hoc members to review at their next meeting.

The next issue on the agenda is **Item 1472: Pole Replacement Requirement**. Mr. Brown reported that he was not briefed on this issue. It was agreed to table this issue for the next ad hoc meeting.

The ninth issue on the agenda is **Item 1483: Section 16.1-B Elimination**. Ms. Hernandez reported that the agreement is not to delete the chart from this section, but to maintain it to be revised when the pole top antenna SCZ is formulated.

Mr. Autrey stated that by maintaining the chart, when the SCZ for pole top antennas is approved, then the current chart would be revised to fit the pole top antennas SCZ formula. Therefore, this item is to remain open.

The last issue on the agenda is **Item 1484: GPS Added to Section 15.4**. Verizon California brought this issue to the table. It that Mr. Cashmer left the meeting, it was agreed to table this issue for the next ad hoc meeting.

In that the first issue on the agenda was overlooked, the ad hoc addressed **Item 1436: Compliance with Routine Handbook/Training**. Ms. Baccus raised a question in regards to JPA NG30001; she stated that her office was never given direction in how to bill this JPA. She adds that NG and ATC stated at the last ad hoc that they would re-field the site. She questioned when one members rearranges, causing some members to lose space and other members to gain space, how does this transaction get billed, or is it non-billable.

The members discussed different methods of billing this transaction. When questioned, Ms. Haney stated that the ad hoc must arrive at a resolution for a method on this transaction, since her organization intends on further utilizing this type transaction. She wants to ensure that the JPAs are processed in order that joint members get paid.

The members discussed different scenarios they personally would have engineered this project. Ms. Haney stated that since she did not field this job, she does not know the original intent of the engineer. She adds that this is what she received, and must address.

Ms. Hernandez stated that this particular JPA has been returned to NG, however, the task of this ad hoc is to determine what billing directive to give the JPC office.

Ms. Haney stated that what she would like to do with this particular JPA is contact the engineer to ascertain the logic of rearranging all members as opposed to approaching this task with a different method, and to ensure that this is what actually exists in the field. She adds that there must be a logical reason.

Ms. Hernandez suggested Ms. Haney speak with Ms. Baccus on this specific JPA. The consensus is that the task of a billing directive for this scenario remains to be created by this ad hoc.

Review of action items:

- Ms. Haney and Ms. Baccus to discuss JPA NG30001-23-009 off line.
- Ms. Pranata to provide list of returned finalized JPAs for next ad hoc.

The meeting adjourned at 2:25 p.m., and will meet in March 2009.

Jennie Corella, Manager of Operations

ATTACHMENT

2.5 Schedule Salvage Value

Salvage value shall be the **F.O.B. cost** of new pole, less depreciation, and is independent of pulling and transportation charges.

A. Minimum Salvage Value

Minimum salvage value of pole shall be 40% of the schedule salvage value of new pole with no salvage value thereafter.

B. Salvage Value on Existing Pole for Removal From Service or Relinquishment of Interest

Salvage value shall be priced at salvage value in accordance with recorded ownership and as of date Joint Pole Authorization is issued. Unless otherwise agreed, salvage value applies in all cases for normal deterioration on pole depreciated not more than 60%.

No Member may relinquish, at salvage value, any superfluous interest for same classification of circuit acquired through consolidation, except with approval of all owners of record.

C. Salvage Value of **Wood Stubbed Pole**

Salvage value **of wood stubbed pole** shall be for the ~~reusable~~ length of the pole only.

D. Salvage Value of Pole Reinforced With Push Brace

Salvage value shall be the salvage value of the pole plus the salvage value of the push brace as separate units. There shall be no salvage on any other material or equipment used in connection therewith.

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March 10, 2009

A meeting of the **Routine Revision Committee** took place on the above date, at 11:00 a.m., at the Committee office. Those in attendance were:

Ms. Lupe Hernandez – AT&T Mobility
Mr. Dennis Walls – City of Los Angeles
Mr. Robert Wolfe – AT&T California (teleconference)
Mr. Steve Rodriguez – T-Mobile USA
Ms. Sherri Goetz – Southern California Edison
Ms. Paula Haney – NextG Networks (teleconference)
Mr. Cory Autrey – Sprint-Nextel
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff

Ms. Hernandez opened discussion on **authorized costs item 5-C**. She stated that traditionally if power is topping the pole, and setting in same hole (cut and kick), that communications does not share the cost of item 5-C. She added that at the previous ad hoc meeting, Mr. Wayne Brown of SCE was in agreement with this statement. She further added that the cutting is for power to transfer their facilities, and not for communications to pull the pole. She stated that in her 25 plus tenure with joint pole work, communications has never paid for 5-C when the pole is placed in the same hole.

Mr. Walls responded that when DWP cut and kicks a pole, the topping is a separate issue. He added that he traditionally has always billed 5-C, since in his opinion, the topping of the pole is mutually beneficial.

Ms. Hernandez stated that if a pole is placed in the same hole, the cost of 5-C is not shared. If communication PTD's the pole, then 5-C is shared. Mr. Walls inquired as to what placing in the same has to do with 5-C.

Ms. Hernandez responded that if a pole is topped so communications can pull the pole and not touch power facilities, then communications shares the cost of 5-C. However, if the pole is being placed in the same hole, the cut is for power to transfer their facilities, then the cost is not shared.

Mr. Walls inquired into the difference of placing a pole in the same hole, or placing the pole right next to the old pole, in topping the pole. He added that in his opinion, the topping is the same situation in both scenarios. Ms. Hernandez stated that one situation is for the benefit of power only. Mr. Walls stated that in both scenarios, DWP has always shared of the cost of 5-C with joint members. Ms. Hernandez stated that she has always marked 5-C off in cut and kick scenarios.

Mr. Walls reiterated that in his opinion the cost should be shared for topping a pole whether it is set in same hole or new hole.

Ms. Hernandez stated that she wanted discussion, clarification, and other member's thoughts on this issue. She added that she is not opposed to sharing the cost in both case scenarios, but in her tenure, it has always been if set in same pole, 5-C is not shared.

The consensus is that 5-C should be shared. However, Ms. Hernandez stated that she would like to research Mr. Wayne Brown's interpretation on this, since at the previous meeting, he was in agreement with Ms. Hernandez.

Ms. Hernandez moved on to address the agenda items. The first issue addressed is the **Interpretation of the Routine Handbook (standing agenda item)**. The first bulleted item is Status of Foreign JPAs Preliminary. Ms. Goetz reported that Ms. Diana Correa would be providing this information to the members beginning in April.

The next bulleted item is Review of JPA NG30001-23-009. Ms. Baccus reported that she, Ms. Paula Haney, and Ms. Kourtney Aboudara met to discuss this JPA. Ms. Haney reported that she and Kourtney are of the opinion that the incoming member, in this situation NG, should purchase the extra space. This would eliminate the need of requiring another joint member to purchase the additional space. She added that she wanted to share this with the members to get their input and thoughts.

Mr. Walls stated that DWP is experiencing problems with space allocation with installing their communication, and correcting the records from the old method to the new method.

Ms. Hernandez stated that in her opinion the best scenario in this situation is to give the space back to the base owner.

Ms. Baccus stated that since the additional space was prompted by rearrangement, could the directive refer to section 10 that any additional space reverts to the base owner at no additional cost. The directive verbiage is, "if section 10 is noted, extra space can be given to the base owner without charge".

After discussion, it was suggested that the billing directive should read, "extra space resulting from rearrangement or purchase would be given back to the base owner."

After extensive discussion on this subject, Mr. Walls inquired if the ad hoc could table this issue, and further discuss it at the next meeting.

Ms. Hernandez recapped stating that the space should be returned to the base owner, and the issue is should the base owner purchase, or not purchase the additional space. Ms. Baccus added that her group would require a clear directive for this scenario.

The members extensively reviewed and discussed this specific JPA, and agreed to table this for the next meeting.

Ms. Hernandez reported that she was not prepared to discuss the last bulleted item, "EX 14-SCZ in field". Therefore, this issue is tabled for the next meeting.

Ms. Hernandez addressed the next issue on the agenda. **Item 1343: Section 4.1 Review of Process and Interpretation.** Ms. Baccus has provided the different calculations by using today's pole costs and the costs of the pole when it was set. She used the average weighted costs, SCE costs, and DWP costs, and their related cost differences. Also provided is the original SCE proposed revision for this section. The proposal was presented to the Board as written at an earlier meeting, and was rejected by the Board members. The

members agreed that using the current year's cost, versus the year set as a purchase cost appeared exorbitant. The costs reflected in the comparison sheet do not include the additional \$500.00 per pole penalty.

Mr. Walls inquired if any other members agreed that this cost is exorbitant. Ms. Goetz responded that the primary issue is to make the fee highly punitive, therefore, would act as a deterrent to unauthorized attachments.

Ms. Haney stated that speaking historically, if it is discovered, after the billing, that the member in question is not illegally attached, it is incumbent on that member to prove that they are legally attached. Therefore, that member that is erroneously charged the fee must expense resources for errors created by the initiator.

The members discussed the proposal to this section. Ms. Hernandez stated that SCE reported at a previous meeting that SCE would not invoke the fee if the pole was in a line, and it appears that this one specific pole was overlooked.

After extensive discussion, it was suggested that the proposal should read, **“ Each case requiring joint ownership in a pole shall constitute an unauthorized attachment if the Member making such attachment begins construction and fails to initiate Form 2 Joint Pole Authorization. Said Member shall be required to purchase interest at the current year (regardless of the year set of the pole) structural value, plus 50% penalty.”** However, after further thoughts, the ad hoc decided that upon returning to their respective organizations, the members would research different scenarios that would impact this section proposed revision.

The next issue on the agenda is **Item 1446: Section 4.0 Review and Interpretation.** Ms. Goetz stated that she believes one topic is about reservation of space for records only. Ms. Hernandez stated she believes an issue Mr. Chow was concerned about is reservation of space without immediately attaching, thus not sharing in the maintenance costs of the pole in the interim. The members must refresh their memories in regards to this section. It is agreed that the ad hoc needs to review past minutes as a refresher.

The fourth issue on the agenda is **Item 1469: Salvage Value and depreciation for other than wood.** Ms. Hernandez stated that the ad hoc has arrived at a schedule for other than wood pole depreciation. The question is should salvage be given to poles that have been cut? Ms. Hernandez stated that per the Routine Handbook, salvage is not given to cut poles, and the ad hoc is in agreement. Ms. Baccus stated that she is receiving many JPAs with PTS. Ms. Hernandez responded that section 2.5-G states no salvage value on cut poles. Ms. Baccus stated then in this scenario, there would be no PTS, but it would be a PTD. Ms. Goetz inquired if this would apply to a relatively new pole that was cut. Ms. Hernandez responded that if the pole is cut, it is not salvageable. Ms. Baccus stated that the pole on the example JPA is two years old. Ms. Hernandez inquired if the JPA notes PTS because of the year it was set? Ms. Baccus reiterated that the JPC office staff has been giving salvage value to cuts poles less than 15 years. The office staff needs clarification and direction on this matter of salvage value for cut poles.

The members agreed to revise sections 2.5-C-F-G to become effective March 2009. The revisions would be published in the Routine and the JPA alert.

This item is now closed.

The members moved on to **Item 1470-Pole Overbuild Reimbursement**. Ms. Haney requested that this item be closed for now. If necessary, she would request a new item number to again open discussion on this issue. The item is now closed.

The sixth agenda issue is Item **1471: Draft final Process**. Since AT&T California was not in attendance, it was agreed to table this for the next ad hoc meeting. The members are to review the draft process for the next meeting. This item is to remain open.

The seventh agenda item is number **1472: Pole Replacement Requirement**. This issue concerns a meeting with SCE, and any interested committee members who are concerned with SCE pole replacement requirements. A meeting has transpired, however, a second meeting is to be scheduled. Ms. Goetz stated that she would inquire within her organization when the meeting would transpire.

Next on the agenda is **Item 1483: Section 16.1-B, 3.15, 2.7-I Elimination**. The issue is contingent on the pole top clearance CPUC decision. It is agreed to change the word “elimination” to read, “revision”, since now it is agreed that the chart is not to be removed, but revised. This item is to remain open.

In that Verizon California was not in attendance, it was agreed to close **Item 1481: GPS Added to Section 15.4**. Verizon California has not been in attendance the last two meetings; therefore, it appears there is no urgency on the part of Verizon California for this issue. Ms. Hernandez added that in her opinion, this information is of value, however, it should not be a billable cost.

Item 1485: Final Initiation Requirement is next on the agenda. This issue was initiated in the reorganization ad hoc meeting. The concern is that there is no time frame for final billing a JPA. It was agreed to table this topic for the next ad hoc meeting. This item remains open.

The miscellaneous items were discussed at the start of the meeting (see authorized costs item 5-C).

Review of action items:

- DWP to further discuss assignment of additional space resulting from rearrangement to base owner.
- LAC to provide suggested time frames for final billing of JPA,
- Members to review the draft final process submitted by AT&T California.
- Review minutes to refresh issues for Item 1446.
- SCE to research when next meeting to be scheduled per Item 1472.
- Present standards and billing directives for section 4, 10. Members purchasing with rearrangement of space for exiting members.

The meeting adjourned at 2:45 p.m., and will meet in April 2009.

Jennie Corella, Manager of Operations

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April 14 2009

A meeting of the **Routine Revision Committee** took place on the above date, at 10:50 a.m., at the Committee office. Those in attendance were:

Ms. Lupe Hernandez – AT&T Mobility
Mr. Dennis Walls – City of Los Angeles
Ms. Lynn Prescott – Verizon California
Mr. Robert Wolfe – AT&T California (teleconference)
Mr. Steve Rodriguez – T-Mobile USA
Ms. Sherri Goetz – Southern California Edison
Ms. Paula Haney – NextG Networks (teleconference)
Mr. Cory Autrey – Sprint-Nextel
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff
Ms. Jennie Corella – Committee Staff

Ms. Hernandez addressed the first agenda item, the **Interpretation of the Routine Handbook (standing agenda item)**. She reported that she has received a report from the City of Los Angeles with some extremely old JPAs.

The next bulleted issue is review of JPA NG30001-23-009. Ms. Haney reported that the JPA has been resolved. Ms. Hernandez stated that although this specific JPA has been resolved, the issue of how the additional space resulting from rearrangement is to be allocated continues to be an issue. One suggestion is to return any additional space to the base owner. Currently, Ms. Hernandez stated that the base owner is purchasing the space. The question is should the base owner purchase or should the space be returned at no cost. Another suggestion is that the incoming party, creating additional space by rearranging, be the party to purchase any additional space. Since the incoming party is the cost-causer. Ms. Haney stated that it was agreed at the last meeting that the incoming party should purchase any additional space. Mr. Autrey inquired as to why the ad hoc continues to discuss this if the consensus is that the incoming party should purchase. Ms. Hernandez responded that Mr. Walls requested additional time to re-evaluate the decision. It was agreed to close bullet number two and three and create an item number to address the assignment of space resulting from rearrangement. The item number is **1489**, and is assigned to this ad hoc.

The members discussed the new item number. The objective of this item is creating a billing directive for assignment of space resulting from rearrangement. The members discussed this extensively, as they have in prior meetings. It was agreed that the incoming party would purchase any additional space as a result of rearrangement. This issue would be

discussed at the next Board meeting under “unknown Items” to gain the thoughts of other members on this issue.

The members extensively reviewed and discussed a VZ JPA that was initiated with the previous method of billing prior to 1995. The JPC staff is soliciting billing direction when receiving these archaic JPAs. The question is how to convert from the old method of grade to the current method of per foot, and how much space to allocate to each member. Ms. Hernandez stated that if a JPA is 18.1, the final must be as the preliminary was written. She added that historically, the lowest communication member purchased down to the support structure.

Mr. Walls stated that it should be set that the lowest communications is down to the support structure, and all other members one foot.

Mr. Autrey stated that if it is a joint JPA that the communications go down six, and with multi JPAs all other members get one foot. Mr. Walls questioned what happens if there are two coms. Mr. Autrey responded that they each get one foot.

Ms. Prescott stated that in this particular JPA ATS is the lowest, and in the old method, most likely purchased down six.

It was agreed in this JPA that ATS would get six down and the other members one foot.

The consensus is that any two party JPA prior to 1995, communications purchases down to the support structure and all other members one foot. This decision is to be memorialized in the Standardization of Procedures and Minutes manual currently being compiled by Ms. Baccus.

Ms. Hernandez proposed tabling the remaining agenda items for next month’s meeting, with the exception of **Item 1485: Final Initiation Requirement**. She reported that Mr. Wolfe stated at the last meeting that the Routine Handbook does not state a time frame for a JPA to be finalized by the initiator. Therefore, Ms. Hernandez reported that she has worked on a solution. She added that after the Form 48 is issued there is a 45-day period prior to invoking section 18.1. She reported that a problem she, and perhaps Ms. Prescott encounter is that they do not receive the as built from whomever constructed. Ms. Prescott added that there are times when they are never notified. Ms. Hernandez added that by adding 45-days, this would allow the initiator to receive their as built after the work is completed. Then if after the additional 45-days have elapsed then the other members on the JPA can begin the process into final billing for the initiator. The members extensively discussed the issue of the time limit for finalizing a JPA. The result is the following revision to section 18.2, the verbiage should be revised to read,” *The Member initiating transaction shall transmit one copy of this form, which shall be an original Southern California Joint Pole Committee authorized typed or electronic document, to Joint Pole Committee, specifying work as completed under approved Form 2 Preliminary Joint Pole Authorization not less than 45 and no more than 90 calendar days after sending the completed Form 48. After 90 days 18.1F may apply. If all parties to the Joint Pole Authorization have approved the preliminary as written, the 45 calendar days may be waived.*

This revision would be posted to the JPA alert.

Under miscellaneous items, Mr. Walls solicited the member's thoughts on simplifying the Form 48. He stated that this issue not be discussed at this time, but that the members give this issue some thought, and return next month to share their thoughts with the members.

Mr. Autrey inquired if the members would discuss wind loading since it is on the agenda under miscellaneous items. Ms. Haney stated it has been agreed that if the party that brought any particular issue to the table, is not present at the particular meeting, then the issue is not discussed. She added that this issue was brought to the table by the City of Anaheim, and there is no representation present.

Mr. Autrey stated that although the mindset that wind loading does not fall within the scope of the SCJPC, this issue should be discussed since it appears to be coming to the forefront of how utilities transact their business.

Ms. Prescott stated that in her opinion, the committee should give this issue great thought, and be careful not to bring wind loading within the scope of the SCJPC.

After discussion, it was agreed that at the next meeting, wind loading would be a priority discussion.

Next, Ms. Baccus raised the issue of contradicting verbiage between sections 5.1-C and 2.5-E. After brief discussion, it is agreed to revise section 5.1-C to read as follows: Relinquishment of interest in pole removed at unknown date shall have no salvage value. . Pulling and transportation shall not apply.

Lastly, the members discussed section 7.4. Ms. Hernandez stated that when invoking 7.4 on the JPA it must be associated with another replacement section. It was agreed to place this notation on the JPA alert.

Review of action items:

- Ad hoc members to review Form 48 for suggestions of simplification.

The meeting adjourned at 12:45 p.m., and will meet May 12, 2009.

Jennie Corella, Manager of Operations

SOUTHERN CALIFORNIA JOINT POLE COMMITTEE
437 So. Cataract Ave. Unit 3
San Dimas, CA 91773
Phone (909) 592-4001

May 12 2009

A meeting of the **Routine Revision Committee** took place on the above date, at 9:00 a.m., at the Committee office. Those in attendance were:

Ms. Lupe Hernandez – AT&T Mobility
Mr. Dennis Walls – City of Los Angeles
Ms. Lynn Prescott – Verizon California
Mr. Robert Wolfe – AT&T California
Mr. Steve Rodriguez – T-Mobile USA
Ms. Sherri Goetz – Southern California Edison
Mr. Adolph Gonzales – Southern California Edison
Mr. Wayne Brown – Southern California Edison
Mr. Art Peralta – Southern California Edison
Ms. Paula Haney – NextG Networks
Mr. Cory Autrey – Sprint-Nextel
Mr. Randall Starkey – Time-Warner (teleconference)
Mr. Jim Brown – XO Communications (teleconference)
Mr. Jason Sears – NewPath Networks (teleconference)
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff
Ms. Jennie Corella – Committee Staff

Ms. Hernandez opened the meeting at 9:00 am and stated that joining the meeting are guest speakers representing SCE. The guest speakers are Mr. Wayne Brown, Mr. Adolph Gonzales, and Mr. Art Peralta, who will address the issue of wind loading. Therefore, she added that the meeting would first address agenda item 11, wind loading, which was brought to table by the City of Anaheim. She further added that currently, SCE is the only member requiring wind-loading information on JPAs, however, wind loading is not included in Routine. The City of Anaheim would like to follow SCE in requiring wind loading data on JPAs. Ms. Hernandez then allowed for introductions.

Mr. Autrey reported that the issue of wind loading was originally brought to the table by the City of Anaheim. He added that wind loading has become a heated topic of discussion in the joint pole industry today. He further added that there is discussion within the CPUC with the new OIR. It appears that wind loading has continually and historically been a topic of discussion within the committee, although it is not a part of Routine. The consensus has always been that wind loading is an engineering standard and a part of GO 95 that should not be built into the Routine Handbook. However, since currently there has been discussion on wind loading, and the issue that SCE requires wind-loading data on JPAs, his thoughts and

questions are if other members would commence requiring this type information on JPAs, should wind loading be incorporated into the Routine Handbook?

