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7 PACIFIC GAS AND ELECTRIC COMPANY

8
9 UNITED STATES BANKRUPTCY COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 In re

No. 01-30923 DM

13 PACIFIC GAS AND ELECTRIC
COMPANY, a California corporation,

Chapter 11

14 Debtor.

Date: May 25, 2001
Time: 1:30 p.m.
Place: 235 Pine St., 22nd Floor
San Francisco, California

15 Federal I.D. No. 94-0742640
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18 NOTICE OF MOTION AND MOTION FOR ORDER
19 AUTHORIZING ASSUMPTION OF EXECUTORY
HYDROELECTRIC POWER PURCHASE CONTRACTS

20 [SUPPORTING MEMORANDUM OF POINTS AND AUTHORITIES,
21 AND DECLARATION OF RANDAL S. LIVINGSTON FILED SEPARATELY]
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Add: Kids Cyber Mail Center
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1 **PLEASE TAKE NOTICE** that on May 25, 2001, at 1:30 p.m., or as soon
2 thereafter as the matter may be heard, in the Courtroom of the Honorable Dennis Montali,
3 located at 235 Pine Street, 22nd Floor, San Francisco, California, Pacific Gas and Electric
4 Company, the debtor and debtor in possession in the above-captioned Chapter 11 case (the
5 “Debtor” or “PG&E”), will and hereby does move the Court (the “Motion”) for entry of an
6 order authorizing the assumption of the following executory hydroelectric power purchase
7 contracts pursuant to Section 365 (a) of the Bankruptcy Code (11 U.S.C. § 365(a)), in each
8 case as amended or supplemented to date:

- 9 (1) Tri-Dam Project Contract executed with the Oakdale and South San Joaquin
10 Irrigation Districts in 1952;
- 11 (2) South Fork Project Contract executed with the Oroville-Wyandotte Irrigation
12 District in 1960;
- 13 (3) Yuba-Bear Project Contract executed with the Nevada Irrigation District in
14 1963;
- 15 (4) Middle Fork Project Contract executed with the Placer County Water Agency
16 in 1963;
- 17 (5) Merced River Development Project Contract executed with the Merced
18 Irrigation District in 1964;
- 19 (6) Yuba River Development Project executed with the Yuba County Water
20 Agency in 1966;
- 21 (7) Rollins Powerhouse Project Contract executed with the Nevada Irrigation
22 District in 1978; and
- 23 (8) Sly Creek Powerhouse Project Contract executed with the Oroville-
24 Wyandotte Irrigation District in 1981.

25 The Motion is based on this Notice of Motion, the supporting Memorandum of
26 Points and Authorities (“MPA”) and the Declaration of Randal S. Livingston submitted
27 herewith, the record of this case, and any admissible evidence presented to the Court at or
28 prior to the hearing on this Motion.

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PLEASE TAKE FURTHER NOTICE that pursuant to Rule 9014-1(c)(1) of the Bankruptcy Local Rules for the United States District Court for the Northern District of California, any written opposition to the Motion and the relief requested therein must be filed with the Bankruptcy Court and served upon counsel for PG&E on or prior to May 11, 2001. If there is no timely objection to the requested relief, the Court may enter an order granting such relief without further hearing.

DATED: April 25, 2001

Respectfully,
HOWARD, RICE, NEMEROVSKI, CANADY,
FALK & RABKIN
A Professional Corporation

HOWARD
RICE
NEMEROVSKI
CANADY
FALK
& RABKIN
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