



BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

FILED

<p>Application of San Diego Gas & Electric Company (U 902-M) for Authority, Among Other Things, to Increase Rates and Charges for Electric and Gas Service Effective on January 1, 2012.</p> <p>Application of Southern California Gas Company (U 904-G) for authority to update its gas revenue requirement and base rates effective on January 1, 2012.</p>	<p align="right">03-02-11 03:47 PM Application 10-12-005 (Filed December 15, 2010)</p> <p align="right">Application 10-12-006 (Filed December 15, 2010)</p>
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**NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION
AND, IF REQUESTED (and checked), ALJ RULING
ON SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP**

Customer (party intending to claim intervenor compensation): The Utility Reform Network			
Assigned Commissioner: Michael Peevey		Assigned ALJ: John S. Wong	
I hereby certify that the information I have set forth in Parts I, II, III and IV of this Notice of Intent (NOI) is true to my best knowledge, information and belief. I further certify that, in conformance with the Rules of Practice and Procedure, this NOI and has been served this day upon all required persons (as set forth in the Certificate of Service attached as Attachment 1).			
Signature: /s/			
Date:	3/2/2011	Printed Name:	Nina Suetake

PART I: PROCEDURAL ISSUES

(To be completed by the party (“customer”) intending to claim intervenor compensation)

A. Status as “customer” (see Pub. Util. Code § 1802(b)): The party claims “customer” status because it (check one):	Applies (check)
1. Category 1: Represents consumers, customers, or subscribers of any electrical, gas, telephone, telegraph, or water corporation that is subject to the jurisdiction of the Commission (§ 1802(b)(1)(A))	
2. Category 2: Is a representative who has been authorized by a “customer” (§ 1802(b)(1)(B)).	
3. Category 3: Represents a group or organization authorized pursuant to its articles of incorporation or bylaws to represent the interests of residential customers, to represent “small commercial customers” (§ 1802(h)) who receive bundled electric service from an electrical corporation (§ 1802(b)(1)(C)), or to represent another eligible group.	X
4. The party’s explanation of its customer status, economic interest (if any), with any documentation (such as articles of incorporation or bylaws) that supports the party’s	

“customer” status. Any attached documents should be identified in Part IV.

TURN is a “group or organization authorized pursuant to its articles of incorporation or bylaws to represent the interests of residential ratepayers.” TURN provided the relevant portion of our articles of incorporation in the NOI submitted in A.98-02-017, and again in A.99-12-024. The articles of incorporation have not changed since the time of those earlier submissions. D.98-04-059 directs groups such as TURN to indicate the percentage of their members that are residential ratepayers. Id., FOF 12. TURN has approximately 20,000 dues paying members, of whom we believe the vast majority are residential ratepayers. TURN does not poll our members in a manner that would allow a precise breakdown between residential and small business members, so a precise percentage is not available.

B. Timely Filing of NOI (§ 1804(a)(1)):	Check
1. Is the party’s NOI filed within 30 days after a Prehearing Conference? Date of Prehearing Conference: January 31, 2011	Yes <u>X</u> No <u> </u>
2. Is the party’s NOI filed at another time (for example, because no Prehearing Conference was held, the proceeding will take less than 30 days, the schedule did not reasonably allow parties to identify issues within the timeframe normally permitted, or new issues have emerged)?	Yes <u> </u> No <u>X</u>
2a. The party’s description of the reasons for filing its NOI at this other time:	
2b. The party’s information on the proceeding number, date, and decision number for any Commission decision, Commissioner ruling, or ALJ ruling, or other document authorizing the filing of its NOI at that other time:	

PART II: SCOPE OF ANTICIPATED PARTICIPATION

(To be completed by the party (“customer”) intending to claim intervenor compensation)