Mr. Peralta reported that in 2000, SCE embarked on a path to increase its wind design criteria. They went from a 6-pound light and 8-pound heavy loading to 12-pound light and 18-pound heavy, and designated areas within SCE territory where high winds were a great occurrence. The driver for this was the witnessing of excessive wind damage to poles in specific areas though the years. He added that SCE has moved toward using H class poles in certain areas. Therefore, these concerns prompted SCE to review wind-loading calculations from members desiring to attach to their structures to determine safety factors. However, SCE does not choose to become the wind-loading watchdog for lack of a better word. SCE is of the opinion that all parties involved with the structure should share the responsibility of wind loading.

Mr. Peralta stated that SCE has been contacted on several occasions, regarding the wind loading software utilized by SCE. He reported that the current software was exclusively designed for SCE by an engineering firm and is titled, "Load Estimator". The software has experienced several upgrades.

Mr. Wolfe inquired if the software estimates communications loads. Mr. Peralta responded in the affirmative.

Mr. Peralta further reported that SCE is moving toward light duty steel poles, especially in transmission. Species code has now been incorporated into the software.

Mr. Autrey asked Mr. Peralta to confirm safety factors pertaining to wood poles. He responded that to a minimum of 4.0 for new wood pole, in service 2.67, a new solely owned 3.0 and 2.0 in service.

He reported that in 12-pound and 18-pound areas, for grade A only wind structures, the safety factor would be reduced from 4.0 to 3.0. However, in service structures would always be 2.67 minimum.

Mr. Autrey stated that if SCE is requiring wind load data on JPAs, then in his opinion wind loading has become part of the process and part of the Routine.

Mr. Wolfe stated that in the North in section 18 on the list of data that should be noted on JPAs, at the very end the verbiage wind loading is listed. He added that in the North the members took their wind loading software and input similar data and the there was little difference in the end results calculations.

Mr. Peralta agreed that the idea of having the SCJPC member representatives bring their respective wind loading software applications and their associated personnel to review and discuss.

Ms. Prescott inquired if when a member is calculating wind loading, is there the ability that the member might obtain the deterioration value from SCE.

Mr. Peralta responded in the affirmative. He added that all structures older than 15 years have received an intrusive inspection.

Mr. Gonzales stated that he agrees with Mr. Peralta, that if the committee permits and agrees, in having the members form a group to share wind loading information and software applications.

Ms. Haney inquired that when SCE does a pole study, could they include the results of the studies to members with the JPA.

Mr. Peralta stated that the study report reflects only if the pole passed or failed.

Mr. Gonzales stated that he agrees that a group should decide on how to move forward with the method of handling wind loading that would benefit and be informative for all members.

Mr. Autrey stated that he would like it confirmed for the record what SCE requires today in regards to wind loading. He added that his understanding is if a member is processing a JPA to attach fiber to a number of poles, the member includes the size and weight of the equipment on the JPA. If the equipment is antenna, it is his understanding to provide a full wind load calculation.

Mr. Gonzales questioned if this is for existing and future loading, or adding a facility. Are the calculations factoring in your equipment, and not factoring in the existing equipment on the pole?

Mr. Hernandez responded that wireless provide the cable count, the diameter, and the weight of the proposed facility to attach to the pole. She added that per past minutes, SCE stated not to calculate wind loading since SCE IMS would calculate the wind loading in house. She added that at a SCE meeting that transpired in Irwindale years back, and the statement was in the minutes, that the IMS staff would perform calculations and members need not bother with calculations.

Mr. Wayne Brown inquired with Ms. Correa if the statement was correct. Ms. Correa responded that the statement is correct.

Mr. Wayne Brown made a statement for clarification. He stated if a JPA has passed the 45- days period, regardless if a Form 48 is received, and if a pole fails wind loading, members are to made accommodations. Ms. Hernandez responded that the statement is correct.

Ms. Hernandez revisited the concern of what specifically does SCE require from members in regards to wind loading and if what the wireless members are providing is insufficient.

Mr. Peralta responded that due to the lack of resources within SCE, calculations are necessary. He added that field trips are time consuming and expense resources. The calculations are not nearly as time consuming as the drive to the field site.

Mr. Autrey stated that what he is hearing is that members are providing the data to SCE, but they lack the resources to confirm the calculations. He inquired what Mr. Peralta envisions as a percentage of poles that his resources would allow handling the calculations. He added that it appears that members are providing data and SCE does nothing with the data.

Mr. Gonzales interjected stating that SCE does utilize the data provided by members, and is handling the calculations since it certainly is in the best interest of SCE. Mr. Peralta is referring to extensive wind loading research. He added a few poles are not a problem, but 100 poles SCE would require extra time.

Ms. Hernandez reiterated her question of what specific data does SCE require on JPAs in regards to wind loading.

Mr. Gonzales responded what is currently being noted on the JPAs, and if the planners see fit to request additional info then SCE would solicit the information. He added that information for wireless is somewhat different.

Mr. Walls stated that in reference to DWP they are looking for a wind loading method and/or software to aid them in calculations.

Ms. Hernandez stated that the committee should arrive at a method of working on exchanging data in regards to wind loading. She added that an ad hoc committee to address wind loading should be created.

The members posed questions to Mr. Peralta to which he responded and opened discussion on issues concerning the members in regards to wind loading.

Mr. Walls inquired how long has SCE utilized the "Load Estimator" software application. Mr. Peralta responded since approximately the year 2000.

It was noted that the committee historically has addressed wind loading; therefore, the consensus is to form an ad hoc committee to address the issue of wind loading. The issue would be placed on the next board agenda for discussion under "unknown items".

Mr. Peralta presented a demonstration to the members of "Load Estimator"; a wind loading software custom created for SCE and answered all questions posed to him. When the presentation was complete the ad hoc members thanked Mr. Peralta were the software demonstration and his attendance.

Under miscellaneous items, Ms. Wolfe presented a handout of joint pole replacement in vicinity of cable terminals, splices, and risers (see attachments). He opened discussion by stating that there are situations when placing a pole or replacing a pole is not favorable to communications. He added that some contractors are not as versed in pole setting, therefore, the diagrams included in the handout is a aid to determining where a pole should be set in various situations for various equipment. He added that the diagrams also reflect where a pole cannot be set, since there are so many variations for pole set, it appears simpler to determine where a pole cannot be set.

The members viewed and discussed the eight diagrams. Ms. Prescott inquired into diagram 6 and Mr. Gonzales inquired into diagram 3. There was extensive discussion and dialogue on these diagrams amongst the members. If there are any questions on the attached diagrams, please feel free to contact Mr. Robert Wolfe of AT&T California.

The ad hoc meeting adjourned for lunch at 12:30 pm.

The meeting resumed at 1:00 pm. Ms. Corella reported on Item 1488: Pole Class Field on Pole Record. She stated that Mr. Atalla has agreed to implement a field on the pole cards for the pole class, the GPS data, and the new pole number on dead poles. Mr. Atalla stated that he would perform this task in that the current support and maintenance contracts are renewed. The issue remains to determine where to place this information on the JPA form.

Ms. Hernandez stated that she would like the dead card to reflect the new pole number, and the new pole number record to reflect the old pole number.

Ms. Pranata stated that she would need to confer with the billing associates to determine where on the pole card is the best field for the pole class in regards to pole data inputting in reference to keystrokes. She added that she intends to meet with Mr. Atalla to discuss the issue.

Review of action items:

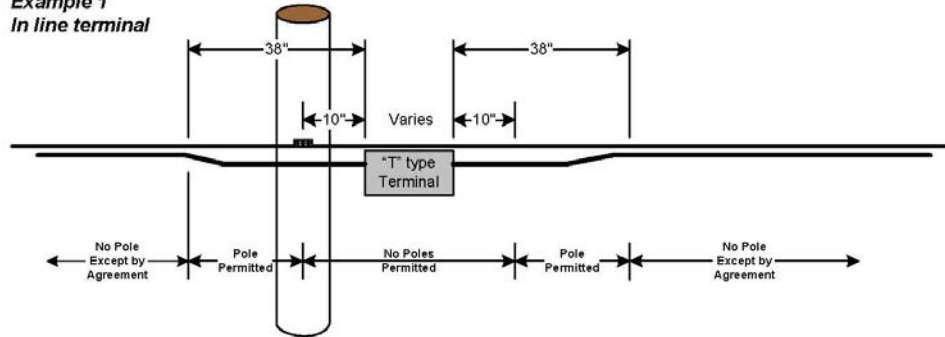
- Ad hoc members to review Form 48 for suggestions of simplification.

The meeting adjourned at 1:15 p.m., and will meet in June 2009.

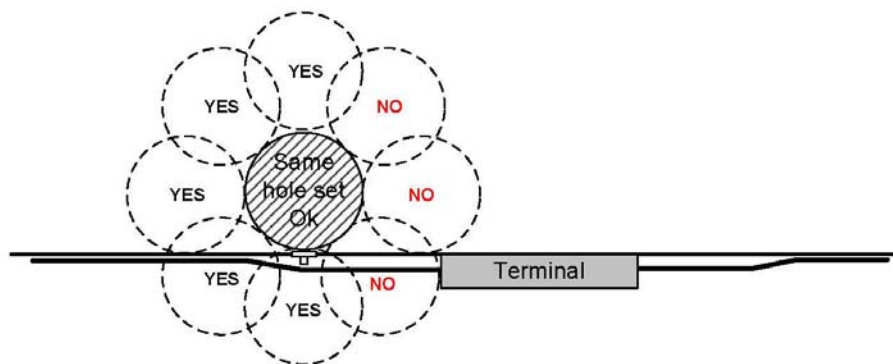
Jennie Corella, Manager of Operations

Except for "same hole sets" and equipment installations other than shown below, a joint meet with telephone company representative maybe required to reach an agreement. Measurements are for new sets only. This is only a guide for pole replacements and to be used as a guideline of possible pole locations that are permitted and not permitted.

Example 1
In line terminal



While not all poles can be replaced in the same hole, here are some guidelines to be considered when deciding the location of the new pole.



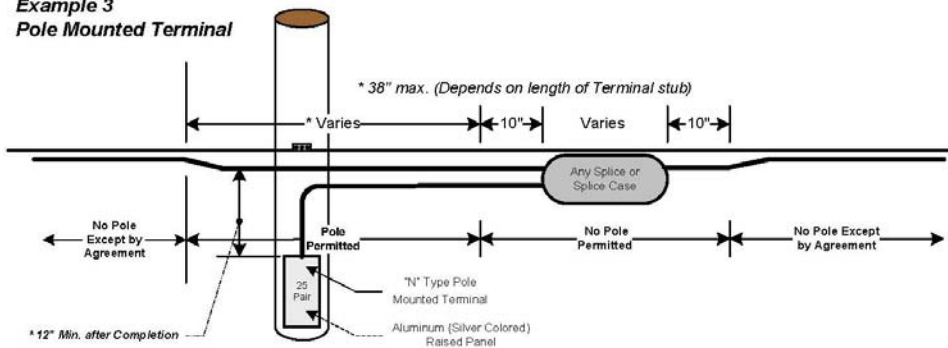
Above are some other options when a same hole set is not feasible. Every attempt should be made to set the new pole in such a location to reduce costly retrofitting by the other utility attached to the pole.

Note: In some cases pole steps may need to be removed, to set the new pole hard against the existing pole to reduce costly retrofitting of facilities.

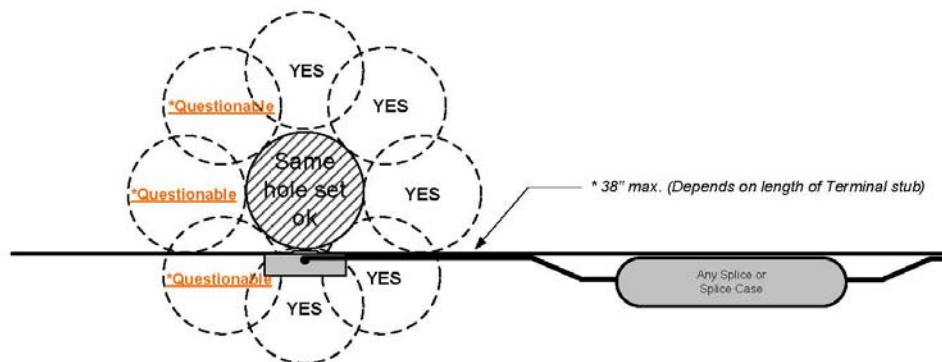
Tangent pole with in line phone terminal	Guide for Joint Pole Replacement in Vicinity of Cable Terminals, Splices, Risers, Etc. (Line Construction and Estimating Dept.) PACIFIC GAS AND ELECTRIC COMPANY Do not copy or reproduce without the written permission of Pacific Gas and Electric Company	Joint Utility Group	
Drawing: Brian K Morrow Tony Kennerly		Sheet No. 1 of 8	
DATE: 04/14/09		DRAWING NUMBER: Unassigned	REVISION: RT
SCALE: None			

Except for "same hole sets" and equipment installations other than shown below, a joint meet with telephone company representative maybe required to reach an agreement. Measurements are for new sets only. This is only a guide for pole replacements and to be used as a guideline of possible pole locations that are permitted and not permitted.

Example 3
Pole Mounted Terminal



While not all poles can be replaced in the same hole, here are some guidelines to be considered when deciding the location of the new pole.



Above are some other options when a same hole set is not feasible. Every attempt should be made to set the new pole in such a location to reduce costly retrofitting by the other utility attached to the pole.

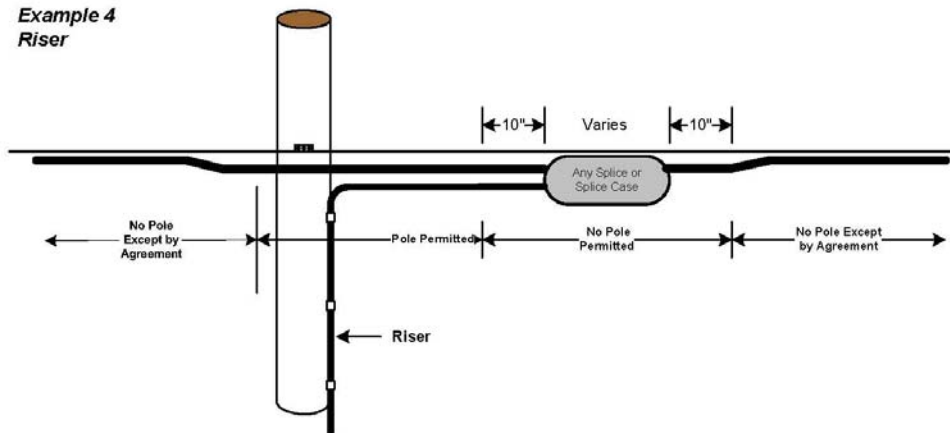
Note 1: "Questionable" placements, it is advised the crew lead contact the other utility, discuss/establish an agreement and be documented on the Form 48. Never hesitate to take a before and after photo to be placed in the job folder.

Note 2: In some cases pole steps may need to be removed, to set the new pole hard against the existing pole to reduce costly retrofitting of facilities.

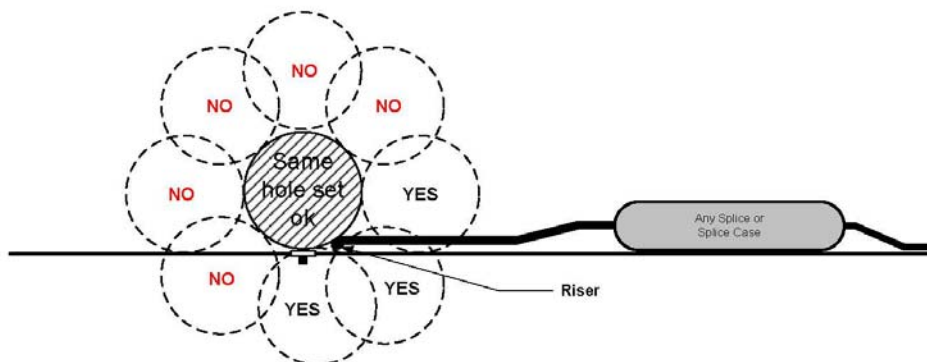
Tangent pole with pole mounted phone terminal Drawing: Brian K Morrow Tony Kennerly DATE: 04/14/09 SCALE: None	Guide for Joint Pole Replacement in Vicinity of Cable Terminals, Splices, Risers, Etc. (Line Construction and Estimating Dept.) PACIFIC GAS AND ELECTRIC COMPANY Do not copy or reproduce without the written permission of Pacific Gas and Electric Company	Joint Utility Group Sheet No. 3 of 8 DRAWING NUMBER: Unassigned CHANGE: RT
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Except for "same hole sets" and equipment installations other than shown below, a joint meet with telephone company representative maybe required to reach an agreement. Measurements are for new sets only. This is only a guide for pole replacements and to be used as a guideline of possible pole locations that are permitted and not permitted.

Example 4
Riser



While not all poles can be replaced in the same hole, here are some guidelines to be considered when deciding the location of the new pole.



Above are some other options when a same hole set is not feasible. Every attempt should be made to set the new pole in such a location to reduce costly retrofitting by the other utility attached to the pole.

Note 1) In some cases pole steps may need to be removed, to set the new pole hard against the existing pole to reduce costly retrofitting of facilities.

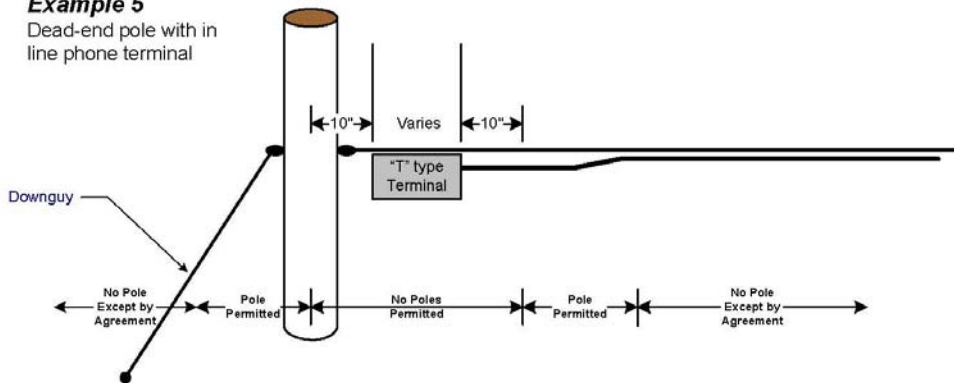
Note: 2) When risers are on the pole setting the new pole hard in a quadrant is preferred.

Tangent pole with phone riser Drawing: Brian K Morrow Tony Kennerly DATE: 04/14/09 SCALE: None	Guide for Joint Pole Replacement in Vicinity of Cable Terminals, Splices, Risers, Etc. (Line Construction and Estimating Dept.) PACIFIC GAS AND ELECTRIC COMPANY Do not copy or reproduce without the written permission of Pacific Gas and Electric Company	Joint Utility Group Sheet No. 4 of 8 DRAWING NUMBER: Unassigned CHANGE: RT
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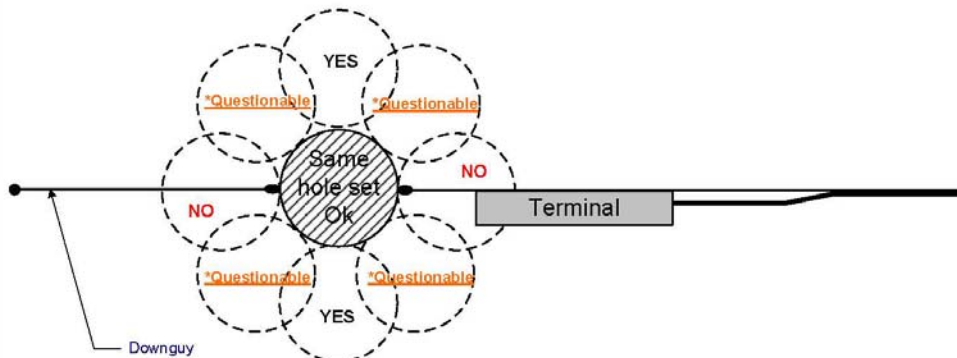
Except for "same hole sets" and equipment installations other than shown below, a joint meet with telephone company representative maybe required to reach an agreement. Measurements are for new sets only. This is only a guide for pole replacements and to be used as a guideline of possible pole locations that are permitted and not permitted.

Example 5

Dead-end pole with in line phone terminal



While not all poles can be replaced in the same hole, here are some guidelines to be considered when deciding the location of the new pole.



Above are some other options when a same hole set is not feasible.

Every attempt should be made to set the new pole in such a location to reduce costly retrofitting by the other utility attached to the pole.

Note 1: **"*Questionable"** placements, it is advised the crew lead contact the other utility, discuss/establish an agreement and be documented on the Form 48. Never hesitate to take a before and after photo to be placed in the job folder.

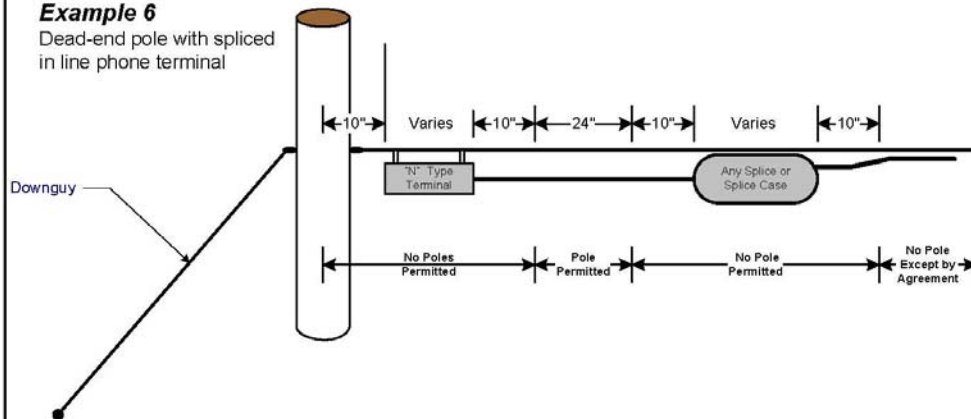
Note 2: In some cases pole steps may need to be removed, to set the new pole hard against the existing pole to reduce costly retrofitting of facilities.

