

Resolution USRB-001, 7/31/2008; Citation Procedures for the Enforcement of Safety Regulations for Jurisdictional Propane Gas Distribution System Operators

Additional Statutory Authority: § § 4451-4465.

Event	Resolution USRB-001	Governing Appellate Rule
File Appeal	Within 45 calendar days from the citation date. (Section 11.a)	Program Rule 3: File Notice of Appeal with Docket Office; File within time stated by Resolution USRB-001 § 11.a.
Content of Appeal	Explain reasons. (Section 11.a)	Program Rule 5: State date and dollar amount of the citation; indicate rationale for appeal as required by Resolution USRB-001 § 11.a.
Compliance Filing	Silent	Program Rule 7: Staff 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 Chief Judge and Appellant on same day.
Exchange of Info	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

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		later than three days prior to hearing.
Hearing Date	Within 30 calendar days after appeal received from staff. Judge may for good cause or parties' agreement, grant reasonable hearing continuance. (Section 11.b). Appellant will be notified at least 10 days in advance of the hearing. (Section 11.c)	Program Rule 10: Hearing must commence as required by Resolution USRB-001 § 11.b and § 11.c.
Burden of Proof	Staff. Staff opens and closes; Judge may alter order. (Section 11.g)	Program Rule 11: The burden of proof is as set forth in Resolution USRB-001 § 11.g.
Evidence	Formal rules do not necessarily apply; substantial rights of the parties preserved. Relevant and reliable evidence received at Judge's discretion. (Section 11.g)	Program Rule 13: Rule 13.6 (Evidence) of the Commission's Rules of Practice and Procedure applies.
Hearing Venue	SF or LA. (Section 11.c)	Program Rule 12: Venue as set forth in Resolution USRB-001 § 11.c.
Party Representative	At appellant's expense. (Section 11.f)	Program Rule 13: At appellant's expense.
Transcript	Appellant must pay costs per Commission's	Program Rule 14: Appellant must pay costs

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	procedures. (Section 11.d)	per Commission's procedures.
Interpreter	Upon good faith showing of language difficulty and written request to the assigned Judge not less than 10 days prior to date of hearing. (Section 11.e)	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.
Submission	Ordinarily at close of hearing; Judge may keep record open for good cause for a reasonable period (not to exceed 30 calendar days) to permit a party to submit additional evidence or argument. (Section 11.h)	Program Rule 16: The submission date is governed by Resolution USRB-001 § 11.h.
Issuance of Draft Resolution	Not later than 45 days after submission. (Section 11.i)	Program Rule 17: Draft decision issued expeditiously, and no later than 60 days after submission. Program Rule 18: Draft Resolution issued for public comment.
Ex Parte Communications	Prohibited from date citation issues to	Program Rule 19: Prohibited from date the citation (which is being

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	adoption of final resolution. (Section 14)	appealed) issues to final order.
Rehearing	Yes (Section 11.j)	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