

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Cabrillo Power I LLC and Cabrillo Power II LLC

Docket No. ER02-1264-000

ORDER OF CHIEF JUDGE CONTINUING
SUSPENSION OF HEARING PROCEDURES

(Issued November 5, 2002)

1. By order issued on April 26, 2002, the Commission established a hearing in this proceeding, but held the hearing procedures in abeyance in order to allow the parties to pursue settlement. The Commission required the parties to report within 60 days from April 26, 2002, and every 30 days thereafter on the status of the negotiations.
2. In a letter dated November 1, 2002, counsel for Cabrillo Power I LLC and Cabrillo Power II LLC, on behalf of itself and of the California Independent System Operator, San Diego Gas & Electric Company, the California Public Utilities Commission, and the California Electricity Oversight Board (the parties) informed the Commission that they have reached an agreement in principle. The parties further report that they will endeavor to finalize a settlement within the next 30 days and request an additional extension of time.
3. The Chief Judge finds that additional time is warranted so that the parties can reduce their agreement to writing and file it with the Commission. Accordingly, for good cause shown, the hearing in this case continues to be held in abeyance pending finalization of the settlement document. If no settlement is filed on or before December 9, 2002, the parties will file a further status report.

Curtis L. Wagner, Jr.
Chief Administrative Law Judge