Dead-end pole with in line phone terminal	Guide for Joint Pole Replacement in Vicinity of Cable Terminals, Splices, Risers, Etc. (Line Construction and Estimating Dept.) PACIFIC GAS AND ELECTRIC COMPANY Do not copy or reproduce without the written permission of Pacific Gas and Electric Company	Joint Utility Group	
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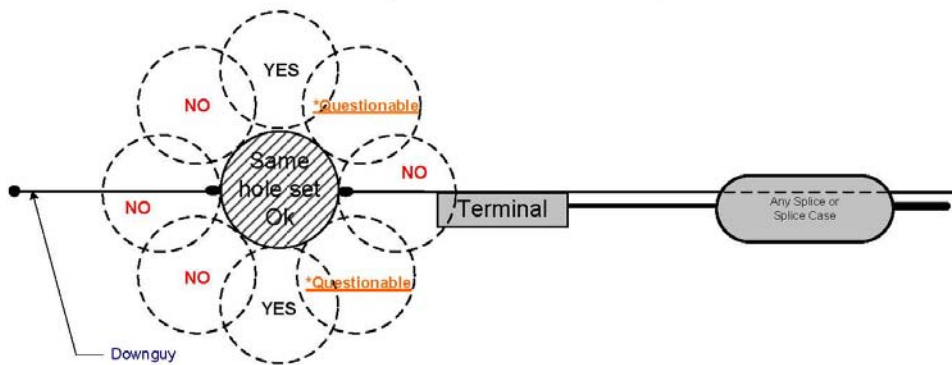
Except for "same hole sets" and equipment installations other than shown below, a joint meet with telephone company representative maybe required to reach an agreement. Measurements are for new sets only. This is only a guide for pole replacements and to be used as a guideline of possible pole locations that are permitted and not permitted.

Example 6

Dead-end pole with spliced in line phone terminal



While not all poles can be replaced in the same hole, here are some guidelines to be considered when deciding the location of the new pole.



Above are some other options when a same hole set is not feasible.

Every attempt should be made to set the new pole in such a location to reduce costly retrofitting by the other utility attached to the pole.

Note 1: **"*Questionable"** placements, it is advised the crew lead contact the other utility, discuss/establish an agreement and be documented on the Form 48. Never hesitate to take a before and after photo to be placed in the job folder.

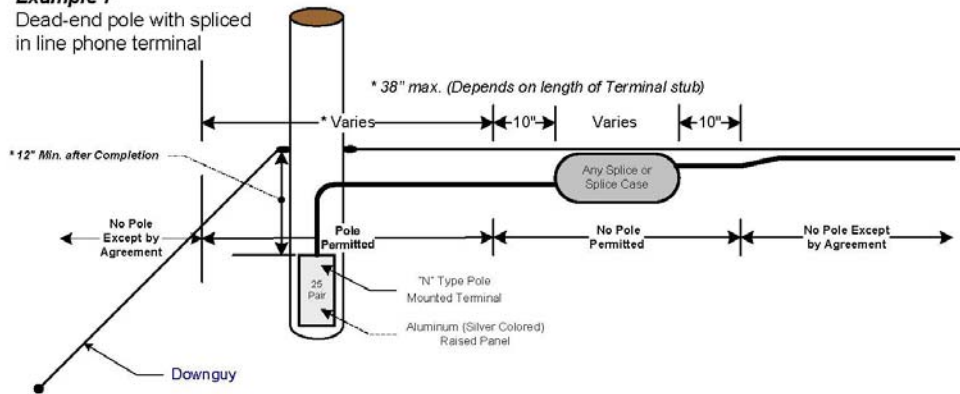
Note 2: In some cases pole steps may need to be removed, to set the new pole hard against the existing pole to reduce costly retrofitting of faculties.

Dead-end pole with spliced in line phone terminal	Guide for Joint Pole Replacement in Vicinity of Cable Terminals, Splices, Risers, Etc. (Line Construction and Estimating Dept.) PACIFIC GAS AND ELECTRIC COMPANY Do not copy or reproduce without the written permission of Pacific Gas and Electric Company	Joint Utility Group
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DATE: 04/14/09		DRAWING NUMBER Unassigned
SCALE: None		CHECKED R7

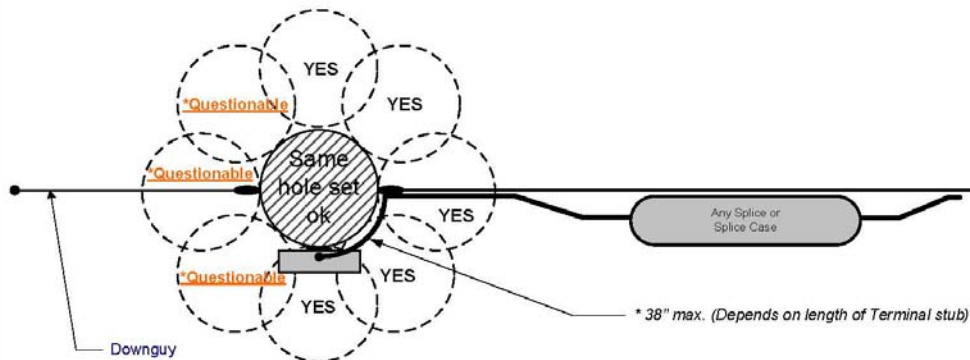
Except for "same hole sets" and equipment installations other than shown below, a joint meet with telephone company representative maybe required to reach an agreement. Measurements are for new sets only. This is only a guide for pole replacements and to be used as a guideline of possible pole locations that are permitted and not permitted.

Example 7

Dead-end pole with spliced in line phone terminal



While not all poles can be replaced in the same hole, here are some guidelines to be considered when deciding the location of the new pole.



Above are some other options when a same hole set is not feasible.

Every attempt should be made to set the new pole in such a location to reduce costly retrofitting by the other utility attached to the pole.

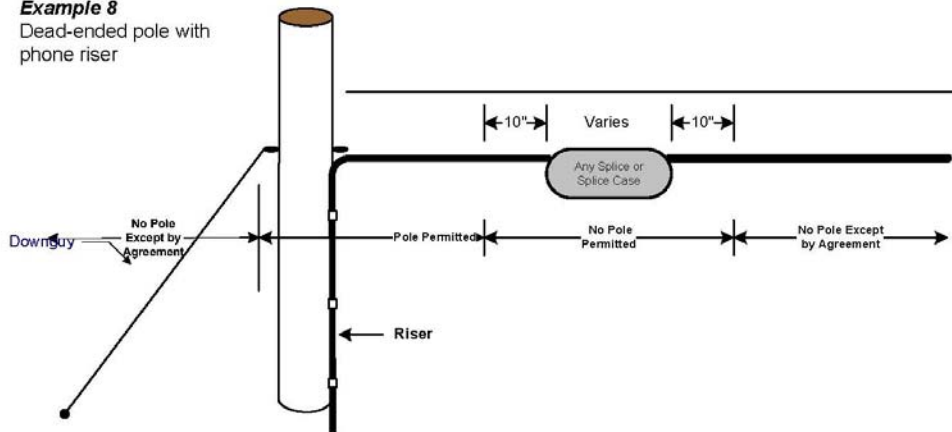
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Note 2: In some cases pole steps may need to be removed, to set the new pole hard against the existing pole to reduce costly retrofitting of facilities.

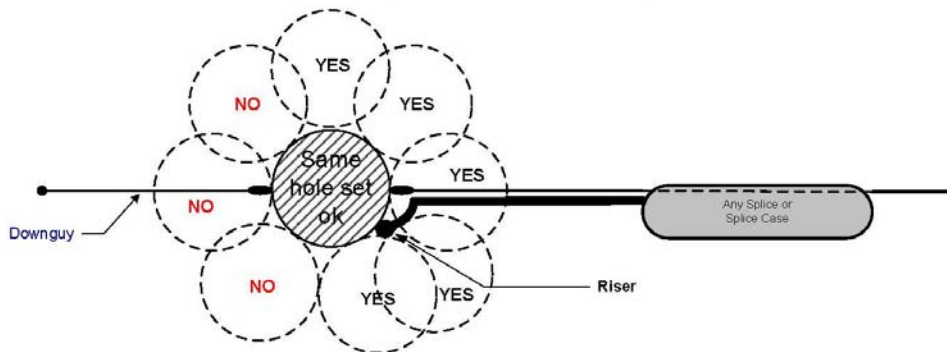
Dead-end pole with pole mounted phone terminal		Guide for Joint Pole Replacement in Vicinity of Cable Terminals, Splices, Risers, Etc. (Line Construction and Estimating Dept.) PACIFIC GAS AND ELECTRIC COMPANY <i>Do not copy or reproduce without the written permission of Pacific Gas and Electric Company</i>	Joint Utility Group	
Drawing: Brian K Morrow Tony Kennerly			Sheet No. 7 of 8	
DATE: 04/14/09	SCALE: None		DRAWING NUMBER: Unassigned	CHANNEL: RT

Except for "same hole sets" and equipment installations other than shown below, a joint meet with telephone company representative maybe required to reach an agreement. Measurements are for new sets only. This is only a guide for pole replacements and to be used as a guideline of possible pole locations that are permitted and not permitted.

Example 8
Dead-ended pole with
phone riser



While not all poles can be replaced in the same hole, here are some guidelines to be considered when deciding the location of the new pole.



Above are some other options when a same hole set is not feasible. Every attempt should be made to set the new pole in such a location to reduce costly retrofitting by the other utility attached to the pole.

Note 1) In some cases pole steps may need to be removed, to set the new pole hard against the existing pole to reduce costly retrofitting of facilities.

Note: 2) When risers are on the pole setting the new pole hard in a quadrant is preferred.

Dead-ended pole with phone riser	Guide for Joint Pole Replacement in Vicinity of Cable Terminals, Splices, Risers, Etc. (Line Construction and Estimating Dept.) PACIFIC GAS AND ELECTRIC COMPANY Do not copy or reproduce without the written permission of Pacific Gas and Electric Company	Joint Utility Group	
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DATE: 04/14/09	SCALE: None	DRAWING NUMBER: Unassigned	CHANGES: RT

SOUTHERN CALIFORNIA JOINT POLE COMMITTEE
437 So. Cataract Ave. Unit 3
San Dimas, CA 91773
Phone (909) 592-4001

June 9 2009

*******REVISED*******

A meeting of the **Routine Revision Committee** took place on the above date, at 10:30 a.m., at the Committee office. Those in attendance were:

Ms. Lupe Hernandez – AT&T Mobility
Mr. Dennis Walls – City of Los Angeles
Ms. Lynn Prescott – Verizon California (teleconference)
Mr. Robert Wolfe – AT&T California (teleconference)
Mr. Steve Rodriguez – T-Mobile USA
Ms. Paula Haney – NextG Networks
Mr. Cory Autrey – Sprint-Nextel
Mr. Ibad Ibrahim – City of Banning
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff
Ms. Jennie Corella – Committee Staff

Ms. Hernandez opened the meeting at 10:30 am and addressed the first issue on the agenda **Interpretation of Routine Handbook**. She reported that LAC has not received a list regarding foreign JPAs from SCE at this time. The second bulleted item is, “Ex 14 – SCZ in the field”. She proposed moving this issue to Item 1483 since both issues are related.

The second issue on the agenda is **Compliance with Routine Handbook**. Ms. Hernandez stated that in her opinion, this issue is related to the SCE proposal for addressing unauthorized attachment. The primary action concerns with this issue is the attachment prior to issuing a JPA, and the attachment prior to receiving full approval of a JPA. Ms. Hernandez stated that both instances constitute an unauthorized attachment. She added that, since Edison brought this issue to the table, the ad hoc could not fully address this issue without SCE representation. The members agreed with Ms. Hernandez.

Mr. Autrey stated that Mr. Chow has requested in the past that this issue remain open.

Mr. Haney stated that the SCE proposal for revision to Section 4.1 was brought to the Board for approval, and was rejected. Mr. Autrey added that the ad hoc is not clear in what direction SCE is proposing to move forward.

Ms. Hernandez stated that the ad hoc sent correspondence to the committee legal inquiring options to address any non-compliant members. His response is that the members may penalize fellow members in breach of the agreement, which includes following the Routine Handbook. Therefore, the ad hoc should reach a solution in how to deal with non-

compliant members. She questioned the degree of this type violation among the members, and if it warrant the committee's time and resources spent.

Mr. Autrey responded that members have not brought specific examples and situations of this violation to the table to determine the degree of instances of unauthorized attachment.

Ms. Hernandez reported that Edison stated that there are no specific members in a greater degree of violation, but many members in violation. Therefore, she added, that this issue appears to be universal. She further added that this ad hoc must determine and evaluate to what degree this is an issue, and move forward. She requested that members bring to the table any concerns or issues related to unauthorized attachment to evaluate the problem and issues.

Mr. Wolfe stated that the SCE proposal was to increase the penalty cost for unauthorized attachment. He added that he would not support this proposal.

Ms. Hernandez stated that the ad hoc has discussed and agreed that the current penalty in 4.1 is clearly not a deterrent to unauthorized attachment. The penalty is so minimal that it is cost-effective for members to attach illegally, and get the service to collect revenue, that the penalty cost is included in their business plans. Therefore, the consensus is that this issue must be resolved. The concern is how to approach the objective of deterring members from attaching unauthorized.

Mr. Walls stated that since the perception is that the newer members are the greatest offenders of this issue, perhaps a 2-tier system could be created. Therefore, those members with less than x number of years could be penalized at a greater rate, than those members with greater than x number of years. Ms. Hernandez responded that section 7.3 specifies 20 consecutive years of membership. She added that the penalty should also specify the x number of poles, not just one or two, which in many instances could be merely an oversight.

Ms. Hernandez stated that she would like to entertain the idea of a 2-tier system, and added that the ad hoc should discuss this further at the next meeting when there is SCE representation.

Ms. Haney stated that she would not support a new member bearing a greater penalty than a seasoned member for unauthorized attachments.

The consensus is to discuss this further at the next meeting where SCE is represented.

The third issue on the agenda is **Item 1343: Section 4.1 – Review of Process and Interpretation**. In that this issue is also an SCE concern, Ms. Hernandez proposed tabling this item until there is SCE representation. The fourth issue on the agenda, **Item 1446: Section 4.0 Review and Interpretation**, is also tabled due to the lack of SCE representation.

The members discussed **Item 1471: Draft Courtesy Final Process** next. This issue has been proposed by AT&T California. Mr. Wolfe stated that he has earlier submitted his proposal for review by the ad hoc members. He added that he continues to believe that this extra step in the process would be beneficial to SCJPC members in that it has proven successful for the NCJPA. This step would give the receiving member advance notice of the final to follow.

Ms. Hernandez responded stating that her experience with this additional step in the JPA process has not been successful. She added that her organization sends the prelim, it takes one year for LAC to complete the work, and then the Form 48 is sent with the draft

final, and in the one-year interim, her organization has not received one response from the other party. She further added that when she does receive the response on her draft final, her proposal is denied, and her organization has already attached because the Form 48 was sent. Therefore, from her experience this method is not working.

Mr. Wolfe stated that he continues to support implementing this step into the process, and AT&T California would continue to do so.

Mr. Walls stated that his organization is not in favor of implementing the step into the process; however, he could bring the idea to his group again if the ad hoc so desires.

However, after extensive discussion, the consensus is those members that choose to implement the step into their process are able to do so; however, the step is not to become a part of the preliminary JPA process. This item is now closed.

The next issue for discussion is **Item 1472: Pole Replacement Requirement**. Ms. Hernandez reported that SCE is to schedule another meeting to address member issues and concerns. Mr. Autrey reported that his organization submitted their concerns to SCE in preparation for the next meeting; however, he has not received any information on the next meeting date.

The consensus is to table this item at this time.

The seventh issue on the agenda is **Item 1483: Section 16.1-B, 3.15, 2.7-I Revision**. This issue concerns the mandated 2-foot safety clearance zone for wireless. Ms. Hernandez inquired of Mr. Autrey if wireless is now able to attach within ten inches of the antenna in the SCZ. Mr. Autrey responded that he was uncertain at this time what was discussed at the last GO meeting. Mr. Rodriguez stated that it was discussed at GO, but has been tabled for the next meeting. Mr. Autrey clarified that if one owns the antenna and fiber, they are able to attach fiber within the ten-inches of the antenna. He added that there are two rules and revisions to the handbook for consideration, 1) the two foot rule and if the wireless owner is to purchase it, and 2) the 10-inch attachment rule.

Ms. Haney inquired when the 10-inch rule becomes effective. Mr. Rodriguez responded that the rule of attaching 10-inches to the pole top would become effective July 1, 2009.

Ms. Hernandez stated that her organization is now purchasing the 2-foot SCZ. She added that according to her recollection, it was agreed that the wireless party would purchase the SCZ whether they needed it or not. Mr. Autrey agreed with Ms. Hernandez. Ms. Hernandez stated that she had created diagrams addressing this issue. She added that she is of the opinion that it was agreed that the wireless party would purchase the 2-foot safety clearance zone.

The members discussed the idea of giving wireless the option to purchase the SCZ, and if not purchased the SCZ would then become part of the common area.

It was agreed to research previous routine and board minutes to follow the dialogue on this issue. This item is to remain open at this time.

The eighth issue on the agenda is **Item 1485: Final Initiation Requirement**. The revised proposal to section 18.2 would be on the Consent Calendar of the June Board meeting.

Next, the members discussed **Item 1488: Pole Class on Pole Record**. The issue is to determine where on the Form 2 to place the class of pole, GPS and old/new pole number. Ms. Baccus and Ms. Pranata displayed their suggestions for notating the above-referenced information on the JPA. The members reviewed the proposed form, made suggestions and agreed on the format for the form. The revised Form 2 would be on the discussion calendar of the June Board meeting.

The tenth issue on the agenda is **Item 1489: Assignment of Space resulting from Rearrangement**. The ad hoc members originally agreed that the incoming member would purchase any additional space resulting from rearrangement since it is the incoming member creating the cost causer. However, when presented to the Board, there were members who would not support the incoming members purchasing additional space resulting from rearrangement.

Ms. Hernandez questioned if Mr. Wolfe was one member who opposed the above-referenced proposal. Mr. Wolfe stated that the incoming party should pay for the additional space to those members who lost it, and then assign the space to the base owner.

Ms. Haney responded that if NG, as the incoming member, must purchase any additional space lost to some members, then she would assign the space to NG and not the base owner. She added that the idea of having the incoming party purchase any additional space, and keeping that space, is the best solution in her opinion.

Mr. Autrey stated that what Ms. Haney described is the consensus of the ad hoc, however when presented to the Board for approval it was pushed back to the ad hoc.

Ms. Prescott inquired how often this situation occurs.

Ms. Haney responded that what prompts this situation is when the engineer visits the site and discovers it is not as recorded. She added that this is a frequent situation within her organization.

The members discussed situations where the record does not fit the field condition.

The ad hoc must create verbiage to add to the Routine handbook in the billing directives. Mr. Autrey inquired if some verbiage should be added to section 10.

The consensus is to create verbiage for section 10 to address the purchasing of any additional space resulting from rearrangement by the incoming party who is the cost causer of the transaction, and the billing directives for section 2. The members upon returning would be prepared with the suggested verbiage for section.

The next issue for discussion is **Item 1491: Form 49 Review**. The ad hoc revised section 18.0 by changing the form name from, "Tracer" to "Tracer and Multiparty". Section 18.8 was also revised to correlate with the revised form name. Ms. Hernandez noted that the form is wider utilized as a router than as a tracer. It was agreed that the revisions would be on the next Board meeting agenda under, "Known Items".

The last agenda issue is miscellaneous items. The members reviewed the **Form 48**. Mr. Walls reported that he is proposing a revision to the form. He has added an operation. The operation is number 22, and the description reads, "add item for hand-dig, specify nature of work". After brief discussion on the additional operation number, it was agreed to place the revised form on the Board agenda under "Unknown Items".

There were no further issues for miscellaneous items.

Review of action items:

- Members to provide verbiage for section 10 to address additional space resulting from rearrangement to be purchased by incoming member.
- Ms. Hernandez to review Routine and Board minutes for the purchasing of the SCZ by wireless member.
- Revisions to Section 18 to be placed on JPA alert after June 17th Board meeting.

The meeting adjourned at 1:00 p.m., and will meet in July 2009.

Jennie Corella, Manager of Operations

SOUTHERN CALIFORNIA JOINT POLE COMMITTEE
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July 14, 2009

A meeting of the **Routine Revision Committee** took place on the above date, at 11:00 a.m., at the Committee office. Those in attendance were:

Ms. Lupe Hernandez – AT&T Mobility
Mr. Scott Hunter – City of Los Angeles
Ms. Lynn Prescott – Verizon California
Mr. Larry Chow – Southern California Edison
Mr. Robert Wolfe – AT&T California (teleconference)
Mr. Steve Rodriguez – T-Mobile USA
Ms. Paula Haney – NextG Networks (teleconference)
Mr. Cory Autrey – Sprint-Nextel
Mr. Ihad Ibrahim – City of Banning
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff
Ms. Jennie Corella – Committee Staff

Ms. Hernandez opened the meeting and addressed the first issue on the agenda **Interpretation of Routine Handbook**. She reported that LAC has recently received a list of foreign JPAs from SCE. Mr. Chow stated that the distribution of this list should become a part of the monthly process within SCE.

Mr. Autrey inquired if there is no response to the list in the month would SCE take the next step, or include those JPAs on the list the following month. Mr. Chow responded that the JPAs would be on the next month's list, since a Form 7 would be required if SCE intends on finalizing any foreign JPAs.

Mr. Wolfe reported that he would be forwarding the list to joint pole program spots within their respective groups and ask them to attend to the list.

