

50-275/323

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PACIFIC GAS AND ELECTRIC COMPANY

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In re

PACIFIC GAS AND ELECTRIC
COMPANY, a California corporation,

Debtor.

Federal I.D. No. 94-0742640

Case No. 01 30923 DM

Chapter 11 Case

Date: December 19, 2001
Time: 9:30 a.m.
Place: 235 Pine Street, 22nd Floor
San Francisco, California
Judge: Hon. Dennis Montali

REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MEMORANDUM OF POINTS
AND AUTHORITIES IN SUPPORT OF PG&E'S MOTION FOR (1) AUTHORITY TO
COMPROMISE CLAIMS DUE ESTATE BY SEMPRA ENERGY TRADING
CORPORATION AND SEMPRA ENERGY CORPORATION; (2) AUTHORITY TO
ENTER INTO MASTER GAS AGREEMENT; AND (3) APPROVAL OF PROVISIONS
OF MASTER GAS AGREEMENT MODIFYING AUTOMATIC STAY

A001 Add: Rids Ggc Mail Center

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CANADY
FALK
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1 In accordance with Federal Rule of Evidence 201, Pacific Gas and Electric
2 Company, the debtor and debtor in possession herein ("PG&E") respectfully requests that
3 this Court, in its consideration of PG&E's Motion for (1) Authority to Compromise Claims
4 Due Estate by Sempra Energy Trading Corporation ("SET") and Sempra Energy
5 Corporation ("Sempra Corp.") (collectively "Sempra"); (2) Authority to Enter into Master
6 Gas Agreement; and (3) Approval of Provisions of Master Gas Agreement Modifying
7 Automatic Stay ("Motion") filed herewith, take judicial notice of the information contained
8 in the exhibits attached hereto.¹

9 1. Exhibit 1 is a true and correct copy of the Declaration of Daniel F. Thomas
10 and exhibits thereto in Opposition to SET's Motion for Relief from Stay filed herewith on
11 June 25, 2001 by PG&E with this Court. Pleadings, orders, and other papers on file in the
12 underlying bankruptcy case are subject to judicial notice. See Mullis v. United States
13 Bankruptcy Court, 828 F.2d 1385, 1388 n.9 (9th Cir. 1987) (taking notice of same).

14 2. Exhibit 2 is a true and correct copy of the Notice of Motion and Motion of
15 SET for Relief from Stay and for Adequate Protection [11 U.S.C. § 362(d)(1), Local
16 Bankruptcy Rules 4000-1 and 9013-1]; Memorandum of Points and Authorities in Support
17 Thereof filed herewith on June 5, 2001 by SET with this Court. See Mullis, 828 F.2d at
18 1388.

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26 ¹Pursuant to the Court's Case Management Order (revised April 25, 2001) at 4:2-6, copies of
27 these exhibits are not attached to the service copies of this Request for Judicial Notice. Instead,
28 copies of the exhibits are available and may be obtained by written request to rlopez@hrice.com or
by sending a facsimile to Racquel N. Lopez at 415/217-5910. Copies of the exhibits will be mailed
to you.

1 For the foregoing reasons, PG&E respectfully requests that the Court take judicial
2 notice of each of the Exhibits accompanying this Request for Judicial Notice.

3
4 DATED: November ¹⁹9, 2001.

Respectfully,

5 HOWARD, RICE, NEMEROVSKI, CANADY,
6 FALK & RABKIN
A Professional Corporation

7
8 By: 

CEIDE ZAPPARONI

9 Attorneys for Debtor and Debtor in Possession
10 PACIFIC GAS AND ELECTRIC COMPANY

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14 HOWARD
RICE
NEMEROVSKI
CANADY
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& RABKIN
15 A Professional Corporation

Exhibits are not attached to the service copies of this document. You may obtain copies of the Exhibits in one of the following ways: through the "Pacific Gas & Electric Company Chapter 11 Case" link accessible through the Bankruptcy Court's website (www.canb.uscourts.gov), or by written request to Howard, Rice, Nemerovski, Canady, Falk & Rabkin, Attn: Nathaniel Hunt, Three Embarcadero Center, 7th Floor, San Francisco, California 94111-4065