

CHARLES R. AJALAT - State Bar No. 49994
TERRY L. POLLEY - State Bar No. 58038
RICHARD J. AYOOB - State Bar No. 81500
AJALAT, POLLEY & AYOOB, A Partnership
Including Professional Corporations
643 South Olive Street, Suite 200
Los Angeles, CA 90014-1685
Telephone No.: (213) 622-7400
Facsimile No. : (213) 622-4738

50-245/323

TOD V. BEEBE - State Bar No. 100265
BARTON, KLUGMAN & OETTING, LLP
333 South Grand Avenue, Suite 3700
Los Angeles, CA 90071
Telephone No.: (213) 621-4000
Facsimile No. : (213) 625-1832

Special Taxation Counsel for Pacific Gas and
Electric Company, Debtor and Debtor in Possession

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.: No. 01-30923-DM

Chapter 11 Case

**NOTICE OF FIRST AND FINAL
FEE APPLICATION OF
AJALAT, POLLEY & AYOOB
AND BARTON, KLUGMAN &
OETTING LLP**

**[APPLICATIONS AND
DECLARATIONS OF TOD V.
BEEBE AND MARK PENSKAR
IN SUPPORT THEREOF FILED
SEPARATELY]**

Hearing Date: February 26, 2002
Time: 9:30 a.m.
Place: 235 Pine Street, 22nd Floor
San Francisco, CA

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2 PLEASE TAKE NOTICE that on February 26, 2002, at 9:30 a.m., or as soon
3 thereafter as the matter may be heard, in the courtroom of the Honorable Dennis Montali,
4 located at 235 Pine Street, 22nd Floor, San Francisco, California, Special Taxation
5 Counsel for the Debtor, the firms of Ajalat, Polley & Ayoob and Barton, Klugman &
6 Oetting LLP will and hereby do make application to the court for approval of their First
7 and Final Fee Application for services performed on behalf of the Debtor.

8 Ajalat, Polley & Ayoob and Barton, Klugman & Oetting LLP were engaged both
9 pre-petition and post-petition to prosecute certain litigation against the City and County
10 of San Francisco regarding the constitutionality of its business tax system. That litigation
11 has now been resolved in a settlement, approved by the court, under which the City and
12 County of San Francisco paid the Debtor in excess of \$11,000,000. Pursuant to the terms
13 of the retainer agreement between the Debtor and Ajalat, Polley & Ayoob, that firm is
14 entitled to a final payment of contingent attorneys' fees in the amount of \$124,599. The
15 Applicants also request final approval of interim attorneys' fees and costs paid pursuant
16 to the court's Order of August 16, 2001 totaling \$35,109.99.

17 PLEASE TAKE FURTHER NOTICE that pursuant to Rule 9014-1(b)(2) of the
18 Bankruptcy Local Rules of the United States District Court for the Northern District of
19 California, any opposition to the application must be filed with the Bankruptcy Court and
20 served upon appropriate parties (including Ajalat, Polley & Ayoob and Barton, Klugman
21 & Oetting LLP) at least seven days prior to the scheduled hearing date. If there is no
22 timely objection to the Application, the court may enter an order approving the
23 Application without further hearing.

24 Copies of the Application, the Declarations of Tod V. Beebe and Mark Penskar in
25 support thereof may be obtained from Ajalat, Polley & Ayoob and Barton, Klugman &
26 Oetting LLP in one of the following two ways: (1) e-mail your request to
27 tbeebe@bkolaw.com, in which event copies of such pleadings shall be transmitted to you
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1 via e-mail at the e-mail address specified in your e-mail (or, if you do not expressly
2 specify an e-mail address, then via a reply e-mail to your e-mail); or (2) fax your request
3 to Tod V. Beebe at (213) 625-1832, in which event such pleading shall be faxed to you at
4 the fax number you specify.

5 Dated: January 9, 2002.

6 AJALAT, POLLEY & AYOOB
7 BARTON, KLUGMAN & OETTING LLP

8
9 By 

10 Tod V. Beebe, A Professional Corporation
11 Special Taxation Counsel for PACIFIC GAS &
12 ELECTRIC COMPANY, Debtor and Debtor in
13 Possession
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