The second issue on the agenda is **Compliance with Routine Handbook**. Ms. Hernandez stated that according to her recollection, what prompted this issue is when AT&T California representative Ms. Velma Prouty and possibly SCE, brought to the table the concern of poles left in the field. She added that the ad hoc should create a process to address members that are non-compliant to the Routine, which include other issues besides poles left in field, and unauthorized attachment. The process should address all issues of non-compliance to all sections in the Routine Handbook.

Mr. Chow stated that the committee has addressed the issue of non-compliance historically, and creating a defined process appears to be a good start to resolution of this issue.

Mr. Autrey questioned how the process would be enforced. He added that per the Agreement, the committee has the power to go as far as terminating a member who is in breach of the agreement, which includes non-compliance of the Routine Handbook. However, he added termination might not be the best option in many situations, and could impact other member's business transactions.

Ms. Hernandez stated that perhaps it should be notated in the minutes, and the JPA Alert web page that when there is non-compliance among members, it should be dealt with among the members involved. If the members fail to reach a resolution, then the issue is to be brought to the Board for discussion, direction and perhaps reach a resolution. However, members must be specific about the non-compliant action, and all other details. She clarified the process as *Step 1: Attempt to reach resolution among members involved; if no resolution is reached, Step 2: Bring non-compliant issue to the Board along with specifics and details for discussion, and Step 3: Board members suggest resolutions to members involved.*

Ms. Prescott stated that if one member is unaware of the infraction, then a notice should be sent to that member requesting they attend the Board meeting to discuss the issue of non-compliance.

Mr. Autrey questioned that if one member discovers another not in compliance, does the offended member have the right to stop processing the offending member's JPAs, and possibly impose a monetary penalty on the offender.

Mr. Chow responded that in regards to a monetary penalty, he believes there is nothing in the Agreement that substantiates this. However, in regards to the ceasing of processing the other member's JPA, he has no problem with this issue. He would inform the offending member that until the non-compliance issue is resolved, SCE would no longer process their JPAs. He further added that per the Agreement, there is no guarantee that being a member gives you the right to transact business with fellow members and vice-versa. Transacting business is an option of members.

Mr. Autrey questioned if in those parts of the country which do not transact business via a joint committee; experience unauthorized attachment, and if they do he is curious how they address this infraction. If in this type of regulatory system they have a method of imposing fines for unauthorized attachments, he is curious how it is enforced.

Mr. Chow added that if their method of dealing with unauthorized attachment is punitive enough so as to deter this type of illegal action, perhaps the committee could mimic their method, since the current method utilized by the SCJPC does not appear conducive to act as a deterrent.

Mr. Wolfe stated that one must draw a distinction between illegal attachment versus unauthorized. Mr. Wolfe stated his distinction is if you are not a member of the SCJPC then you are *illegally attached and trespassing*, and if you are a member of the SCJPC then you are committing an *unauthorized attachment violation*.

Ms. Hernandez reiterated the 2-step process to resolve non-compliance:

1. The offended member to attempt to contact and resolve with the offender.
2. If unable to reach a resolution, offended member to bring grievance to the Board for discussion, and possible resolution.

Mr. Wolfe reported that in the North if one attaches to a pole, and it is less than 36 months set starting from January first of the year it was set, all applicable costs associated with setting the pole are also shared.

Mr. Autrey commented that if the Board arrives at a resolution, the offending party has the right to disagree and not accept the decided resolution.

The consensus is to disclose the proposed 2-step non-compliance process to the Board at the next meeting under unknown items. If the Board accepts the process, then this item would be closed.

The third issue on the agenda is **Item 1343: Section 4.1 – Review of Process**. Mr. Chow stated that according to his recollection, the original revision presented several years ago was to penalize an additional \$500.00 per pole per unauthorized attachment. But in that time there has been extensive discussion on different methods of addressing unauthorized attachment. He added that he is in agreement with Mr. Wolfe in regards to the number of service attachments out in the field could be written as 4.0 or 4.1. He added that he has no aversion to writing them up as 4.0 at this point in time. If it is discovered in a line that one pole was overlooked, then SCE treats this as a 4.0. He added that what is a greater issue for SCE is those members who submit a JPA and the following day go to the site and build. He further added that this type behavior would not be curtailed until a greater monetary penalty is instituted.

After discussion, Ms. Hernandez stated that in her opinion, the next ad hoc meeting should consist only of Item 1343: Section 4.1 Review of Process and Interpretation, and Item 1446: 4.0 Review and Interpretation. The objective is to arrive at a method of addressing these issues, and any necessary revisions to the sections. When the ad hoc is in agreement, then the method and revisions would be brought to the Board for approval. She asked the members to be prepared to share their thoughts and any ideas when they come to the table next month.

The consensus is that the ad hoc would not address any other items on next month's agenda until the above-mentioned items are resolved and ready to be presented to the Board.

Item 1446: Section 4.0 Review and Interpretation, is the other item that is slated to be discussed extensively at the next ad hoc meeting.

The next issue on the agenda is **Item 1471: Draft Courtesy Final Process**. Ms. Hernandez questioned if Mr. Wolfe wished to continue with this issue. She added that at the last meeting, the majority did not support this issue. Mr. Wolfe responded that he thought this issue was closed, if it is not, he agrees to close this item. However, he added that he continues to see a value in this step in the process. This item is now closed.

The next issue for discussion is **Item 1472: Pole Replacement Requirement**. Ms. Hernandez stated that an SCE meeting has transpired, and inquired if another has been scheduled. Mr. Autrey responded that he sent agenda items and issues to SCE, and Mr. Bob Patterson responded his answers directly to Mr. Autrey. He added that he believed there is to be a follow up meeting to the first one.

Mr. Chow responded that he would contact Mr. Bob Patterson in regards to the issues of pole replacement. Mr. Autrey stated there is also the issue of processing the power packages through the JPO, and a number of other issues requiring final resolution.

Mr. Chow responded in a situation when only power is requested then it is not routed through the JPO. Rearrangement and purchasing additional space would route through the JPO, but if not it is to go through IMS.

In regards to pole top antennas, this might result in denial, since SCE is now creating standards due to the problems SCE is experiencing. He added in the past there have been various type attachments allowed, but that was prior to creating and identifying SCE standards mandated by General Order.

Ms. Haney stated that since there is no current standard at SCE, it appears that SCE is arbitrarily denying requests. This creates problems among the wireless, since SCE is not certain on what is and is not allowed. This inhibits wireless members from continuing to do business.

Mr. Chow agrees that it is difficult for the wireless to transact business with SCE; however, there are other options to transacting business, such as wireless setting the poles.

Mr. Rodriguez responded that wireless are not allowed to set poles, since there are many jurisdictions mandating new poles not to be set. Wireless must use existing structures. He added the problem with the GO 95 pole top ruling is that SCE is interpreting it to fit their needs. This is why wireless is targeting guy stub poles as an option to attach antennas, and now SCE is denying this option. SCE is in the process of standardizing, but in the interim wireless are stymied.

In closing, Mr. Chow stated that he would contact Mr. Bob Patterson and inquire if he intends to schedule a follow up meeting to address the issues and answer the questions submitted by fellow members.

The seventh issue on the agenda is **Item 1483: Section 16.1-B, 3.15, 2.7-I Revision**. Ms. Hernandez reported that she researched if an antenna owner is able to purchase in the SCZ. According to past minutes, the agreement is if the antenna owner needs the space, they are allowed to purchase in the SCZ, if no need, do not purchase. The members discussed this issue extensively. Ms. Hernandez motioned to keep the chart in section 16, and notate that only the antenna owner is allowed to purchase, and would purchase under section 4.3.

Mr. Chow proposed adding verbiage to section 3.15. It was agreed to revise section 3.15 (see attachment for revisions).

The members agreed to revise section 4.3 to differentiate between the electric SCZ and the antenna (RF) SCZ. The section now has two sub-sections A and B (see attachment for revisions). Section 16.1-B was revised by removing verbiage (see attachment).

After a break for lunch, the members discussed **Item 1488: Pole Class on Pole Record**. Ms. Hernandez reviewed section 18.1-A and stated that there is no reference to pole class. She added that she would review every item listed that should be included in the preliminary form 2. The pole class is to be noted on the JPA effective immediately, but is not required until January 1, 2010. Ms. Hernandez stated that until it is standardized, the pole class could be noted on the JPA providing that the JPC office is aware of the location on the JPA where the pole class is reflected. However, in her opinion, she feels that the location of the pole class on the JPA should be as standardized as much as possible, such as in the pole treatment box.

Ms. Hernandez stated that she would revise the list of details required on a preliminary Form 2 to be in order and in line with the locations on the JPA.

The ninth issue on the agenda is **Item 1489: Assignment of Space resulting from Rearrangement.** The ad hoc had come to a consensus that the incoming member that created any additional space would purchase it from other joint owners. However, when presented to the Board for approval, it was not accepted and returned to the ad hoc for further discussion.

Ms. Baccus brought a JPA to the table that is in line with this item and stated that she is at a loss on how to complete the billing on this JPA. The members discussed the JPA in question extensively. The final consensus is “If a JPA is 10.9, by an incoming utility under 4.0 or 4.3 and approved by all members, and the JPA does not state that members are purchasing additional space, the JPC staff would reconfigure the space according to the JPA.”

Mr. Chow stated that it is not incumbent on the JPC staff to concern themselves if a member is losing monies and the JPA has been approved. That task is the responsibility of the members to ensure that the monetary outcome of the JPA is correct as they see it.

Ms. Hernandez agreed but added that it is a wise choice on behalf of the JPC staff to bring this issue to the table for billing direction. This item is to remain open for further discussion.

The last issue on the agenda is **Item 1491: Form 49 Review.** Ms. Hernandez reported that she and Ms. Goetz arrived at a resolution to route this form back to the correct parties. She added that the Form 49 Tracer/Router requires review and revision to conform more closely to how the form is being used today.

There were no issues for miscellaneous items.

Review of action items:

- Prepare to extensively discuss sections 4.0 and 4.1 at next meeting.
- Move compliance issues to Item 1343

The meeting adjourned at 1:45 p.m., and will meet in August 2009.

Jennie Corella, Manager of Operations

ATTACHMENT

Section 3.15 REVISED (revisions in Red):

3.15 Notice of Intention to Place Wireless Antenna

(For space allocation, this section must be shown on the Final JPA)

Members proposing the installation of antennas shall prepare and submit to all owners on record, a Preliminary JPA (Form 2-1) notifying the members of their intention to construct. (See example 11 in Section 18).

Note: General Order 95, Rule 94 requires an additional 2' **RF** Safety Clearance Zone. Refer to Section 16.1, Chart 16.1B. **Owner of the antenna may purchase 1' or 2' of the RF Safety Clearance Zone. See section 4.3.**

Section 4.3 REVISED (revisions in Red):

4.3 Purchase of Interest in Safety Clearance Zone

A. Purchase or sale of the right to use space within the **Electrical** Safety Clearance Zone:

Any Member planning to construct on a jointly owned pole where space is limited and all owners approve may purchase into the **Electrical** Safety Clearance Zone in accordance with General Order 95. The purchase or sale of the right to use this space shall be initiated on a Joint Pole Authorization and construction shall begin within the time limits prescribed in Section 18.1D. The constructing Member may purchase in one foot increments to a maximum of two feet and must attach at the grade requested (see Section 16.0). Guard arms must be installed by the purchasing Member in the manner prescribed by General Order 95.

B. Purchase of the right to use space within the RF Safety Clearance Zone:

The antenna owner may construct into the RF Safety Clearance Zone in accordance with General Order 95, Rule 94. The purchase of the right to use this space shall be initiated on a Joint Pole Authorization and construction shall begin within the time limits prescribed in Section 18.1D. The constructing Member may purchase in one foot increments to a maximum of two feet (see Section 16.0).

Note: General Order 95, Rule 94 requires an additional 2' RF Safety Clearance Zone. Refer to Section 16.1, Chart 16.1B.

Section 16.1-B REVISED (revisions in Red):

Sec. 16.1-B Grade with Antenna (other than pole top)

Grade is measured from the ground line to the attachment in question. The average grade of the top position on a pole and other pertinent attachment information shall be assumed to be as follows (the top conductor is not necessarily at the same height):

Pole Ht	Top Grd	Ft in Grn	Sup p	Safe Clea	Safe Clear	Comm on	Use Ft
		d	Stru	r	Antenn	Area	
			c		as		
30'	25'	5'	16'	4'	2'	27'	3'
35'	30'	5'	18'*	4'*	2'	29'	6'
40'	34'	6'	18'	6'	2'	32'	8'
45'	39'	6'	18'	6'	2'	32'	13'
50'	43'	7'	18'	6'	2'	33'	17'
55'	48'	7'	18'	6'	2'	33'	22'
60'	52'	8'	18'	6'	2'	34'	26'
65'	57'	8'	18'	6'	2'	34'	31'
70'	61'	9'	18'	6'	2'	35'	35'
75'	66'	9'	18'	6'	2'	35'	40'
80'	70'	10'	18'	6'	2'	36'	44'
85'	75'	10'	18'	6'	2'	36'	49'
90'	79'	11'	18'	6'	2'	37'	53'
95'	84'	11'	18'	6'	2'	37'	58'
100'	89'	11'	18'	6'	2'	37'	63'

*Per Clearance Requirements

The above numbers are to be used as a guideline, but are subject to change based upon actual field conditions. See the exhibit on **Page 16-3** regarding how cost allocation is affected by changes in shared space. (Revised August 2007).

SOUTHERN CALIFORNIA JOINT POLE COMMITTEE
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September 15, 2009

A meeting of the **Routine Revision Committee** took place on the above date, at 9:00 a.m., at the Committee office. Those in attendance were:

Ms. Shawn Henderson – AT&T Mobility
Mr. Dennis Walls – City of Los Angeles
Ms. Lynn Prescott – Verizon California
Mr. Larry Chow – Southern California Edison
Mr. Robert Wolfe – AT&T California
Mr. Steve Rodriguez – T-Mobile USA
Ms. Paula Haney – NextG Networks
Mr. Cory Autrey – Sprint-Nextel
Mr. Don Beckermann- MCI Comm (teleconference)
Ms. Debra Okano – AT&T Mobility (teleconference)
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff
Ms. Jennie Corella – Committee Staff

Ms. Henderson opened the meeting and the addressed those items that were slated to be discussed exclusively from the previous ad hoc meeting.

Therefore, the fist issue for discussion is **Item 1343: Section 4.1 – Review of Process.** Mr. Chow reported that SCE is of the opinion that this issue continues to be a concern. He added that SCE and other members are of the opinion that the current penalty for unauthorized attachment is too lenient and requires a stiffer penalty. He added that initially SCE proposed a revision to this section that would increase the penalty. He further added that his stance on this issue is to continue to work on a resolution, however, he would like further input from the ad hoc members.

Mr. Autrey remarked that Mr. Wolfe suggested a two-tier penalty. One if one pole is merely overlooked, versus a blatant unauthorized attachment of a line of poles.

Mr. Walls inquired into the objective of this issue.

The objective is to arrive at a deterrent toward unauthorized attachment.

Mr. Chow stated that SCE's position on this issue remains the same in that a greater penalty to act as a greater deterrent for unauthorized attachment should be implemented.

The consensus is to compile dialogue taken from previous meetings, pertaining to this issue, and include it on the agenda of the next meeting.

Item 1446: Section 4.0 Review and Interpretation, is connected to the previous issue and would be discussed further at the next meeting.

The next issue for discussion is **Item 1472: Pole Replacement Requirement**. This issue pertains to the SCE pole replacement requirements. Mr. Chow reported that he is not aware of when another meeting is scheduled. He added that in conversations he has participated in, SCE continues to prefer to handle their pole replacements.

Ms. Prescott inquired if SCE is engaging contractors to replace their poles. Mr. Chow responded that SCE is moving toward utilizing SCE employees for these tasks.

Ms. Prescott added that if SCE is engaging contractors to replace poles could her organization schedule an SCE approved contractor to handle the task and expedite the process.

Mr. Chow responded that if a contractor is to replace SCE poles, that contractor must be engaged by SCE to replace the pole(s). Therefore, the liability, and other non-joint pole issues are the responsibility of SCE.

Mr. Rodriguez stated that in some instances the pole is not SCE based. Mr. Chow responded the contractor rule applies to SCE facilities on a pole as well.

Mr. Rodriguez remarked that the method in which SCE is handling their pole replacement projects is infringing on the process in which T-Mobile operates their business transactions. He added that he is not clear on this issue and continues to have questions and concerns on behalf of T-Mobile.

Mr. Chow responded that he would continue to address this issue with the correct parties within his organization.

Mr. Wolfe inquired of Mr. Chow as to what the need and purpose of pole replacement control is for SCE. He inquired if it is an SCE policy or a bargaining unit issue?

Mr. Chow responded that to his knowledge, it is not a bargaining unit issue, however, he added that in the future in all possibility, it could be so.

He added that the order in which poles are to be replaced within SCE is by a priority system. There are levels of priority.

Mr. Prescott stated that members are concerned where in the SCE priority system they are placed. She added that the pole replacement time could equate to nearly three years.

The members discussed the need for SCE to arrive at a better scheduling method to allow members to achieve their time frames and client commitments. Mr. Rodriguez stated that members need parameters to work with.

Mr. Chow stated that SCE could give a time frame to the members, but it might be a time frame that is not satisfactory to the members.

Ms. Haney responded that it must be a workable and reasonable time frame. She added that members are required to pay a fee to expedite their order and in her opinion this is not equitable.

Mr. Chow responded that there is a cost to removing a work order out of schedule and placing it higher on the schedule. Therefore, the cost is assessed to that specific member requiring a change in the work order schedule.

The members discussed extensively the expediting process and fee imposed by SCE to members to pull a work order out of sequence and address it.

The consensus is that the members would review their respective process in regards to pole replacement requests to SCE.

The next issue discussed is **Item 1483: Section 16.1-B, 3.15, 2.7-I Revision**. This issue addresses the two feet antenna safety clearance zone. The ad hoc has been creating an example JPA, verbiage and associated diagrams to address the antenna two-foot safety clearance zone. The members reviewed the original diagrams and examples. They discussed revising the diagrams, and agreed that two diagrams would be required (see attachments).

The members then discussed and reworked the JPA example 14 and associated verbiage.

At the last meeting the members agreed that the term, “RF” would precede “safety clearance zone”, when referring to the antenna SCZ to differentiate from the electrical SCZ. Mr. Rodriguez suggested using the term, “antenna” instead of “RF”. The members agreed with Mr. Rodriguez and Sections 3, 4 and 16 have been revised to address the antenna SCZ and differentiate from antenna and electrical SCZ.

The consensus is to word-search the Routine Handbook and those sections that refer to SCZ would be edited to have the verbiage, “Electrical or Antenna” preceding SCZ.

The ad hoc agreed to table Items 1488, 1489 and 1491.

Under miscellaneous items Mr. Wolfe proposed to add an item number to the issue of “PTD of Composite Poles”. Item 1494 has been assigned to this ad hoc committee.

Review of action items:

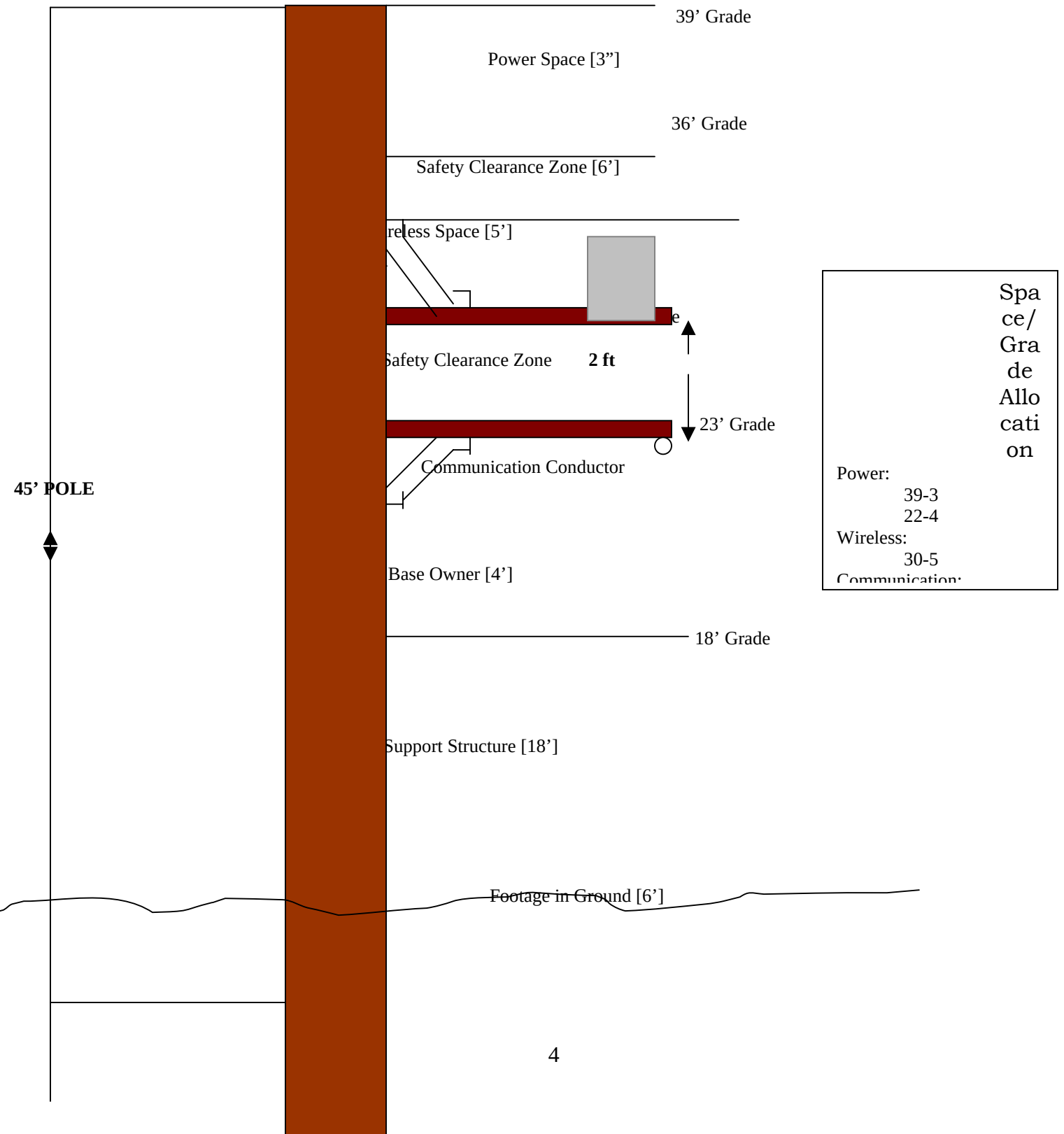
- Mr. Chow to provide data for Items 1343 and 1446.
- JPC office word-search Routine Handbook
- Ms. Prescott to present ATC process for node and fiber replacement to ad hoc.
- JPC office to create definition for Antenna Safety Clearance Zone

The meeting adjourned at 12:15 p.m., and will meet in October 2009.

