

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA**



**FILED**

11-16-09  
04:59 PM

Order Instituting Rulemaking to Continue  
Implementation and Administration of California  
Renewables Portfolio Standard Program.

Rulemaking 08-08-009  
(Filed August 21, 2008)

**NOTICE OF *EX PARTE* COMMUNICATION**

Pursuant to Rule 8.3(a) of the Commission's Rules of Practice and Procedure, Pacific Gas and Electric Company (PG&E), Southern California Edison Company (SCE), and San Diego Gas and Electric Company (SDG&E) (the Investor-Owned Utilities or "IOUs") hereby give notice of the following *ex parte* communication. The communication occurred on Thursday, November 12, 2009, from approximately 2:00 p.m to 2:30 p.m by telephone to the offices of the California Public Utilities Commission. The communication was oral. [Rule 8.3(a)(1)]

Brian Prusnek, Manager of Regulatory Affairs, SCE, initiated the telephone call with Burt Mattson, Administrative Law Judge (ALJ), to discuss the objectives of the ALJ's Ruling regarding modifications made to model contracts, in which ALJ Mattson requested "certain information to learn more about the modifications to model contracts that have been requested and by whom." Also present on the call were Cathy Karlstad, Senior Attorney, Law, SCE; Joni Templeton, Attorney, Law, SCE; Eric Isken, Attorney, Law, SCE; Mike Marelli, Director, Renewable Power, SCE; Kathleen Sloan, Project Manager, Renewable Power, SCE; Sandra Burns, Principal - Structured Transactions, Energy Supply, PG&E; Linda Agerter, Senior Director and Counsel, Law, PG&E; Evelyn Lee, Attorney, Law, PG&E; Tanya Willacy, Attorney, Law, PG&E; David Poster,

Manager, Regulatory Relations, PG&E; Beatrice Heise, Legal Assistant, Law, PG&E; Mike McClenahan, Director, Procurement and Portfolio Design, SDG&E; Aimee Smith, Senior Counsel, Law, SDG&E; Abby Snyder, Senior Counsel, Law, SDG&E; Hannon Rasool, Regulatory Case Administrator, Regulatory Relations, SDG&E; and Billy Blattner, Manager, Regulatory Relations, SDG&E. [Rule 8.3(a)(2)]

Mr. Marelli stated that the form agreement published in each IOU's Renewables Procurement Standard Plan, which the ruling refers to as a "model contract" is used as a starting point for negotiations with counterparties and is modified based on the specific conditions of the market and the individual circumstances of the proposed projects during the course of negotiations. Ms. Lee stated that the model contract has been refined with each solicitation to help facilitate successful commercial transactions between the parties. Mr. McClenahan stated that the most productive use of resources would be to provide a qualitative description of modifications to the model contract, instead of the quantitative information requested by the Ruling. [Rule 8.3(a)(3)]

To obtain a copy of this notice, please notify Linda Tom-Martinez at (415) 973-4612 or via email at [lmt1@pge.com](mailto:lmt1@pge.com).

Respectfully submitted,

/s/

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Dated: November 16, 2009

CERTIFICATE OF SERVICE BY ELECTRONIC MAIL OR U.S. MAIL

I, the undersigned, state that I am a citizen of the United States and am employed in the City and County of San Francisco; that I am over the age of eighteen (18) years and not a party to the within cause; and that my business address is Pacific Gas and Electric Company, Regulatory Relations Department B10C, 77 Beale Street, San Francisco, California 94105.

I am readily familiar with the business practice of Pacific Gas and Electric Company for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence is deposited with the United States Postal Service the same day it is submitted for mailing.

On November 16, 2009, I caused to be served a true copy of:

**NOTICE OF EX PARTE COMMUNICATION**

[XX] By Electronic Mail – serving the enclosed via e-mail transmission to each of the parties listed on the official service list for R.08-08-009 with an e-mail address.

[XX] By U.S. Mail – by placing it for collection and mailing, in the course of ordinary business practice, with other correspondence of Pacific Gas and Electric Company, enclosed in a sealed envelope, with postage fully prepaid, addressed to all parties of record on the service list for R.08-08-009 who do not have an email address.

I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on November 16, 2009, at San Francisco, California.

/s/

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