

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA



**FILED**

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Order Instituting Investigation on the Commission's Own Motion into the California's One Million New Internet Users Coalition's Misuse of California Advanced Services Fund Grant Funds; and Order to Show Cause Why the Commission Should Not Impose Penalties and/or Other Remedies for Violating Terms of Their Grant and for Refusing to Return Funds Previously Demanded by the Commission's Division.

Investigation 18-07-009

**REPLY OF THE  
CONSUMER PROTECTION AND ENFORCEMENT DIVISION  
TO THE COMMENTS FILED ON THE SCOPE AND ISSUES  
IN THE PRELIMINARY SCOPING MEMO**

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October 1, 2018

In accordance with the California Public Utilities Commission's (Commission) directives in the Order Instituting Investigation (OII) (I.) 18-07-009, the Consumer Protection and Enforcement Division (CPED) hereby submits its reply to the comments filed by the Korean Churches for Community Development (a/k/a Faith and Community Empowerment) (KCCD) dated September 21, 2018. Investigation 18-07-009 was opened to determine whether California's One Million Internet Users Coalition<sup>1</sup> (Coalition) violated provisions of the California Public Utilities Code, Commission General Orders or resolutions, decisions, or other applicable rules or requirements pertaining to the grant of funds from the California Advanced Services Fund (CASF).

The OII sets forth a due date for the Coalition's response to the OII and to the scope and issues in the preliminary scoping memo of 30 days after the issuance of the OII. Replies to comments on issues in the preliminary scoping memo are subsequently due 10 days after responses on the scope and issues in the preliminary scoping memo are due. The Commission issued the OII on July 24, 2018. On or about August 21, 2018, KCCD requested an extension of time until September 21, 2018 to respond to the OII. Although the Administrative Law Judge has not issued a ruling responding to its request, KCCD filed a response on September 21, 2018 (Response). CPED files this reply within 10 days after KCCD's Response.

KCCD's Response does not seek to change the scope of the Commission's preliminary scoping memo. Rather, the Response raises several defenses and arguments to exonerate it from the wrongdoing alleged in the OII.

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<sup>1</sup> Members of the NIU Coalition are: the Asian Pacific Community Fund, Black Business Association, Community Union, Inc., Korean Churches for Community Development, and Soledad Enrichment Action – Charter Schools.

CPED agrees with the preliminary scope and schedule provided in the OIL. The defenses raised by KCCD do not change the scope of the proceeding and should be addressed in the course of this proceeding.

Respectfully submitted,

/s/ VANESSA M. YOUNG

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