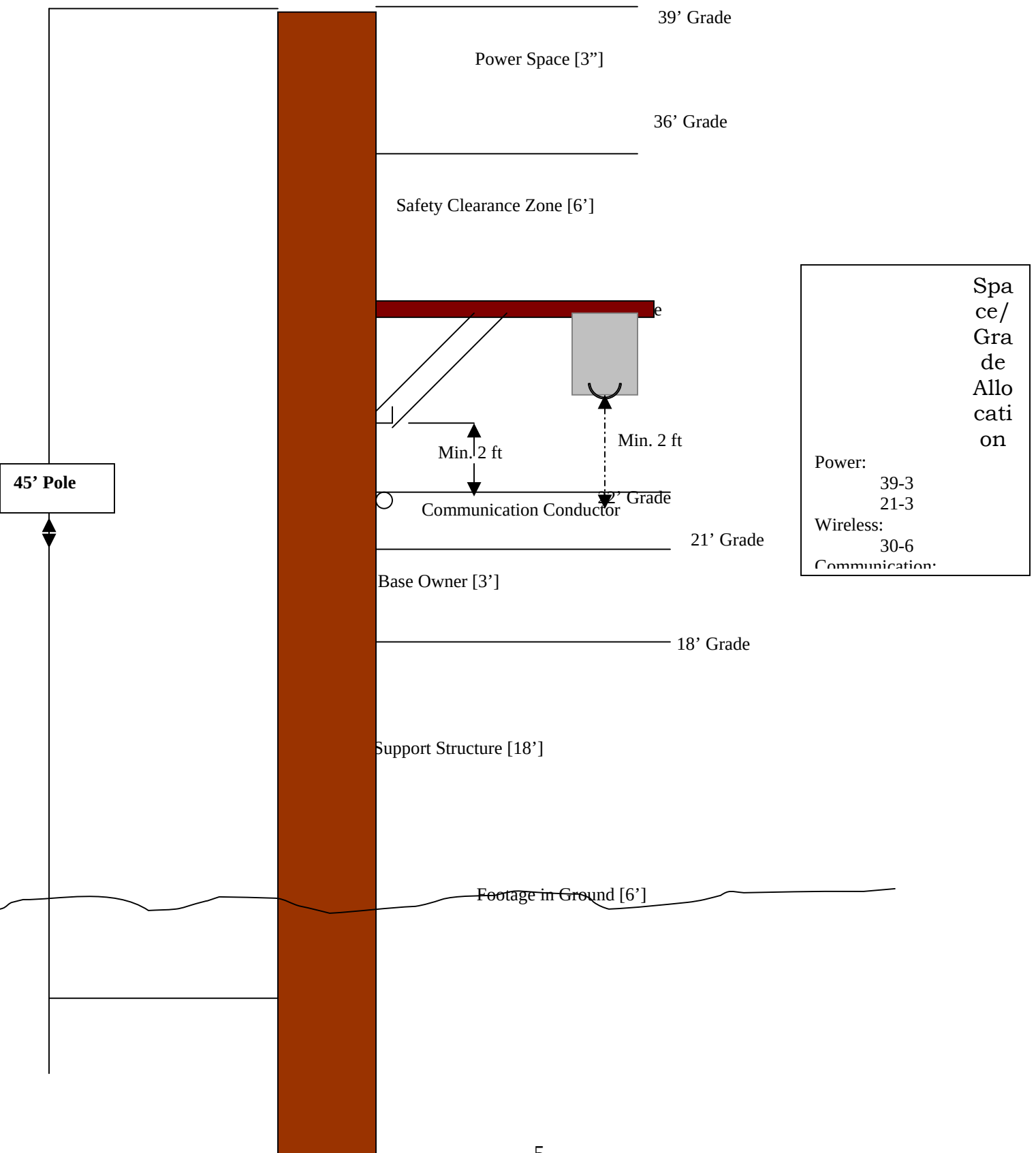
Jennie Corella, Manager of Operations

Attachments

This example shows a 45' with space allocated per the chart in Section 16.1B of this Routine Handbook. For purposes of this example there is one power Member, one communication Member and one wireless Member involved on the pole. Power Member is the base owner.



This example shows a 45' with space allocated per the chart in Section 16.1B of this Routine Handbook. For purposes of this example there is one power Member, one communication Member and one wireless Member involved on the pole. Power Member is the base owner.



PRELIMINARY-JOINT POLE AUTHORIZATION
2' Antenna Safety Clearance Zone
EXAMPLE 15

Refer to Example 14-B

This transaction shows U3 to purchase and place arm and antennas. The 2' antenna safety clearance required per G.O. 95, Rule 94 is met in the field.

Refer to glossary

(1)

(2)

(3)

(4)

(5)

SOUTHERN CALIFORNIA JOINT POLE COMMITTEE
437 So. Cataract Ave. Unit 3
San Dimas, CA 91773
Phone (909) 592-4001

October 13, 2009

A meeting of the **Routine Revision Committee** took place on the above date, at 9:00 a.m., at the Committee office. Those in attendance were:

Ms. Shawn Henderson – AT&T Mobility
Mr. Scott Hunter – City of Los Angeles
Ms. Lynn Prescott – Verizon California
Mr. Larry Chow – Southern California Edison
Mr. Robert Wolfe – AT&T California (teleconference)
Mr. Steve Rodriguez – T-Mobile USA
Ms. Paula Haney – NextG Networks
Ms. Lupe Hernandez – AT&T Local Serv/AT&T Comm.
Mr. Cory Autrey – Sprint-Nextel
Mr. Randall Starkey – Time Warner Cable (teleconference)
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff
Ms. Jennie Corella – Committee Staff

Ms. Henderson opened the meeting at 9:15 and she addressed the first item on the agenda, **Interpretation of Routine Handbook-Status of Foreign JPAs**. Ms. Hernandez commented that she is now the representative for AT&T Local Services. She added that she is receiving JPAs on the status JPA list in her new position that she responded to in her previous position. Therefore, she stated that she would be returning the JPA list noting that the JPAs have been addressed. She further added that she had spent extensive time researching the JPAs at her former place of employment. She requested that SCE research their files to determine if some JPAs have been addressed prior to sending out the status list. Mr. Chow responded that he would relay this information to Ms. Goetz.

The second issue on the agenda is Compliance with Routine Handbook. Ms. Hernandez stated that the two-step process has been created, and that the ad hoc is to arrive at a process for arbitration. She further stated that when the two-step process was discussed at the Board meeting, a member proposed adding further steps to the process, and greater clarification. She added that there was a suggestion that a page be added to the web site where members are able to post their issues, comments and concerns in regards to non-compliance.

Mr. Autrey stated that the intent of the ad hoc was to create a non-rigid process and less defined. If members are experiencing a non-compliance problem, they could bring their concerns to the board meeting, and the members would discuss the issue on a case-by-case basis in an attempt to resolve the problem.

Mr. Rodriguez stated that he had suggested creating a web page to allow members to post their concerns.

Ms. Hernandez questioned if any members are currently experiencing the problem of non-compliance. Mr. Chow responded that, currently, SCE is not experiencing a great deal of non-compliance issues.

Ms. Hernandez stated that according to her recollection the original driver for this issue is the dual-poles in the field. She added that Cal-Trans had called to the attention of Pac Bell that the SCJPC was not following the Routine Handbook in regards to PTD. Ms. Prouty, the H representative at that time brought this to the attention of the committee, therefore, leading to an agreement that the issue of members not complying with the handbook required discussion and resolution.

Mr. Rodriguez stated that the objective of posting issues on the web site is to identify a repeat pattern experienced by any other members, than one or more members might bring the issue to the table for discussion.

Ms. Prescott responded that she would be hesitate of allowing members to post their issues on the web in that the members might expect an immediate response to their respective concerns.

Mr. Autrey stated that it appears to him that members are hesitant to identify a member in non-compliance.

Ms. Corella stated that in past discussions, members have agreed that the JPC is not a policing entity and that members are accountable and obligated to abide by the handbook and other governing documents.

Ms. Hernandez added that it would eventually evolve into policing.

Ms. Prescott stated that with the implementation of the mandated pole inspections, this too would eventually evolve into policing.

Mr. Chow stated that it should not be expected that any member police any other member. He added that for all SCJPC members, the policing authority is the CPUC.

Mr. Autrey stated that in his opinion, the two-step process suffices, and questioned if it is prudent to concentrate in length on this issue when he does not see any urgency.

Mr. Rodriguez stated that the new CPUC decisions might require a process to address non-compliance in a timely manner. Ms. Haney added that the time frame is ten days. Mr. Rodriguez added that the web page could serve as a vehicle to communicate to members that there is a discovery that they are not in compliance and provide a teamwork relation amongst members.

Ms. Haney stated that NG has created an email process to communicate with other members of infractions discovered during their inspection process.

Ms. Hernandez stated that this ad hoc is addressing pole inspections, which should be discussed at either Authorized Costs ad hoc– pole inspection items, or Pole Loading ad hoc - communicating pole inspections data to one another.

Ms. Prescott proposed delaying the non-compliance issue until the pole inspection issues are addressed at their respective ad hoc committees of Authorized Costs and Pole Loading. If there were any non-compliance issues, it would be discovered during the pole inspection phase.

It was agreed to assign an item number to this issue. **Item 1495: Pole Inspections** has been assigned to this ad hoc committee.

The third issue on the agenda is **Item 1343: Section 4.1 – Review of Process**. Mr. Chow reported that he compiled verbiage taken from various meetings that pertained to unauthorized attachments, and placed them chronologically, onto one document (see attachment). He reported that earlier in the year, this ad hoc arrived at a version that tentatively was accepted by the ad hoc members (please refer to attachment date: 3/10/2009-Routine Revision). There are sample calculations on the following page reflecting the costs when a UA (unauthorized attachment) member purchase at the year the pole was set versus the current year. He added that the consensus within the ad hoc is that a stiffer penalty for UA is necessary to deter non-compliance.

Mr. Chow stated that in regards to 4.1 noted in error, SCE has revised their process to research and communicate if an UA is a 4.1 or not. SCE has taken extra steps with the last step involving contacting the other member. He added that speaking to the high desert district, the process is working to the satisfaction of Verizon California. The Verizon authorized signature would approve 4.1 being aware that a field meet has transpired. Verizon and SCE are at a comfortable status in this situation.

Mr. Wolfe inquired if there is a difference between hard-line facilities and service wire drops.

Mr. Chow responded that at this time there is not, however in terms of AT&T California this is a concern that can be addressed. He added that there has been discussion in regards to a 2-tier system for classes of facilities. If it is discovered that a service drop is discovered UA the agreement is that this is a 4.1, but the costs would be based on the old method (year set cost). He added that this could be the process for a 2-tier system. He added that the 2-tier method could also be applied as is 7.3 and 7.11 taking years of membership as a factor.

Ms. Hernandez questioned Mr. Wolfe if his concern for differentiation between cable and service wire is due to the loading factor.

Mr. Wolfe responded partly, and that H does not maintain records of their drop wire poles, nor do the tech interact directly with engineers when they are placing service wire. He also added that service wires are many times misidentified. He added that he would not accept idle hardware, since there was something there, but there is nothing there today. He added that this is an SCE issue.

Mr. Chow responded that he does not agree that this is only an SCE issue. This is a joint ownership issue, and that it appears that SCE is the only member with a verification program in place. He added with the recent regulatory activity these are issues that the commission would like performed by all utilities.

Mr. Wolfe stated that in afterthought, this is not just an SCE issue, and agrees with the new regulatory activity this concerns all utilities.

Mr. Chow stated that the SCE program is compliance driven as well as being a facility base utility, there is the responsibility to monitor and ensure things are maintained. He added that this process is not a great revenue generator.

Ms. Hernandez stated that although the service drop does not greatly impact wind loading, a member is using one foot of space at no cost. Therefore, she inquired why a 2-tier method is being entertained? The one-foot is UA in her opinion. She added that the

members could agree on a 4.0. She reiterated that a 2-tier is not necessary and could further complicate UA.

Mr. Chow stated that when he was at Verizon California, in regards to service drops, Verizon has the same issues as Mr. Wolfe stated earlier. He added that today, with newer people coming on board, there should be defined guidance to aid them in terms of what sections to utilize and what applies. This is why Mr. Chow would support a 2-tier system or clearer definitions of 4.0 and 4.1.

Mr. Autrey stated that there are clear definitions for free attachment in the Routine for service drops and when required to purchase or not. He added that all situations require the initiating of a JPA. He questioned if the 2-tiers would be for just two scenarios, or could this evolve into multiple tiers. He stated that if you are UA there is always option to negotiate a 4.0 rather than 4.1.

Mr. Chow stated that historically, Mr. Wolfe proposed the penalty to have the UA member purchase at the YEAR SET COST, and the 50% penalty based on the CURRENT YEAR COST.

Mr. Chow stated that in researching the historical minutes, the ad hoc agreed that the penalty would be equally credited to all joint members.

In summation, Mr. Chow stated that the question is whether to implement a 2-tier system or maintain.

Mr. Hunter stated that in regards to DWP and service drops, it is defined from a weather head to a pole, any other pole(s) after that is a span of secondary. He added that he would support a 2-tier in reference to service drops.

Mr. Autrey stated that UA has been an issue for a very long time, and questioned if there are many UAs.

Ms. Baccus responded that there are some UA JPAs, but not an overabundance.

Mr. Hunter commented that it could be new installations

Mr. Wolfe stated that he as DWP would support a 2-tier system. He added that he noted questions and suggestions from the ad hoc members. They are as follows:

- 2-tier system (Y/N).
- 4.1 drop wire from year set plus 50% penalty.
- 4.1 cable/guy year set plus 50% current cost.
- 4.1 written by the owner of the transgressing facility – if drop wire 4.0-4.1 cable/hardened facility year set plus penalty based on current costs.
- Agree changes to 4.1 align with 7.7 and 5.1-b/5.4.

Mr. Chow inquired if Mr. Wolfe could get the above-mentioned concerns to the ad hoc members prior to the next meeting. He added that the document containing historical minutes discussions starts at February 2006 to the most recent discussion on 4.1, and asked the members to review the document to gain an understanding of the evolution of this item number.

Item 1446: Section 4.0 Review and Interpretation was next for discussion. Mr. Chow stated that he noted issues in regards to this item (see attachment II). He added that originally SCE brought this issue to the table. Their issue is when a member issues a 4.0 to another, at what point in time is it considered too long for finalizing the JPA. There are instances when the JPA becomes four to five years old. In the interim the pole(s) have been replaced. The member that issues the 4.0 has not paid for the replaced pole. He questioned as how would this problem become rectified, and should it get rectified? He added that the member is authorized to be on the pole since they initiated the JPA, but in his opinion the member is not a joint owner until finalizing the JPA, which results in payment for the pole space. He further questioned that when in the four to five year time frame, does it become a UA?

Mr. Wolfe responded that in his opinion, it does become a UA after eighteen months.

Mr. Chow stated that in his research of the historical minutes, there was discussion on this subject of at what point in time does the 4.0 defaults to a 4.1, and when a member finalized another members initiated JPA, and originally was a 4.0 could not revert to a 4.1.

Mr. Hunter questioned the causes for the delay in billing the JPA.

Mr. Wolfe commented that there is no reasonable excuse for not finalizing a JPA.

Mr. Hunter agreed and added that space is being held that perhaps another member desire, but is unable to attach.

Mr. Wolfe added that when the work is complete, the JPA should be finalized within 18 months.

Mr. Rodriguez responded that in the wireless world, 18 months is not sufficient time. He added that it takes about two years to get entitlement, so the wireless members are unable to construct.

Mr. Wolfe suggested that if the wireless members in the two-year interim discover that they will not utilize the pole space, to relinquish it since it is a small portion of construction expense.

Mr. Rodriguez questioned if Mr. Wolfe is suggesting finalizing JPAs prior to construction?

Mr. Wolfe responded in the affirmative.

Ms. Hernandez stated that per section 18.1 – D the 18 months noted in this section refer to 18 months from time of construction.

Mr. Chow stated that from issue date construction should commence prior to 18 months.

Mr. Wolfe suggested noting in the section to relinquish after 24 months of issue date, if construction has not commenced unless construction is still contemplated.

Mr. Autrey stated that there is more costs expensed in construction planning than just the purchase of space, and the suggested proposal is not feasible for wireless.

Mr. Wolfe stated that there are obligations that if you reserve space to construct you enter into ownership.

Mr. Chow stated that he agrees with Mr. Wolfe and Mr. Hunter that an open time frame for finalizing 4.0 is unacceptable from an owner's perspective. He added another option is not to allow reservation of space unless the purchasing member is absolutely sure of the construction that is when you have all entitlements and other necessary documents. .

Mr. Rodriguez responded that this concept would not lend itself to the wireless members.

Mr. Chow responded that there has to be an equitable solution to this issue.

Ms. Prescott stated that where there is construction and no 4.0 issued, in her opinion is a greater problem than finalizing JPAs. If you initiate a JPA you are an owner.

Mr. Wolfe responded that until you finalize the JPA you are not an owner on record.

Ms. Hernandez stated that the JPA is a pending JPA even if you are not an owner on record.

Mr. Hunter responded that until the JPA is finalized one couldn't finalize subsequent JPAs that follow. The holdup is sometimes five to six years later.

Mr. Wolfe reiterated that by reserving the space by finalizing the JPA is the right thing to do.

Mr. Rodriguez stated that paying a reservation cost up front is not a problem, but paying for all the other costs of construction does not sound reasonable if the work would not be done for two years. Perhaps a 2-tier system is the answer.

Ms. Haney stated that she is certain that her organization would not agree to costs for construction that has not yet transpired.

Mr. Wolfe responded that leaving JPAs floating is clogging the system and this is not the original SCJPC design, or to instill an automatic cancellation.

Mr. Chow stated that reserving space, and inhibiting other members from using the space, and this includes fellow wireless members, there should be an associated cost up front.

Mr. Rodriguez responded that it should not be the full cost, and added that in H all poles, it is most likely to be a pole replacement.

Mr. Autrey stated that he understands a cost to reserve space, but he does not comprehend paying the entire cost up front prior to construction.

The members discussed the difficulty for the wireless members and the problems for the base owners.

Ms. Hernandez stated that the bottom line is that only 4.0 could be final billed and no other actions.

Mr. Chow stated that he is of the opinion that the JPA should be finalized and paid for regardless of the action, and not allow the space to be held. He suggested creating a section that specifically addresses reserving space. The caveat would be a member could reserve space on 100 poles, and must initiate a JPA to reserve space. However, when they construct and finalize the JPA that the JPA is accompanied with a check for space, rearrangements, replacements, and all activity associated with the JPA.

Mr. Rodriguez responded that the delay is not always entitlements, but many times power issues.

Mr. Autrey questioned if there are many JPA cancellations?

Mr. Rodriguez stated that he is in agreement with a reservation cost up front, but would not support all construction costs up front.

Ms. Prescott suggested initiating a JPA with all proposed information on it as done today and have a section on the JPA that is an admin fee per pole for reservation and tracking poles. She questioned how the admin fee would be disbursed?

Mr. Wolfe responded that it would be credited as costs are today.

Ms. Prescott proposed paying the base owner for simplicity.

Mr. Wolfe proposed paying the reservation costs up front, than when finalizing capture all other costs.

Ms. Prescott stated that the wireless members would like very much to move things along and finalize. She added that she is not opposed to an admin fee to those joint members that are encumbered by the tracking of the outstanding JPAs. The fee could be imposed after six months, and every six months thereafter.

The members continued to discuss the issues and concerns in regards to old outstanding JPAs.

Mr. Chow referred to page 18 (9-09-08) as an important dialogue in regards to 4.1.

The consensus is that this issue is not closed and requires additional discussion.

The next issue for discussion is **Item 1472: Pole Replacement Requirement**. This issue pertains to a meeting between the SCE IMS group and the members in regards to the SCE pole replacement program. Mr. Chow stated that he is in the process of coordinating a meeting. It was agreed to table this item at this time.

The next issue discussed is **Item 1483: Section 16.1-B, 3.15, 2.7-I Revision**. Ms. Corella reported that the routine handbook word search was assigned to the JPC office. The word search is for *safety clearance zone*, if discovered must be preceded with *electrical* or *antenna*. The project is not complete at this time.

Ms. Baccus has created a definition to add to the glossary for *antenna safety clearance zone*. She questioned where in the glossary would the members prefer to list the definition. The members reviewed and discussed the definition and made revisions (see attachment III).

