

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



**FILED**

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In the matter of the Application of PacifiCorp (U901E) for approval to implement a Net Surplus Compensation Rate	Application 10-03-001 (Filed March 1, 2010)
In the Matter of the Application of Sierra Pacific Power Company (U903E) for Approval of a Net Surplus Compensation Rate.	Application 10-03-010 (Filed March 15, 2010)
Application of Pacific Gas and Electric Company To Implement Assembly Bill 920 (2009) Setting Terms and Conditions For Compensation For Excess Energy Deliveries By Net Metered Customers. (U 39 E)	Application 10-03-012 (Filed March 15, 2010)
Application of Southern California Edison Company (U338E) in Response to Assigned Commissioner's Ruling Directing Electric Utilities to File Applications Proposing a Net Surplus Compensation Rate Pursuant to Assembly Bill 920.	Application 10-03-013 (Filed March 15, 2010)
Application of San Diego Gas & Electric Company (U902E) Proposing a Net Surplus Compensation Rate Pursuant to Assembly Bill 920.	Application 10-03-017 (Filed March 15, 2010)

**NOTICE OF ORAL EX PARTE CONTACT  
BY THE SOLAR ALLIANCE**

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March 4, 2011

Attorneys for the Solar Alliance

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**NOTICE OF ORAL AND WRITTEN EX PARTE CONTACT  
BY THE SOLAR ALLIANCE**

Pursuant to Rule 8.3 of the Commission's Rules of Practice and Procedure, the Solar Alliance submits this Notice of Oral and Written Ex Parte Communication.

On Wednesday, March 2, 2011, at 10:00 a.m., the Solar Alliance had an ex parte meeting with Andrew Schwartz and Scott Murtishaw, advisors to Commissioner Michael Peevey. In attendance for the Solar Alliance were Jeanne Armstrong of the law firm Goodin, MacBride Squeri, Day & Lamprey, outside counsel to the Solar Alliance, Thomas Beach of Crossborder Energy, outside consultant to the Solar Alliance and Blair Swezey of Sun Power Corp. The

meeting was initiated by the Solar Alliance and took place at the Commission's offices in San Francisco and lasted for approximately 35 minutes.

During the meeting, both Ms. Armstrong and Mr. Beach expressed the Solar Alliance's concerns regarding the proposed decision adopting a net surplus compensation rate issued in the proceeding by ALJ Duda. Mr. Beach explained that the rate proposed does not reflect the avoided costs of the power which the utilities will not be required to purchase as a result of their purchases from the net surplus generators. In this regard Mr. Beach emphasized that in valuing the energy produced by these generators it is critical, as well as consistent with Commission precedent, to assess such energy in the aggregate. For purposes of this discussion, Mr. Beach distributed a table showing data on net surplus generation which had been appended to the Solar Alliance's comments on the proposed decision.

In addition Ms. Armstrong explained that the proposed decisions requirement that net surplus generators be certified by the California Energy Commission and be registered in WREGIS prior to being compensated for the renewable attributes of their power, is overly burdensome for these generators and is financially illogical as the generator would pay more annually for its participation in WREGIS then it would be compensated for its energy.

For a copy of this notice please contact Ms. Melinda LaJaunie at 415-392-7900 or [MLajaunie@goodinmacbride.com](mailto:MLajaunie@goodinmacbride.com).

Respectfully submitted this March 4, 2011, at San Francisco, California.

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By  /s/ Jeanne B. Armstrong  
Jeanne B. Armstrong

**Table 2**  
from Joint Solar Parties' PD Comments

**PG&E Data on Net Surplus Generation and NEM Customers**

Line	2007	2008	2009	2010 Forecast	2011 Forecast	2012 Forecast	2013 Forecast	2014 Forecast
1	1,272	1,963	2,491	3,344	4,306	5,398	6,638	8,047
2	14,763	22,216	28,659	38,373	49,407	61,939	76,173	92,340
3	8.6%	8.8%	8.7%	8.7%	8.7%	8.7%	8.7%	8.7%
4	2,540,184	3,388,138	5,251,028	6,499,767	8,368,749	10,491,467	12,902,477	15,640,906
5	1,997	1,726	2,108	1,944	1,944	1,944	1,944	1,944
6	1.5	1.9	3.0	3.7	4.8	6.0	7.4	9.0

Sources: Joint Solar Parties June 21 Proposal, Table 3, using data from PG&E discovery responses.  
Assumes annual PV output of 1,741 kWh per year per kW of installed AC capacity, from PVWATTS data for Sacramento.

**MW of Solar Capacity from AB 920 Net Surplus Generation for All Three IOUs**

	2007	2008	2009	2010 Forecast ...	2011	2012	2013	2014
PG&E	1.5	1.9	3.0	3.7	4.8	6.0	7.4	9.0
SCE	0.1	0.2	1.5	0.9	1.2	1.5	1.9	2.3
SDG&E	0.3	0.8	1.0	1.3	1.8	2.4	3.3	3.3
<b>Total</b>	<b>1.8</b>	<b>2.9</b>	<b>5.6</b>	<b>6.0</b>	<b>7.8</b>	<b>10.0</b>	<b>12.6</b>	<b>14.5</b>

Sources: Joint Solar Parties June 21 Proposal, Tables 3-5, using data from IOU discovery responses.

**CERTIFICATE OF SERVICE**

I, Melinda LaJaunie, certify that I have on this 4<sup>th</sup> day of March 2011 caused a copy of the foregoing

**NOTICE OF ORAL EX PARTE CONTACT  
BY THE SOLAR ALLIANCE**

to be served on all known parties to A.10-03-001, A.10-03-010, A.10-03-012, A.10-03-013, and A.10-03-017 listed on the most recently updated service list available on the California Public Utilities Commission website, via email to those listed with email and via U.S. mail to those without email service. I also caused courtesy copies to be hand-delivered as follows:

Commissioner Michael R. Peevey  
California Public Utilities Commission  
State Building, Room 5218  
505 Van Ness Avenue  
San Francisco, CA 94102

ALJ Dorothy Duda  
California Public Utilities Commission  
State Building, Room 5109  
505 Van Ness Avenue  
San Francisco, CA 94102

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 4<sup>th</sup> day of March 2011 at San Francisco, California.

/s/ Melinda LaJaunie  
Melinda LaJaunie

Service List – A.10-03-001, A.10-03-010  
A.10-03-012, A.10-03-013 & A.10-03-017  
(Updated February 18, 2011)

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