

**Resolution SU-24, 12/17/1993; Gas Safety Enforcement in Mobilehome Parks**

**Additional Statutory Authority:** Pub. Util. Code § § 4351 - 4361<sup>1</sup>; General Order (GO) 112-D and Title 49 Code of Federal Regulations (CFR) Parts 190, 191 and 192.

<b>Event</b>	<b>Resolution SU-24</b>	<b>Governing Appellate Rule</b>
<b>File Appeal</b>	30 days to contact staff. (See Appendix B to Resolution)	Program Rule 3 <sup>2</sup> : File Notice of Appeal with Docket Office; File within time stated by Resolution SU-24.
<b>Content of Appeal</b>	Silent	Program Rule 5: State the date and dollar amount of the citation, and grounds for the appeal.
<b>Compliance Filing</b>	Silent	Program Rule 7: Staff <sup>3</sup> issuing citation must file complete citation and proof of service with Commission's Docket Office no later than 14 days after Notice of Appeal is filed. Staff must serve filing on

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<sup>1</sup> All statutory references are to the California Public Utilities Code unless otherwise indicated.

<sup>2</sup> "Program Rules" refer to the appellate rules adopted by this Resolution.

<sup>3</sup> These resolutions often refer to staff or a specific Division at the Commission. For ease of reference in this appendix, all such references are designated "staff".

<b>Event</b>	<b>Resolution SU-24</b>	<b>Governing Appellate Rule</b>
		Chief Judge and Appellant <sup>4</sup> on same day.
<b>Exchange of Info</b>	Silent	Program Rule 9: Parties must exchange all information intended to be introduced into the record at hearing which is not included in citation or compliance filing no later than three business days prior to hearing.
<b>Hearing Date</b>	Silent	Program Rule 10: Promptly, parties notified at least 10 days in advance of hearing; Judge may for good cause or parties' agreement, grant reasonable continuance of hearing.
<b>Burden of Proof</b>	Silent	Program Rule 11: Staff has the burden of proof by a preponderance of the evidence and accordingly shall open and close the hearing. Appellant has the burden to prove

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<sup>4</sup> The appellant (referred to by various terms in these GOs and resolutions) is referred to in this appendix as appellant.

<b>Event</b>	<b>Resolution SU-24</b>	<b>Governing Appellate Rule</b>
		affirmative defenses it might raise. Judge has the discretion to alter the order of presentation at the hearing.
<b>Evidence</b>	Silent	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
<b>Hearing Venue</b>	Silent	Program Rule 12: Hearing venue in San Francisco (SF) or Los Angeles (LA), at the Commission's discretion.
<b>Party Representative</b>	Silent	Program Rule 13: At appellant's expense.
<b>Transcript</b>	Silent	Program Rule 14: Appellant must pay costs per Commission's procedures.
<b>Interpreter</b>	Silent	Program Rule 15: Upon a good faith showing of language difficulty and written request to the assigned Judge and Commission's Public Advisor's Office not less than five business days prior to date of hearing. At Commission's expense.

<b>Event</b>	<b>Resolution SU-24</b>	<b>Governing Appellate Rule</b>
<b>Submission</b>	Silent	Program Rule 16: Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period to permit a party to submit additional evidence or argument.
<b>Issuance of Draft Resolution</b>	Silent	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
<b>Ex Parte Communications</b>	Silent	Program Rule 19: Prohibited from date the citation (which is being appealed) issues to final order.
<b>Rehearing</b>	Silent	Program Rule 20: Resolution subject to rehearing.

**Additional Program Rules:**

- Rule 1: Applicability
- Rule 2: Definitions
- Rule 4: Extension of Time to File the Notice of Appeal
- Rule 6: Minimum Service Requirements for the Notice of Appeal
- Rule 6.1 Expedited Citation Appeal Procedure
- Rule 8: Service List and Parties to An Appeal

- Rule 21: Service of Rules and Resolution Adopting Them With All Citations and Clearinghouse Decisions Concerning General Order 156
- Rule 22: Applicable Procedure when Appellate Rules Are Silent