Lastly, this item number includes the associated diagrams and JPA example associated to antenna SCZ. The members reviewed the diagrams and example JPA. The members discussed the diagrams and the examples. The consensus is to use one diagram to associate with the SCZ example. The example and diagram would be on the October Board agenda.

The seventh issue on the agenda is **Item 1488: Pole Class Field on Pole Record**. Mr. Chow commented that there would be a delay in this project within his organization in that there is a problem with historical data in the new SCE system. Ms. Hernandez stated that noted the pole class on pole records is for those pole sets moving forward. After discussion it was agreed to place this item on the Consent calendar of the next meeting.

The next topic for discussion is **Item 1489: Assignment of Space resulting from rearrangement**. Ms. Baccus stated that it was agreed that when a JPA is received in the JPC office, and a foot of space is lost or gained as a result of rearrangement, the JPC staff is to bill as approved. It is incumbent on the members to identify if they are gaining or losing space, and if they do not agree the JPA is not to be approved, if there is no problem they approve the JPA. The JPC staff would no longer concern themselves with this issue if the JPA were fully approved. The members discussed the JPA alert and agreed to place the JPA Alert verbiage on the Known Items October Board agenda as an informative to members.

Item 1491: Form 49 Reformat was next on the agenda. It was agreed to have the form title changed to read, “Tracer/Multi-party router “, and the title noted as such in section 18. However, it was also agreed that the body of the form requires revision and/or reformatting. Ms. Hernandez stated that she would work on revising and reformatting the form.

The last issue on the agenda is **Item 1494: PTD of composite poles**. Mr. Wolfe stated that he is proposing that the member who set the pole should be the member to PTD the pole and not those attached joint members. He added that this proposal is driven in part by the fact the AT&T California is not prepared to handle and dispose of this type poles. He added that it is very likely that the members that purchase these poles have made arrangements with the vendors to recycle them if applicable.

Mr. Chow responded that he is not aware of any special disposal being required and would research within his organization how these type poles are disposed. He added that this proposal would require researching the costs to return to the site to dispose of the pole. He further added that the current method of the last party off the pole being responsible to PTD the pole is that it is the most cost-effective method to all joint parties. He stated that he would research this proposal within his organization.

There are no miscellaneous items.

Review of action items:

- New item for this ad hoc: Item 1595: Pole Inspections, and Item 1496: Inaccessible Pole Removal.
- Mr. Wolfe to email list for Item 1343 (4.1) to Ms. Corella to be distributed to ad hoc members.
- Mr. Chow to arrange meeting for Item 1472: Pole Replacement Requirement.
- JPC office to word search “SCZ” in Handbook.
- Ms. Hernandez to reformat Form 49-Item 1489:Form 49 Reformat.
- Item 1483: Discussion calendar
- Item 1488: Consents calendar
- Item 1489: Known Items

The meeting adjourned at 2:00 p.m., and will meet in November 2009.

Jennie Corella, Manager of Operations

ATTACHMENT

ITEM 1407: PROPOSED REVISION TO SECTION 4.1 (02/08/06)

02/08/06 – Routine Revision Ad Hoc

Item 1407: Proposed Revision to Section 4.1, was discussed next. SCE is proposing additional verbiage for this section (see attachment). Mr. Chow stated that in today's environment, it appears that the purchase of interest into a pole, and the 50% penalty is not an effective deterrent to discourage unauthorized attachments. Therefore, SCE is proposing the additional language and a \$500.00 penalty. Ms. Haney stated that in Verizon's experience with Section 4.1, there have been many instances that after field verification, it is discovered that this is an erroneous charge, and it is not Verizon's plant. SCE corrects the error; however, Verizon is not reimbursed the expense of the field verification due to SCE error. She further stated that if members chose to treat one another punitively, then, Verizon should charge SCE for the additional expense incurred by Verizon, due to SCE error. Mr. Chow responded that the penalty is in line with the CPUC Pulsifer decision of the \$500.00 unauthorized attachment penalty. Ms. Hernandez responded, that years earlier, Mr. Solorzano attempted to implement the \$500.00 penalty into the Routine. However, the consensus among the members, at that time, was that the penalty should not be imposed among members. Ms. Corella stated that in her recollection, Mr. Solorzano was of the opinion that the CPUC would misconstrue this as handling members differently than non-members. The CPUC would interpret this as the JPC acting as a good old boys club. Ms. Hernandez questioned if SCE is discovering many Section 4.1's. Mr. Chow replied that SCE encounters many unauthorized attachments that are member's plant. He further stated that he would not name the violating members. Ms. Haney stated that in representing Verizon, she would propose a penalty to those members that erroneously final JPAs causing Verizon to incur expenses by the need of field verification. Mr. Chow responded that Section 4.1 currently has an illegal attachment penalty. However, SCE is merely attempting to place a greater penalty that would create a greater financial impact on the violators, thus, discouraging illegal attachments. The consensus is that each individual member would track the occurrences of Section 4.1 JPAs received by each member.

Attachment:

4.1 Unauthorized Attachment

Each case requiring joint ownership in a pole shall constitute an unauthorized attachment if the Member making such attachment **begins construction and** fails to initiate Form 2 Joint Pole Authorization. Said Member shall be required to purchase interest at **the current year (regardless of the year set of the pole)** structural value and pay an added **\$500 per pole penalty** as per date Form 2 Joint Pole Authorization is issued.

03/16/06 – Routine Revision Ad Hoc

Item 1407: Proposed Revision to Section 4.1, was discussed next. SCE has created additional verbiage to add to this section (see attachment). From the previous ad hoc meeting, SCE was to track the number of occurrences, where members were attached unauthorized. Mr. Solorzano reiterated that, many instances it is obvious that the member is not intentionally unauthorized, and that information has been omitted from the JPA. The intent is for those members that are intentionally unauthorized, and are operating their business as usual, but do not initiate the JPA to get the pole(s) on record. Mr. Solorzano stated that SCE is working on a desktop procedure to work in tandem with this revised section. Ms. Haney proposed tabling this item until the SCE desktop procedure is complete, and the members have the opportunity to review it. Mr. Solorzano reported that the procedure would be complete by the following Tuesday. He would then forward the procedure to the members. This would give the members an opportunity to review the procedure, and if they were in agreement prior to ten days before the meeting, Mr. Solorzano would propose to place the revised section on the following discussion Board agenda. Ms. Prouty clarified that even with Board approval this item would not become effective until January 2007. It was agreed to table this item at this time.

Attachment:

4.1 Unauthorized Attachment

Each case requiring joint ownership in a pole shall constitute an unauthorized attachment if the Member making such attachment **begins construction and** fails to initiate Form 2 Joint Pole Authorization. Said Member shall be required to purchase interest at **the current year (regardless of the year set of the pole)** structural value and pay an added **\$500 per pole penalty** as per date Form 2 Joint Pole Authorization is issued.

05/02/06 – Routine Revision Ad Hoc

Item 1407: Proposed Revision to Section 4.1, was discussed next. At the previous meeting, SCE committed to sending the members a desktop procedure for unauthorized attachment. Mr. Chow reported that the group at SCE handling this issue has not completed the documented process. This item is to remain open at this time.

06/20/06 – Routine Revision Ad Hoc

Item 1407: Proposed Revision to Section 4.1, was discussed next. At a prior meeting, SCE stated that they would submit their desktop procedure to the ad hoc for review and discussion. Mr. Chow reported that the department handling, and creating the process has not completed the project. He added that Mr. Solorzano has reviewed several drafts, and returned them to the parties responsible for further re-work. He stated that when a satisfactory draft is submitted, and approved by Mr. Solorzano, SCE would submit a copy to the ad hoc for review. This item is to remain open at this time.

06/20/06 - Routine Revision Ad Hoc (as dated on SCJPC website)

Ms. Prescott opened the meeting at 10:30 a.m. There is currently, only one agenda issue and that is **Item 1407: Proposed Revision to Section 4.1.** This pertains to unauthorized attachments. SCE is proposing revisions to this section (see attachment). Ms. Prouty stated that it appears that this proposal is imposing a double penalty. She added that instead of purchasing structural value at the cost of the year set, the member must purchase at the current year structural value. This in itself is a penalty, and to implement an additional \$500.00 per pole penalty fine, equates to a member imposing a double fine. Ms. Thomas, and Ms. Hernandez agreed that it appears as though members are double penalized, and agreed with Ms. Prouty. Ms. Prouty added that AT&T California would support one of the two above-mentioned penalties, but not both.

Mr. Chow replied that upon his return to his organization, he would review and research this issue further. He added that he would inquire if there were any possibility of maintaining the purchasing structural pole value at the year set, and not at the structural value of the current year.

This item is to remain open pending on the results acquired by Mr. Chow from his organization.

Attachment:

4.1 Unauthorized Attachment

Each case requiring joint ownership in a pole shall constitute an unauthorized attachment if the Member making such attachment **begins construction and** fails to initiate Form 2 Joint Pole Authorization. Said Member shall be required to purchase interest at **the current year (regardless of the year set of the pole)** structural value and pay an added **\$500 per pole penalty** as per date Form 2 Joint Pole Authorization is issued.

09/14/06 – Routine Revision Ad Hoc

Ms. Prescott opened the meeting at 9:15 a.m. The one issue on the agenda is **Item 1407: Proposed Revision to Section 4.1.** This item is pending on action from SCE, however, Mr. Chow stated that his organization is not ready to report on this issue at this time.

11/14/06 – Routine Revision Ad Hoc

The first item on the agenda is **Item 1407: Proposed Revision to Section 4.1.** Ms. Prescott inquired if SCE has submitted the SCE desktop procedure pertaining to this item for committee review. Mr. Chow responded that he believes he emailed it to Ms. Corella. Ms. Corella responded that she did not receive the email. Mr. Chow stated that he would send the procedure document to Ms. Corella to distribute to the members. This item would remain open into the next year.

01/09/07 – Routine Revision Ad Hoc

Ms. Prescott opened the meeting at 12:05 pm, and addressed the first item on the agenda, **Item 1407: Proposed Revision to Section 4.1.** Ms. Prescott queried Mr. Chow if he had the SCE desktop procedure pertaining to this issue. Mr. Chow stated that he is under the

impression, that he emailed Ms. Corella the documents. Ms. Corella responded that she did not receive any documents on desktop procedures. Mr. Chow added that he would send the procedures to Ms.

Corella upon returning to his office.

02/13/07 – Routine Revision Ad Hoc

Ms. Hernandez opened the meeting at 9:10 am, and addressed Item **1407: Proposed Revision to Section 4.1**. Ms. Hernandez questioned Mr. Chow if he had the SCE desktop procedure pertaining to this issue. Mr. Chow responded that he would contact his office and would have the procedures document to the members prior to the next meeting. Mr. Chow stated that at the previous meeting, there was discussion that the \$500.00 penalty was too punitive. However, he added that SCE is of the opinion that the fee is equitable in regards to what is entailed when handling unauthorized attachments, and those entities that are truly attached illegally. Ms. Hernandez responded that she recollects the discussion, and agrees that the fee appears equitable. However, there are too many instances when members are charged unauthorized attachments, and when the suspected offending member researches the

JPA, it is discovered that they are not illegally attached. It is discovered that the offending entity is not attached at all, it is a tenant, or they are legally attached according to their respective records. Ms. Haney added that the research process of this transaction is an unnecessary cost to

the other party. Mr. Chow responded that all members, in the course of processing JPA's, are expected to research any suspected discrepancies. He added that SCE researches all Form 7's resulting in expensed resources that are not recovered. Ms. Haney reiterated that it appears the suspected violating member has the burden, and expense of proving that they are not unauthorized. M. Goetz questioned the percentage of such occurrences. Ms. Prouty responded that the rate in which this situation occurs is often enough to warrant serious consideration, and discussion before approving the \$500.00 penalty.

Ms. Hernandez added that the ad hoc is requesting the SCE desktop procedure currently utilized by SCE for identifying unauthorized attachments. After the ad hoc has reviewed, and approved this document, then the ad hoc would move forward with this issue. This item would remain open at this time.

03/13/07 – Routine Revision Ad Hoc

Ms. Hernandez opened the meeting at 9:05 am, and addressed Item **1407: Proposed Revision to Section 4.1**. Mr. Chow has provided the ad hoc members with a copy of the Surveillance Inspector Desktop Procedures. He stated that when an inspector identifies an illegal attachment, they follow the desktop procedures. He led the members through the process, and explained how every step of the procedure is handled. Ms. Prouty referred to a JPA that her office received reflecting that H was unauthorized. After some research it was discovered that H was not illegally attached but the cable was either E communication, or another utility. Mr. Chow requested a copy of the JPA for his research. He added that inspectors are not able to identify ownership of every piece of equipment;

therefore, there are some errors. However, they are able to differentiate between cable TV, fiber optics, and communication cable.

Ms. Prouty suggested that since H had to expense resources to justify that they are not illegally attached, perhaps a penalty of \$500.00 should be charged to E.

Mr. Chow responded that in his opinion, this issue is another topic of discussion. In the processing of JPAs between members, it is incumbent on all members to verify accuracy of information. He added that all members receive JPA's where inaccuracies are discovered after having expensed resources. In his opinion the error mentioned by Ms. Prouty is an example of an inaccuracy. He added that when E receives JPAs from members requesting to purchase interest, and

E discovers inaccuracies in the documents, he questioned would it then be allowed for E to impose a penalty fine for the E expensed resources. He added that in all fairness, the committee should not allow a penalty for just one type of inaccuracy. If inaccuracy penalties are allowed, then it should apply to every type of inaccurate situation. He added that in his opinion, it would not be fair and

equitable. Ms. Prouty stated that she raised this question, because E added a \$500.00 fee in regards to 4.1. Therefore, in her opinion, H should be compensated for expensing resources to prove they are not in violation. Mr. Chow reiterated that members are not compensated when they expense

resources to prove inaccurate information. Ms. Prouty stated in the instances where H discovers E illegally attached, they do not impose an additional penalty fee, they correct the records. Mr. Chow stated that this proposal is not merely for the benefit of SCE, it would benefit all members. He stated that he is aware that incoming This is a problem for SCE, as well as other members. He added that

the driver behind this proposal is that the current 50% penalty for violating members is not severe enough to impact incoming members. Perhaps, they are working in the 50% penalty in their projected budget. Ms. Hernandez interjected, and stated that originally, she opposed the \$500.00 penalty when she represented SBC, and currently LAC, because both members do not intentionally illegally attach, and she was offended that SCE would propose a \$500.00 penalty. She added that her then opinion was that the SCJPC is a partnership, and members should not penalize one another, and the issue that SCE was in the habit of charging unauthorized attachments habitually when in fact there was no violation. She added that today, she is of the opinion that the current penalty for section 4.1 is no longer a deterrent toward unauthorized attachment. She shared a personal experience in which she overheard a construction personnel remark, when accused of this violation, quoted "so bill me". It appears the benefit of attaching illegally outweighs the unauthorized attachment penalty, since the

incoming member is conducting business and collecting revenue immediately, rather than waiting for the entire JPA process to be completed. She added that she is now of the opinion that this issue requires serious consideration. It appears that the 50% penalty is no longer a deterrent to illegal attachment. The members discussed several scenarios and instances in regards to this issue. The members stated that a majority of Section 4.1 JPAs sent to them from SCE has resulted in reflecting that the joint member is not unauthorized. After extensive discussion, the consensus among the ad hoc members is to clearly identify what constitutes an unauthorized attachment. Prior to further considering this proposal to Section 4.1, the members would clearly document and define unauthorized attachments. It was

agreed that the action for this issue is for Ms. Corella to send the proposed revision to Section 4.1 to all members, and solicit their definition of what constitutes an unauthorized attachment. Under miscellaneous items, Ms. Corella opened discussion on the footer portion of the

Routine Handbook. Currently, when a section is revised, the lower right footer states the revision month and year. Ms. Corella stated that previously, it was agreed that any section revisions would be noted in parenthesis at the end of the section. She suggested rather than stating, “rev. xxx”, to state at the lower right hand footer, “Reviewed month, year”. It was agreed that the lower right hand footer would quote the edition of the handbook, (ex. 2007 Edition). The lower left would quote the date the handbook was reviewed in its entirety.

04/17/07 – Routine Revision Ad Hoc

The first issue on the agenda is **Item 1407: Proposed Revision to Section 4.1**. Prompted from the prior ad hoc meeting, members were emailed with a query for a definition of an unauthorized attachment. Ms. Baccus stated that there is one response from the City of Lompoc, which reads, “any attachment that is not pre-approved by the City”.

Mr. Chow stated that in his opinion, if a hard-fast definition is written for unauthorized attachment, then the flexibility is lost. Since this issue represents many different scenarios. He added that flexibility and workability is lost when rigid definitions are set.

Ms. Goetz stated that what prompted this issue is the method of attaching Altrio Communications had practiced in the past, which resulted in loss revenue to members.

Ms. Prescott stated that members are attaching prior to processing a Form 2. Since the action is not approved, then it is an unauthorized attachment.

Ms. Prouty stated that it is incumbent on members to maintain in their respective databases free attachment information. The JPC office does not maintain this information in their database. Therefore, this scenario is not unauthorized.

Mr. Chow stated that since members do not have access to each other’s database, there is no method of verifying free attachment. This method proves time ineffective.

Ms. Prouty responded that when the freely attached member receives the Form 2, their action is to line out the 4.1 on the JPA.

Mr. Chow reiterated that this method is time ineffective. He added that in his opinion, each individual situation requires some research.

The members discussed definitions for an unauthorized attachment, and the proposed verbiage to the section. The proposed revision to Section 4.1 was agreed upon. The proposed revisions reads as follows, “Each case requiring joint ownership in a pole shall constitute an unauthorized attachment if the Member making such attachment begins construction and fails to initiate Form 2 Joint Pole Authorization or constructs prior to approval of Form 2 Joint Pole Authorization. Said Member shall be required to purchase interest at the current year (regardless of the year set of the pole) structural value and pay an added \$500.00 per pole penalty as per date Form 2 Joint Pole Authorization”. This item would be on the discussion calendar of the April Board meeting. It was decided to create a section for billing directives. This section is titled: “Structural Value of Unauthorized Attachment. It reads, “Structural value is billed at date of Form 2. Penalty will be distributed and credited back to members of record and charged to Member attaching unauthorized”.

04/18/07 – Administrative Board Meeting

Item 1407: Proposed Revision to Section 4.1

Ms. Hernandez opened discussion by stating that the Routine ad hoc has changed the revisions to this section. Ms. Hernandez distributed copies of the new revisions. Mr. Garg inquired how to identify an attachment on the pole when he has no record. Ms. Prouty responded that he should attempt to contact the communications company. Ms. Hernandez added that it is the responsibility of the owner of the space on the pole to maintain it, and determine who is attached in any specific space on a pole.

The members discussed this issue extensively and the consensus is to return this item to the ad hoc for additional discussion.

05/08/07 – Routine Revision Ad Hoc

The first issue on the agenda is **Item 1407: Proposed Revision to Section 4.1**. Ms. Prouty opened discussion by stating that AT&T California would not support the proposed revision at this time. She added that her organization is choosing to maintain the section as it stands today.

Mr. Allen stated that he has witnessed facilities attached without any regard to the JPA process.

Mr. Chow reiterated that the driver behind this proposal is to curb those members that are constructing against denied JPAs, JPAs not approved, and with General Order infractions. He stated that currently, NextG is practicing these type transactions. They are building facilities prior to joint member approval. The primary reason behind this proposal is to deter members from attaching to poles unauthorized, and in his opinion the penalty must be stiff enough to discourage this type of business practice within the SCJPC. He added that this would not deter members from communicating with one another, and agree to change a section 4.1 to a section 4.0.

Ms. Thomas stated that she received an email from Mr. Tibor Laky, of Sprint Communications, LP, in regards to this item number. Ms. Thomas read the email to the members, which reads as follows:

"I will be unable to participate in tomorrow's meeting. I would appreciate it if one of you would bring the essence of this idea to the table. Sprint concurs with the need to discourage unauthorized attachments. The concept of hitting the offending party with a \$500 penalty sounds good in theory but will result in litigation and a significant amount of wasted time on the part of the

board. I would rather see the offending party be billed by the committee, on behalf of all of the owners with interest in that (those) specific pole and the bill be comprised of real costs.

Those costs would include:

- 1) Current pole space cost,*
- 2) Cost of 3rd party engineering analysis of the pole,*
- 3) Internal Labor cost, plus all overheads, for each committee member that is affected,*

4) All costs and overheads associated with activity on the part of committee staff,

5) Cost of legal review by SCJPC counsel prior to sending the bill
In addition, the cost would escalate by the fair market rent for each month that the attachment continues to exist plus items 3, 4 & 5 above. This would far exceed the \$500 and would be defensible in any court. The cost would be draconian but would be more of a deterrent than \$500.”

Ms. Thomas stated that she would be contacting Mr. Laky for clarification; however, it appears that Mr. Laky is of the opinion that \$500.00 is not much of a deterrent to 4.1.

Ms. Prescott added that she too received the email from Mr. Laky. She added that in his opinion, members could include this penalty in their budget. Mr. Laky feels that \$500.00 is not enough of a deterrent.

Mr. Chow stated that in his opinion, the cost of purchasing at the current year cost of the pole is punitive enough to create a fiscal impact on a members project budget. He added that a legal review by SCJPC counsel is not necessary because, all members are part of the Committee of their own respective volition.

Mr. Chow stated that the \$500.00 is based on the Pulsifer right of way decision, D98-10-058, language in appendix A, section XI B-1, titled Pricing and Tariffs governing access D-Unauthorized Attachment II.

The members discussed what actions might be taken against an offending member per the 1998 Agreement. Mr. Chow stated that he believes the only clause to place a member in poor standing, according to the agreement, is if they are in arrears of monetary payment to the SCJPC or joint members. The members read the agreement, and it appears that Mr. Chow is correct.

The members discussed the different infractions, and non-compliance that some members are practicing.

Ms. Prescott suggested contacting the legal counsel, and inquiring if there is any legal action the Committee is allowed in the SCJPC 1998 Agreement in regards to members that are not in Handbook, and SCJPC practices.

Mr. Chow stated, in speaking for SCE, taking legal action with a joint member would warrant extensive discussion within his respective organization.

It was agreed to place this issue on the discussion calendar of the next Administrative Board meeting. Mr. Chow stated that the SCJPC should not appear as restraining trade by delaying a member the ability to attach their facilities. He suggested creating a process where a member faced with

having to provide a service to customers within a specific date, and is in a difficult situation, to have the freedom to move forward. However, some guidelines would be required.

Ms. Prescott stated that currently, all members are free to schedule a field meet to address any difficult situations.

The consensus is that since it appears that NextG is currently practicing non-compliance, that a meeting should be scheduled with them to discuss the members concerns. There is the possibility that NextG is not aware that their contractors are in non-compliance. The members discussed the topics for discussion, and they are:

- Constructing without JPA
- SCJPC 1998 Agreement non-compliance

- Constructing after a JPA was denied
- Building GO 95 infractions
- Denying request for extensions
- Wind load information – instances where all info is the same (i.e.: same HOA and SPAN)

The members agreed to contact NextG, and inquire if they could meet with the ad hoc the week of May 21st.

Ms. Hernandez returned to the discussion on Item 1407. She stated that the ad hoc was informed by SCE that they have redesigned their internal process of identifying illegal attachments. However, she added that she recently received a 4.1 JPA, and she stated that it was not unauthorized. She would like to be certain that if this proposal is approved, that SCE would restructure their internal process to prevent this type errors.

Mr. Chow responded that his organization is in the process of refining their desk-top procedures.

Mr. Cashmer stated that after some discussion within his organization, he would not support the proposed revision to section 4.1.

Ms. Hernandez stated that originally she was not supporting the proposal, however, in light of the NextG practices, she was in support. However, if the NextG situation could be remedied, she would rethink her stand. Ms. Prouty stated that she is fine with the verbiage, “current year structural value” however, she would not support the additional \$500.00. The members discussed this issue extensively, and arrived at the new proposed revised verbiage (see attachment).

Attachment:

Item 1407: Proposed Revision to Section 4.1

Each case requiring joint ownership in a pole shall constitute an unauthorized attachment if the Member making such attachment begins construction and fails to initiate Form 2 Joint Pole Authorization **or constructs prior to approval of Form 2 Joint Pole Authorization, or constructs prior to approval of Form 2 Joint Pole Authorization.** Said Member shall be required to purchase interest at **the current year (regardless of the year set of the pole)** structural value and pay an added 50 % penalty. ~~\$500 per pole penalty as per date Form 2 Joint Pole Authorization is issued.~~

05/16/07 – Administrative Board

Item1407: Proposed Revision to Section 4.1

Ms. Hernandez opened discussion on this issue. She stated that SCE is proposing a greater penalty on unauthorized attachments (see attachment II). The penalty is purchasing at the current year’s pole cost, plus 50%.

Ms Prouty stated that after some further thought, AT&T California’s stand is to make no revisions to this section. Mr. Casher added that Verizon California agrees with AT&T California, and would not approve any revisions to this section.

Ms. Hernandez stated that originally she was not in support of the revision, however, she is now uncertain, since she agrees that there must some deterrent to members attaching illegally.

Ms. Haney stated that from previous experience, there has been instances where a member is charged unauthorized attachment, only to discover after investigation there is no unauthorized attachment. In her opinion, this is time, and cost ineffectiveness for members in an attempt to prove they are not unauthorized.

Mr. Chow stated he agrees that there have instances where SCE processed a 4.1 JPA, when it should be a 4.0. He added that research is required in many instances, but that is the nature of the JPA process. He added that this proposal would benefit all members. He added that he would like a consensus that if a member is proven unauthorized, that it should be handled via special agreement 1.2, however, in his opinion it should state so in the Routine Handbook.

Ms. Hernandez stated that she is aware that the issue of members attaching unauthorized needs to be addressed by all members; however, she added that there is a lack of communication. Members are charged unauthorized without any prior communication.

Ms. Prouty added that SCE has proposed to remedy this problem of communication; however, she does see much improvement.

Ms. Goetz posed a scenario where communication has processed a JPA to purchase space on an E pole, but an illegally attached member is in that space. She queried how communication would handle this pending JPA.

Ms. Haney stated that in the Routine, the party that processes the JPA initially has the right to that space, and the other member must relinquish the space.

Ms. Goetz responded that in reality this would never occur.

Ms. Haney stated that the representatives should be contacted when it is discovered that they are allegedly illegally attached. This would allow the representatives to attempt to remedy the situation, and would result in accountability.

Mr. Chow inquired if the members could verify with the proper parties within their respective organizations, if the SCE proposal would deter them from attaching illegally.

Ms. Hernandez responded that in her opinion, she does not think this is sufficient a penalty to deter everyone from illegally attaching when it is imperative to get their service.

Mr. Beckerman stated that his organization engages several different contractors for their projects. He added it is almost near to impossible to monitor what transacts at these sites, or to educate all contractors.

Mr. Allen stated that regardless, all organizations must take the responsibility for ensuring that their facilities are handled per the Routine. He added that in his opinion, the issue of unauthorized attachment requires attention, and there should be something in place to discourage, and deter members from practicing this type business.

Ms. Corella noted some of the attending members stand on this issue. She stated that AT&T California, Verizon California, and NextG Networks would not support this proposal. The City of Glendale, the City of Los Angeles, and Sprint Communications LP are in support of SCE's proposed revision.

Mr. Allen recommended returning this item to the ad hoc for further discussion. All members agreed. Mr. Allen stressed the importance of members participating in the ad hoc committee meetings, as well as the Board meetings.

06/12/07 – Routine Revision Ad Hoc

The first issue on the agenda is **Item 1407: Proposed Revision to Section 4.1**. Mr. Chow stated that since AT&T California, and Verizon California are the two members with primary issues concerning this proposal are absent, he proposed tabling this for the next meeting. Ms. Prouty is on teleconference, however, she agreed to table this issue since she would also prefer to be in attendance to discuss this issue further. The consensus is to hold this item over for further discussion at the next ad hoc meeting.

07/10/07 – Routine Revision Ad Hoc

Ms. Hernandez opened the meeting by addressing the first issue on the agenda, **Item 1407: Proposed Revision to Section 4.1**. Mr. Chow stated that he would like input from the two major dissenting telecommunication members, Verizon California, and AT&T California. Ms. Prouty stated that she did not have any additional input, and that her organization would not support the proposed SCE revisions to the section.

Mr. Chow stated that as a group, the ad hoc is in agreement that something should be implemented to deter this type action. However, arriving at an agreed solution has been problematic.

Mr. Cashmer was unavailable to respond at the time.

Ms. Hernandez reiterated that SCE is of the opinion that the current penalty for this action is not sufficient to deter members from practicing this action. Mr. Chow added that this issue, internally, has a large impact, and is a great concern for SCE. Therefore, SCE would continue with this proposal.

After some discussion, it was agreed to table this issue for further discussion at the next ad hoc meeting.

08/07/07 – Routine Revision Ad Hoc

Ms. Hernandez opened the meeting by addressing the first issue on the agenda, **Item 1407: Proposed Revision to Section 4.1**. Ms. Hernandez stated that the ad hoc is waiting for any input from Verizon California, who was not in attendance. Mr. Chow stated that AT&T California, and Verizon California both do not support the proposal, and feel that this section should remain as it is

currently written. Ms. Hernandez inquired if any ad hoc members have any suggestions for a compromise. Mr. Chow stated that it appears that the two dissenting members are firm in their stance, therefore, he proposed bringing this item to a vote at the next Board meeting. This item will be on the consent calendar of the next Board meeting.

08/15/07 – Administrative Board

Item 1407: Proposed Revision to Section 4.1

Ms. Hernandez stated the proposal is that the penalty for unauthorized attachment to be purchased into pole at the current year's cost, plus 50% of the current year's pole cost. This proposal had previously been placed on the consent calendar, but was returned to the ad hoc for re-work. The ad hoc has agreed to take this item to vote at this time.

Mr. Chow motioned to accept the proposed revisions. Mr. Lippert seconded

the motion. The results are as follows:

In favor: Southern California Edison, City of Anaheim, AT&T Wireless, Verizon Wireless, T-Mobile, City of Glendale, City of Burbank, City of Banning, MCI Communications, Sprint PCS, and City of Azusa.

Oppose: City of Los Angeles, Verizon California, AT&T California, and NextG Networks

Abstentions: Golden State Water, City of Pasadena, and Sprint Communications L.P.

The results are as follows:

In favor: 44.5%, oppose: 52.3%, and abstentions: 03.2%. The motion did not carry. This item is now closed.

09/11/07 – Routine Revision Ad Hoc

New Item 1446 – Revision Of Sections 4.0/4.1

The next issue on miscellaneous items is the interpretation of Section 4.1. Mr. Chow opened discussion by stating that the last sentence in the first paragraph of this section states exactly what SCE has been proposing. He then read the sentence, “Said member shall be required to purchase interest at structural value and pay an added 50% penalty as per date Form 2 Joint Pole Authorization

is issued.” He added that Section 4.0 states, “The interest and price applying thereto shall be in accordance with routine and schedule of structural values or other Authorized Costs and date Joint Pole Authorization is issued, unless otherwise agreed”. He stated that in this situation you would take the current year structural schedule and find the cost according to the schedule. However, 4.1 implies the structural value is based on the date the JPA was written. Mr. Chow then requested Ms. Baccus state the method her staff bills section 4.1. Ms. Baccus stated that the billers go to the pole price schedule of the date that the JPA was written, and find the year the pole was set and take that price.

Mr. Chow stated that section 4.0 alludes to taking the schedule of the years structural value that the JPA was written, however, 4.1 does not take into account to utilize the schedule, but to take the structural value of the pole of the date the JPA was written. If the JPA is written in 2006, the price of the pole for that year is utilized. The schedule is taking into account the depreciation,

however, the structural value of a pole means that year the JPA was written. He added that if 4.0, and 4.1 are meant to allude to similar methods of pricing, than why isn’t the verbiage identical. He stated that in his opinion the writers of these two sections, realized that there should be a difference in pricing between the two sections, and that the penalty for this infraction should be purchasing at the current year price that the unauthorized attachment was discovered.

The members responded that in their opinion the writers neglected to include the word schedule. Mr. Chow reiterated that if the pricing method was meant to be similar, then the verbiage should be identical.

Ms. Thomas stated that she is of the opinion that it was agreed by the Board members that the current prices would not be used for section 4.1. Mr. Chow corrected Ms. Thomas stating

that the proposal did not gain approval therefore, this section verbiage is to remain unchanged.

Ms. Hernandez stated that originally she did not support the proposal, however, today she is of the opinion that some members are blatantly disregarding the Routine.

It was agreed that this would not pertain to two missed poles, but it is for those members who build a line, and do not process their paperwork.

Mr. Chow stated that the choice to exercise section 4.1 is based on an individual, and what their circumstances are.

Ms. Prouty stated that in majority instances the situation is not 4.1, then it is up to the receiving member to prove to the initiator that it is not a 4.1, but a 4.0.

Mr. Chow stated that his organization would continue to process 4.1, however, he added that he was made aware of the situation of calling out a 4.1 when in fact it is a 4.0. He added that his organization has improved the process of identifying 4.1. He further stated that the result of the original proposal's passage or denial does not have an impact on the volume of 4.1's SCE would continue to process. This is an integral part of his organization's method of doing business, because if there is an illegal attachment in violation, and there is litigation involved, the responsible party is SCE.

Ms. Prouty stated that in her opinion what prompted this SCE proposal was a certain new member who did not follow, or was unaware of the JPA process.

Mr. Chow responded that this is not the driver that prompted SCE to propose the revision to Section 4.1. He added this might have been a coincidence, since the violators are not one member, but many members.

The members discussed different scenarios to remedy this situation of illegal attachment.

Mr. Chow stated that perhaps the ad hoc could research to what the original writers of this section intended.

Ms. Hernandez stated that when the ad hoc reviewed this section, the understanding was that 4.1 would continue to be billed as is.

Mr. Cashmer stated that after reading section 4.1, it appears that Mr. Chow is correct in his interpretation.

It was agreed to review the minutes when the entire Routine Handbook was reviewed by this ad hoc. This is to ascertain what the members discussed in reference to sections 4.0, and 4.1.

Item 1446: Review of Sections 4.0, and 4.1 has been assigned to this ad hoc.

In the interim, this section would continue to be billed in the current method.

10/09/07 – Routine Review Ad Hoc

Issue number four on the agenda is **1446: Review of Sections 4.0, and 4.1**. Ms. Hernandez reported that this issue pertains to the current verbiage of these sections, and their interpretations, and original intent.

Mr. Chow reported that Ms. Hernandez has researched old minutes, and discovered this section discussed in minutes dated June 1940. He reported that section 4.1 was written differently, and definitely referred to the pole set price of the current year. However, he has not been able to locate where the verbiage was changed to what it is today. He added in his opinion, this might have occurred when the new 1998 Agreement was created. This item would remain open at this time.

11/13/07 – Routine Revision Ad Hoc

Issue number three on the agenda is **1446: Review of Sections 4.0, and 4.1**. Ms. Hernandez stated that Southern California Edison brought this issue to the table. This item pertains to the interpretation of both sections. Ms. Hernandez briefed the members for the sake of those who have not followed this item. She stated that Edison proposed increasing the unauthorized penalty by purchasing at the current year's structural value rather than at the pole year set schedule. The purpose is to create a greater deterrent to unauthorized attachments. However, when the proposal was presented to the Board for approval, it did not pass approval. She stated that after the proposal was denied, Edison reviewed the verbiage in the above-mentioned sections. Edison stated that in their opinion, the intent for section 4.1, in regards to the verbiage, is referring to the cost for structural value of the current year. Ms. Hernandez stated that the difference in section 4.0 verbiage is that the committee would bill at the scheduled pricing, which would include the 4% depreciation. Section 4.1 does not state scheduled pricing, but states structural value.

Mr. Autrey inquired as to what the next action would entail, in order to resolve this issue.

Ms. Hernandez responded that Edison is in the process of researching past minutes to aid in interpretation and original intent.

Ms. Corella reported the opinion of Verizon California is, regardless of the interpretation, a precedent has been set and the committee has been processing unauthorized attachment utilizing the current method, and should continue to do so, therefore would not support any change of interpretation or process.

The consensus is that this item should remain open for further discussion.

01/08/08 – Routine Revision Ad Hoc

Issue number three on the agenda is **1446: Review of Sections 4.0, and 4.1**. This issue was brought to the table by SCE. Mr. Chow requested that this item be tabled for the next ad hoc meeting.

02/12/08 – Routine Revision Ad Hoc

Issue number three on the agenda is **1446: Review of Sections 4.0, and 4.1**. Ms. Hernandez inquired if SCE chooses to keep this issue open at this time. Mr. Chow responded that he would like this issue to remain open at this time. He described a scenario to the members where a member initiated JPAs in 1999 and never final billed them, in the interim SCE replaced the poles with lightweight poles and discovered the member unauthorized, and corrected the problem. He inquired, in this type situation, what constitutes an unauthorized attachment should a pole be involved in litigation, and if this is an unauthorized attachment. Ms. Prouty responded that when all the members have signed and approved the JPA, the document is legally binding whether it was final billed or not.

Mr. Chow inquired if it appears fair that when a member is discovered unauthorized, that in the interim, the legally attached members funded the maintenance while the illegally attached member did not pay maintenance for the specified time period. The members agreed that this scenario appears unfair.

Ms. Hernandez stated that tracers should be utilized to aid in this situation.

Mr. Chow stated that attachment is a two way process, 1) request attachment, and 2) pay for it.

Ms. Prescott stated that there is no incentive in final billing once the work has been done, even if this scenario is in compliance with routine, since payment is on the back end of the process.

Ms. Goetz stated that this situation creates problems in that there are outstanding JPAs contingent on other JPAs being final billed.

Ms. Prescott stated that perhaps members request a deposit on the front end of the process. The deposit would be held as in escrow, and refunded when the JPA is final billed. This would create an incentive to having the deposit refunded.

The members discussed creating a list of outstanding foreign JPAs and reviewing them periodically. They briefly discussed the deposit issue.

Ms. Baccus stated that the implementation of iPAM would be a solution for monitoring outstanding JPAs. The members agreed.

They discussed increasing the AC cost item 14 – failure to final JPA. The current cost is minimal in contrast to the work entailed in final billing another members outstanding JPA. A greater cost might serve as a deterrent to outstanding JPAs.

Mr. Chow stated that there are some JPAs that are labor intensive as opposed to others who are less labor intensive. He questioned how to gage and/or determine a fair cost for the administrative work entailed in final billing members outstanding JPAs.

The consensus is that a tracking system of outstanding JPAs will become available when iPAM is launched; however, in the interim the members should create a manual process to address this concern.

It was agreed that each respective member would create a list of his or her outstanding foreign JPAs. The list should be reviewed periodically (perhaps monthly), and members should arrange a meeting and/or conference call to discuss the status of their outstanding JPAs. The administrative cost for final billing another members JPA could be discussed at the time of the meeting, if need be, the cost could exceed the AC cost and be processed as a 1.2 special agreement.

The list title to be used by members is, “Status of Foreign JPA Preliminaries”. It was agreed that members would bring their list to monthly meetings, and/or bi-monthly. This issue would be placed on the February administrative board agenda for discussion.

02/20/08 – Administrative Board

Another important concern discussed within the ad hoc, is outstanding foreign JPAs. SCE and the City of Los Angeles reported that they have a large volume of foreign JPAs that have not been final billed. The solution discussed is that those members with outstanding foreign JPAs are to bring a list of outstanding JPAs to the next Routine Revision ad hoc meeting for discussion among the members involved.

03/11/08 – Routine Revision Ad Hoc

Issue number three on the agenda is **1446: Review of Sections 4.0, and 4.1**. Ms. Hernandez reported that SCE would like to table this item for the next ad hoc meeting.

04/08/08 – Routine Revision Ad Hoc

Issue number three on the agenda is **1446: Review of Sections 4.0, and 4.1**. Ms. Hernandez inquired if Mr. Chow would like to continue to address this issue at this time, or perhaps close it. He responded that he would like to tie this issue to Item 1436: Compliance with Routine Handbook/Training. He added that it could be addressed concurrently with Item 1436 and any other non-compliance concerns.

05/30/08 – Routine Revision Ad Hoc

Ms. Hernandez stated that **Items 1436, 1444, and 1446** would be tabled at this time.

06/10/08 – Routine Revision Ad Hoc

Item 1446: Review of Sect. 4.0/4.1 & Item 1343 (Interpretation-SCE) was third on the agenda. Mr. Chow stated that he would like this item to remain open at this time. He added the issue is that from the time a member attaches to a pole, to the time it is discovered that the member is unauthorized, many transactions and activity have transpired in the interim that need to be addressed. He further stated that he would like to incorporate these issues into 4.1. It is agreed that this item remains open for further discussion.

07/08/08 – Routine Revision Ad Hoc

Next up for discussion is **Item 1446: Review of Sect. 4.0/4.1 & Item 1343 (Interpretation-SCE)**. Mr. Chow briefed the members on this concern. He stated that this concern has two item numbers. One original concern is revising the penalty associated with unauthorized attachments. However, it appears that this issue might be corrected in the discussions, and decisions associated with Item 1436. There have been some improvements in the process. He added that SCE continues to believe that the current penalty for unauthorized attachment is too lenient, and requires revision for a greater punitive penalty. This item would be tabled at this time.

08/12/08 – Routine Revision Ad Hoc

Next up for discussion is **Item 1446: Review of Sect. 4.0/4.1 & Item 1343 (Interpretation-SCE)**. This item would be tabled until the September ad hoc meeting.

09/09/08 – Routine Revision Ad Hoc

The third item for discussion is **Item 1446: Review of Sect. 4.0/4.1 & Item 1343 (Interpretation-SCE)**. Mr. Chow stated that he would like some input from the members on the issue of the cost for finalizing other members JPAs. The concern he is questioning is the length of time a JPA has remained open and is not finalized, especially in purchase of interest, and could these lengthy JPAs be tied to 4.1. He added that all members have

encountered a purchase of interest JPA that has remained open for one to two years. He further questioned that at what point in time should a lengthy purchase of interest JPA be considered a 4.1.

Ms. Hernandez responded that per section 18 of the Routine Handbook, after 18 months, the receiving member might request the status of the open JPA. The issuing member must respond when the JPA was completed, or an estimate of when it would be completed.

Mr. Chow responded that his organization is aware that the work is complete, but the issuing member has not finalized the JPA.

Ms. Hernandez responded that at this time, any member party on the JPA is able to issue the Form 48, and finalize the JPA. However, prior to this, the other member should contact the issuing party via Form 7 to finalize the JPA or the receiving member would do so.

Mr. Wolfe remarked that in terms of purchase if the Form 48 had to be issued by the receiving party, than section 4.1 is more appropriate than 4.0. This would greater compensate the party finalizing the JPA for their administrative work. If it is a replacement then section 7.7 should be utilized. If this project entails 100 poles or greater, this would result in greater compensation.

Ms. Hernandez stated that the ad hoc committee should review the 18-month time frame that allows other member's party to a JPA to issue a Form 48, and the 45-day turn around current in the Routine. She added that these time frames might not be appropriate today, especially in the wireless arena. She added that she has a concern with individual poles, because a JPA is initiated for intent purposes and to get the clock started, but the jurisdiction and permitting process is very timely that there is the possibility that they might not be allowed to attach to the individual pole. She added that this could create additional work having to create a correction of record if they do not build.

Mr. Wolfe stated that this issue is not attaching to a specific pole, but attaching in the area. He added if this location is ideal for wireless attachment, what difference is it if the antenna is attached 100 feet in another direction. He added that one could reserve space on the pole for as long as it takes to get the correct paperwork in order.

Ms. Haney stated that a large percentage of her organizations purchases require that the pole be replaced, and the JPA cannot be finalized until the pole is replaced. She inquired of Mr. Wolfe how this scenario would be approached.

Mr. Wolfe responded that in light of the current backlog in JPAs that the members comply with section 18.1.

Ms. Prescott stated for clarification that any joint member on any specific JPA has the ability to finalize the JPA.

Mr. Wolfe responded that a Form 7 must first be issued to notify the other party of intent.

Mr. Chow added that the party must issue a Form 48, after field verification. He further stated that construction does not have to be complete in purchases to issue a Form 48. He further added that he and Mr. Wolfe have discussed instances of purchase of interest, and perhaps another approach toward purchases could be entertained with the possibility of revising the process of purchasing interest.

Mr. Cashmer questioned if construction is not complete, a Form 48 completion is required?

Mr. Chow responded that per the Routine, construction verification is required prior to completing a Form 48 for the ability to finalize a JPA. He added that perhaps to circumvent delays in purchase of interest JPAs only, once the JPA is approved, then after the 45 days period has elapsed, that specific JPA must be finalized.

Ms. Hernandez interjected that it is permitted to complete a Form 48 records only. Mr. Wolfe stated that this method is utilized in the North.

Ms. Haney stated that in her opinion this would create a major rewrite on this section. Ms. Haney presented a scenario where NG reserves space on a pole, and might build in a year or two. However, in the interim, NG has taken the last available space on the pole, and now T-Mobile desires to attach. She added that now it is incumbent on T-Mobile to replace the pole, because NG has reserved space.

Mr. Wolfe responded that the space belongs to NG, and there is nothing to compel NG to sell their space.

Mr. Rodriguez stated a situation where NG and T-Mobile desired space on the same pole, which required replacement. In order to determine who would bear the cost of replacement, it was confirmed who was first to submit their proposal. In this situation it was NG first with T-Mobile following, and T-Mobile was obligated to arrive at a Plan B.

Ms. Hernandez stated that the idea of reserving space is good, however, it should notate on the pole record the space reserved. This would allow planners to know that space is owned, even though the owning party is not attached. She stated that the planners would require training on researching and reading pole records. The members inquired as to how the “record only” information would get on a pole record without a JPA. Ms. Hernandez responded via Form 7.

Ms. Goetz stated that there are many poles where members have attached, but have not submitted their final JPA.

Ms. Haney inquired to the response SCE is receiving in regards to the JPA preliminary list she sends to other members. Ms. Goetz responded that there is not a great response.

Ms. Goetz stated that there are many ABS pending JPAs that require finalization. Ms. Haney stated that if the outstanding JPAs are built, any other member party to the JPA could finalize them.

Mr. Chow stated that his organization would not expense the resources for the current AC of \$78.00.

Ms. Hernandez stated that SCE could engage the JPC staff to process the work.

Mr. Cashmer questioned what would be a reasonable time to process JPAs on the SCE JPA Preliminary List.

Mr. Chow stated that the time frame would be based on the resources of each respective utility. He added that it should be incumbent on the member utility to respond with a turn-around date based on their available resources.

Mr. Wolfe stated that in the North they treat non-responsive members as dark space, a term he coined. He added that the other member’s party on the JPA moves forward in processing the JPA.

It was agreed to use Item 1343 to address Section 4.1. Item 1466: Review of Section 4.0 to remain as is.

Mr. Wolfe inquired into the issue with Section 4.1. Mr. Chow responded that the concern SCE has with this section is that the penalty should have greater punitive ramifications.

It was agreed that these items remain open at this time for further discussion.

10/08/08 – Routine Revision Ad Hoc

The third item for discussion is **Item 1343: Section 4.1 Review of Process and Interpretation** and the fourth issue is **Item 1446: Section 4.0 Review and Interpretation**, both concerns were discussed simultaneously. Mr. Chow stated that he would like these items to remain open since the issues might move in another direction. He added that per Mr. Wolfe's suggestion in regards to purchase of interest, there is no need to wait until construction is complete before finalizing a JPA. He stated that after some thought; he is of the opinion that there might be other sections that could fall under this scenario, such as relinquishment where the sale or relinquishment is not dependent on any work being done. He further added that the ad hoc should determine if there are other sections within the handbook that the idea of finalizing prior to work complete could aid in expediting the JPA process.

Mr. Autrey inquired if the objective of this proposed revision is to aid in backlog JPAs. Ms. Hernandez responded that one concern is the cost of maintenance, where members initiate the JPA, attach facilities, but do not finalize the JPA, in the interim they do not share in maintenance costs, only the owners on record bear the costs.

Mr. Autrey stated that this could become complicated if members are owners on record, but do not attach until years later.

Mr. Wolfe responded that this does not appear complicated, but finalizing the JPA and getting money exchanged.

Ms. Hernandez recapped stating that today members are able to initiate a records only JPA. If there is no construction, there is no need to wait thirty days to final bill if all signatures have been acquired.

Mr. Chow stated that he is aware that this policy has been in place historically, but there is the issue of pending JPAs awaiting finalization. The problem is the initiator is not finalizing the JPA. He added that he would propose finalization is not something triggered only by the initiator. Mr. Chow reiterated that the problem today is that initiators are not finalizing JPAs as outlined in the Routine. His objective is to ensure that the pole records are correct in the JPC database, and all members are being compensated for maintenance equitably.

The members discussed the issue of other members finalizing foreign JPAs, and appear to agree that the work and research entailed is punitive to the member finalizing rather than the initiator.

It was noted that the ad hoc attempted to propose a stiffer penalty for unauthorized attachment by presenting a proposal to the administrative board for their approval. The proposal did not pass.

The members discussed the several proposals historically considered by the ad hoc for proposal to the board for approval (you may review past ad hoc minutes for different proposals).

Ms. Hernandez stated that originally she did not support the proposal of a greater punitive fee for unauthorized; however, she has noticed that SCE has improved in processing their unauthorized JPAs. Previously, it was a concern for LAC since some SCE unauthorized JPAs were not such, and the burden of proof lied with LAC the receiving member.

Mr. Chow stated that this concern has been discussed within the ad hoc at length since this concern has been an agenda item for over one year. The members calculated using the current cost of a pole versus the date of the pole set to determine the difference in penalties. It was determined the penalty is greater using the current year cost of a 45-foot pole versus the year set.

The consensus is that SCE would document and create an outline on how to approach the penalty to aid in decreasing unauthorized attachments and expediting final JPAs. Mr. Chow inquired if any ad hoc members have any thoughts pertaining to other sections in the Routine that might apply to this process.

Ms. Hernandez interjected stating that a clear definition of what is “records only” should be addressed. Mr. Chow stated that the document and the outline would include the issues discussed and mentioned at this meeting.

11/05/08 – Routine Revision Ad Hoc

The second item for discussion is **Item 1343: Section 4.1 Review of Process and Interpretation**. Ms. Hernandez reported that this issue is tied to **Item 1446: Section 4.0 Review**. She added that Mr. Chow is of the opinion that the issues currently being discussed in the reorganization ad hoc committee might have an effect on the problem with these item numbers. The consensus is that Mr. Chow would create and provide an outline for Section 4.0 final billing. This item is to remain open awaiting the outline to be provided by SCE.

01/13/09 – Routine Revision Ad Hoc

The second item for discussion is **Item 1343: Section 4.1 Review of Process and Interpretation**. Ms. Goetz requested that this item remain open in that SCE would like to further discuss the 50% penalty applied today versus a method using the current pole costs. Ms. Hernandez stated that according to her recollection, SCE was to provide their internal process of identifying the correct unauthorized member versus mistaking a tenant or another member. This would ensure that a member is not mistakenly taken as unauthorized when the member is in compliance.

It was agreed that Ms. Baccus would calculate the 50% penalty using the method applied today, versus the method applying the latest pole costs to be applied as the purchase cost and the 50% penalty, for discussion at the next meeting.

Ms. Hernandez stated that SCE proposed using the latest pole costs for section 4.4 that is the pole would be purchased at the 2009 costs, and the 50% penalty would be based on the 2009 costs. However, when the proposal was brought to the board for approval, the proposal was rejected. Ms. Hernandez added that there has been instances when members are billed section 4.1, when in fact it is not a 4.1. She added that the dilemma would be that if this charge were exceptionally high, members would have, and historically have had a difficult time getting the initiating member to correct the error.

After extensive discussion, it was agreed that this item remains open for further discussion. Ms. Baccus would create the two scenarios mentioned earlier, and Ms. Corella would provide the original SCE proposal to section 4.1.

Item 1446: Section 4.0 Review and Interpretation is to remain open for the outline to be provided by SCE.

02/10/09 – Routine Revision Ad Hoc

Ms. Hernandez opened the meeting by stating that the issue 2, **Item 1343: Section 4.1 Review of Process and Interpretation**, and issue 3, **Item 1446: Section 4.0 Review and Interpretation** on the agenda would be tabled for the next ad hoc meeting.

03/10/09 – Routine Revision Ad Hoc

Ms. Hernandez addressed the next issue on the agenda. **Item 1343: Section 4.1 Review of Process and Interpretation.** Ms. Baccus has provided the different calculations by using today's pole costs and the costs of the pole when it was set. She used the average weighted costs, SCE costs, and DWP costs, and their related cost differences. Also provided is the original SCE proposed revision for this section. The proposal was presented to the Board as written at an earlier meeting, and was rejected by the Board members.

The members agreed that using the current year's cost, versus the year set as a purchase cost appeared exorbitant. The costs reflected in the comparison sheet do not include the additional \$500.00 per pole penalty.

Mr. Walls inquired if any other members agreed that this cost is exorbitant. Ms. Goetz responded that the primary issue is to make the fee highly punitive, therefore, would act as a deterrent to unauthorized attachments.

Ms. Haney stated that speaking historically, if it is discovered, after the billing, that the member in question is not illegally attached, it is incumbent on that member to prove that they are legally attached. Therefore, that member that is erroneously charged the fee must expense resources for errors created by the initiator.

The members discussed the proposal to this section. Ms. Hernandez stated that SCE reported at a previous meeting that SCE would not invoke the fee if the pole was in a line, and it appears that this one specific pole was overlooked.

After extensive discussion, it was suggested that the proposal should read, **" Each case requiring joint ownership in a pole shall constitute an unauthorized attachment if the Member making such attachment begins construction and fails to initiate Form 2 Joint Pole Authorization. Said Member shall be required to purchase interest at the current year (regardless of the year set of the pole) structural value, plus 50% penalty."** However, after further thoughts, the ad hoc decided that upon returning to their respective organizations, the members would research different scenarios that would impact this section proposed revision.

The next issue on the agenda is **Item 1446: Section 4.0 Review and Interpretation.** Ms. Goetz stated that she believes one topic is about reservation of space for records only. Ms. Hernandez stated she believes an issue Mr. Chow was concerned about is reservation of space without immediately attaching, thus not sharing in the maintenance costs of the pole in the interim. The members must refresh their memories in regards to this section. It is agreed that the ad hoc needs to review past minutes as a refresher.

Sample
Calculations

SECTION 4.1 COST COMPARISON

2009 PRICES FOR **WOOD POLES**, 45' POLE, COMM PURCHASES 1'
Pole Year Set 1994

Current Cost Calculation		
Pole	Penalty	Total
116	58	174

using 2009 Prices, year set 1994

Proposed Use Current Year Cost		
Pole	Penalty	Total
1083	542	1625

using 2009 year costs

Cost
Difference
1451

2009 PRICES FOR **EDISON**, 45' POLE, COMM PURCHASES 1'
Pole Year Set 1994

Current Cost Calculation		
Pole	Penalty	Total
116	58	174

Proposed Use Current Year Cost		
Pole	Penalty	Total
1490	745	2235

2061

2009 PRICES FOR **LA DWP**, 45' POLE, COMM PURCHASES 1'
Pole Year Set 1994

Current Cost Calculation		
Pole	Penalty	Total
116	58	174

Proposed Use Current Year Cost		
Pole	Penalty	Total
894	447	1341

1167

The second issue on the agenda is **Compliance with Routine Handbook**. Ms.

Hernandez stated that in her opinion, this issue is related to the SCE proposal for addressing unauthorized attachment. The primary action concerns with this issue is the attachment prior to issuing a JPA, and the attachment prior to receiving full approval of a JPA.

Ms. Hernandez stated that both instances constitute an unauthorized attachment. She added that, since Edison brought this issue to the table, the ad hoc could not fully address this issue without SCE representation. The members agreed with Ms. Hernandez.

Mr. Autrey stated that Mr. Chow has requested in the past that this issue remain open.

Ms. Haney stated that the SCE proposal for revision to Section 4.1 was brought to the Board for approval, and was rejected. Mr. Autrey added that the ad hoc is not clear in what direction SCE is proposing to move forward.

Ms. Hernandez stated that the ad hoc sent correspondence to the committee legal inquiring options to address any non-compliant members. His response is that the members may penalize fellow members in breach of the agreement, which includes following the Routine Handbook. Therefore, the ad hoc should reach a solution in how to deal with non-compliant members. She questioned the degree of this type violation among the members, and if it warrant the committee's time and resources spent.

Mr. Autrey responded that members have not brought specific examples and situations of this violation to the table to determine the degree of instances of unauthorized attachment.

Ms. Hernandez reported that Edison stated that there are no specific members in a greater degree of violation, but many members in violation. Therefore, she added, that this issue appears to be universal. She further added that this ad hoc must determine and evaluate to what degree this is an issue, and move forward. She requested that members bring to the table any concerns or issues related to unauthorized attachment to evaluate the problem and issues.

Mr. Wolfe stated that the SCE proposal was to increase the penalty cost for unauthorized attachment. He added that he would not support this proposal.

Ms. Hernandez stated that the ad hoc has discussed and agreed that the current penalty in 4.1 is clearly not a deterrent to unauthorized attachment. The penalty is so minimal that it is cost-effective for members to attach illegally, and get the service to collect revenue, that the penalty cost is included in their business plans. Therefore, the consensus is that this issue must be resolved. The concern is how to approach the objective of deterring members from attaching unauthorized.

Mr. Walls stated that since the perception is that the newer members are the greatest offenders of this issue, perhaps a 2-tier system could be created. Therefore, those members with less than x number of years could be penalized at a greater rate, than those members with greater than x number of years. Ms. Hernandez responded that section 7.3 specifies 20 consecutive years of membership. She added that the penalty should also specify the x number of poles, not just one or two, which in many instances could be merely an oversight. Ms. Hernandez stated that she would like to entertain the idea of a 2-tier system, and added that the ad hoc should discuss this further at the next meeting when there is SCE representation.

Ms. Haney stated that she would not support a new member bearing a greater penalty than a seasoned member for unauthorized attachments.

The consensus is to discuss this further at the next meeting where SCE is represented.

The third issue on the agenda is **Item 1343: Section 4.1 – Review of Process and Interpretation**. In that this issue is also an SCE concern, Ms. Hernandez proposed tabling this item until there is SCE representation. The fourth issue on the agenda, **Item 1446: Section 4.0 Review and Interpretation**, is also tabled due to the lack of SCE representation.

07/14/09 - Routine Revision Ad Hoc

The third issue on the agenda is **Item 1343: Section 4.1 – Review of Process**. Mr. Chow stated that according to his recollection, the original revision presented several years ago was to penalize an additional \$500.00 per pole per unauthorized attachment. But in that time there has been extensive discussion on different methods of addressing unauthorized attachment. He added that he is in agreement with Mr. Wolfe in regards to the number of service attachments out in the field could be written as 4.0 or 4.1. He added that he has no aversion to writing them up as 4.0 at this point in time. If it is discovered in a line that one pole was overlooked, then SCE treats this as a 4.0. He added that what is a greater issue for SCE is those members who submit a JPA and the following day go to the site and build. He further added that this type behavior would not be curtailed until a greater monetary penalty is instituted.

After discussion, Ms. Hernandez stated that in her opinion, the next ad hoc meeting should consist only of Item 1343: Section 4.1 Review of Process and Interpretation, and Item 1446: 4.0 Review and Interpretation. The objective is to arrive at a method of addressing these issues, and any necessary revisions to the sections. When the ad hoc is in agreement, then the method and revisions would be brought to the Board for approval. She asked the members to be prepared to share their thoughts and any ideas when they come to the table next month.

The consensus is that the ad hoc would not address any other items on next month's agenda until the above-mentioned items are resolved and ready to be presented to the Board.

Item 1446: Section 4.0 Review and Interpretation, is the other item that is slated to be discussed extensively at the next ad hoc meeting.

ATTACHMENT II

4.1 OUTLINE OF PROPOSAL AND ISSUES

- A. SCE's original intent for proposed revision was to increase the penalty associated with 4.1 unauthorized attachments to effectively deter the practice. Current intent the same. Unauthorized attachments impact ALL members. Credit for UAs to all members of record (see Summary pg 7). Equality in sharing costs (ie; maintenance costs; accuracy of records).
- B. Issues with the proposed penalty increase:
- Accuracy of identifying UAs. For SCE, addressed in inspector desktop procedure
 - Attachments based on member's work practices/procedures (service drops, street lights, etc)
 - Possibility of a two tier system similar to 7.3/7.11
- C. RR ad hoc suggested proposal (see Summary pg 23). Sample calculations (see Summary pg 24)

Each case requiring joint ownership in a pole shall constitute an unauthorized attachment if the Member making such attachment begins construction and fails to initiate Form 2 Joint Pole Authorization. Said Member shall be required to purchase interest at the current year (regardless of the year set of the pole) structural value, plus 50% penalty

Members would research different scenarios that would impact this section proposed revision

4.0 OUTLINE OF ISSUES

- A. SCE's desire to have purchase of interest JPAs finalized by initiator in a timely manner and there somehow be a tie to 4.1 if not (see Summary pg 18)
- B. Attaching base on an approved JPA is one thing, ownership doesn't occur until space is paid for (see 4.1 A above)

ATTACHMENT III

D. Pole Space

- (1) A- Electrical Safety Clearance Zone: Jointly owned vertical pole space required by General Order 95, Rule 38, to safely separate facilities in alignment with Section 19.2 (January 2010)
- (2) (1) B- Antenna Safety Clearance Zone: Jointly owned vertical pole space of two feet required by General Order 95, Rule 94 to safely separate facilities from an antenna. (See Section 16.1-B) (January 2010)

SOUTHERN CALIFORNIA JOINT POLE COMMITTEE
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November 10, 2009

A meeting of the **Routine Revision Committee** took place on the above date, at 12:40 p.m., at the Committee office. Those in attendance were:

Ms. Shawn Henderson – AT&T Mobility
Mr. Dennis Walls – City of Los Angeles
Ms. Lynn Prescott – Verizon California
Mr. Steve Rodriguez – T-Mobile USA
Ms. Paula Haney – NextG Networks
Ms. Lupe Hernandez – AT&T Local Serv/AT&T Comm.
Mr. Randall Starkey – Time Warner Cable (teleconference)
Ms. Angela Pranata – Committee Staff
Ms. Jean Baccus – Committee Staff
Ms. Jennie Corella – Committee Staff

Ms. Henderson opened the meeting at 12:40 p.m. and she addressed the first item on the agenda, **Interpretation of Routine Handbook-Status of Foreign JPAs**. There was no discussion on this issue; therefore, it was tabled for the next meeting.

The second issue on the agenda is **Compliance with Routine Handbook**. This item is on hold until the pole loading ad hoc committee develops a method for safety hazards and pole inspections. This item is on hold.

The third issue on the agenda is **Item 1343: Section 4.1 – Review of Process**. Ms. Henderson reported that this issue was brought to the table by SCE. In that SCE was not represented at this meeting, the consensus is to table this item, and also the fourth issue on the agenda, **Item 1446: Section 4.0 Review and Interpretation** for the next ad hoc meeting when SCE would be in attendance.

The fifth issue on the agenda is **Item 1472: Pole Replacement Requirement**. Ms. Hernandez reported that she is not aware of any meeting scheduled to address pole replacement requirement.

Ms. Corella reported that Mr. Autrey of Sprint-Nextel has submitted his concerns in regards to this issue. This issue is tabled for the next meeting.

Item 1491: Form 49 Reformat was next on the agenda. Ms. Hernandez reported that she has made revisions to the form. She requested that members review the revised form for any comments. Ms. Hernandez reported her revisions and the intent. The members

reviewed the form and proposed additional revisions to the form for clarity. It was agreed to place this item on the November administrative board meeting agenda under discussion.

The seventh issue on the agenda is **Item 1494: PTD of composite poles**. Mr. Wolfe brought this issue to the table. In that AT&T California was not represented, it was agreed to table this issue at this time.

The eighth topic for discussion is **Item 1495: Pole Inspections**. This issue pertains to the new ruling on pole inspections.

Ms. Prescott added that another issue for discussion under this item number is the concern that communications is paying for visual inspections, and also the method of communication among members in regards to inspections and safety. This issue would be tabled for further discussion at future meetings.

The last assigned item is **Item 1496: Inaccessible Pole Removal**. This issue was brought to the table by AT&T California. This item is also to be tabled in that AT&T California lacked representation at this meeting.

Ms. Baccus brought this issue to the table. She inquired what the difference is between free service (FS) and free attachment (FA), and if two different codes are required? She further inquired if the grade and space of the FS/FA is required on record?

Mr. Walls responded that in his opinion, only the grade should be required.

After discussion it was agreed that the grade should be recorded.

In regards to free service and free attachment it was agreed to discuss this further at future meetings.

There are no miscellaneous items.

Review of action items:

- Place Form 49 revised on discussion calendar of next Board meeting.

The meeting adjourned at 1:30 p.m., and will schedule the next meeting at the Board November Board meeting.

Jennie Corella, Manager of Operations