A. Planned Participation (§ 1804(a)(2)(A)(i)):
<ul style="list-style-type: none"> • The party’s description of the nature and extent of the party’s planned participation in this proceeding (as far as it is possible to describe on the date this NOI is filed). • The party’s statement of the issues on which it plans to participate.
<p><u>Nature and Extent of Planned Participation</u> TURN intends to be a very active party in this general rate case. We will conduct discovery, prepare testimony, participate in evidentiary hearings, file briefs, and prepare comments on the proposed and any alternate decisions ultimately issued by the Commission.</p>

Issues Likely to Be Addressed

As in recent GRCs, TURN expects to address major issues related to O&M expenses, capital costs, customer service costs, administrative and general expenses, shared services and other support costs, depreciation expenses, rate base, and intersections between SoCalGas’ requests in this case and in other proceedings, though TURN reserves the right to narrow its focus or address other issues. As always, the extent of TURN’s involvement will necessarily depend on the resources available to us at the time that such involvement is required.

Avoiding Undue Duplication

The Commission has stated that it will make a preliminary determination based on the NOI whether an intervenor represents interests that, if not for the availability of compensation, would be “underrepresented” in the proceeding. D.98-04-059, mimeo, at 27. TURN, Utility Consumer’s Action Network, Aglet Consumer Alliance and the Division of Ratepayer Advocates (DRA) are all parties to this proceeding and generally represent ratepayer interests. A number of other intervenors appear likely to play an active role in this proceeding, including Disability Rights Advocates, Greenlining Institute, Latino Business Chamber of Greater LA, and National Asian American Coalition.

As in past Sempra Utilities’ GRCs, TURN expects to coordinate closely with UCAN. Although some overlap may occur, TURN intends to focus primarily issues related to SoCalGas while UCAN will address similar issues for SDG&E. TURN also expects to coordinate closely with DRA and other intervenors in order to minimize any overlap in issues considered and to ensure that, where such overlap occurs, each party is presenting a unique analysis. In recent GRCs the Commission has recognized the need to have substantial ratepayer representation in the form of a number of compensation-eligible intervenors actively involved in the proceeding. Finally, the Commission should recognize that the combined presence of TURN, DRA and the other consumer representatives is likely to only begin to counterbalance the utility’s ratepayer-funded resources in this proceeding.

B. The party’s itemized estimate of the compensation that the party expects to request, based on the anticipated duration of the proceeding (§ 1804(a)(2)(A)(ii)):

Item	Hours	Rate \$	Total \$	#
ATTORNEY FEES				
Marybell Ang	150	280	42,000	1
Robert Finkelstein	200	470	94,000	2
Matthew Freedman	150	325	48,750	3
Hayley Goodson	50	295	14,750	4
Marcel Hawiger	150	325	48,750	5
Nina Suetake	300	280	84,000	6
		Subtotal:	332,250	7

EXPERT FEES				
JBS Energy			\$200,000	8
		Subtotal:		
OTHER FEES				
NA				
		Subtotal:		
COSTS				
Computerized legal research, copying, expert and attorney travel			5,000	9
		Subtotal:		
TOTAL ESTIMATE \$:			537,250	10
Comments/Elaboration (use reference # from above):				
When entering items, type over bracketed text; add additional rows to table as necessary. Estimate may (but does not need to) include estimated claim preparation time. Claim preparation is typically compensated at ½ of preparer's normal hourly rate.				

PART III: SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP

(To be completed by party ("customer") intending to claim intervenor compensation; see Instructions for options for providing this information)

A. The party claims "significant financial hardship" for its claim for intervenor compensation in this proceeding on the following basis:	Applies (check)
1. "[T]he customer cannot afford, without undue hardship, to pay the costs of effective participation, including advocate's fees, expert witness fees, and other reasonable costs of participation" (§ 1802(g)); or	
2. "[I]n the case of a group or organization, the economic interest of the individual members of the group or organization is small in comparison to the costs of effective participation in the proceeding" (§ 1802(g)).	
3. A § 1802(g) finding of significant financial hardship in another proceeding, made within one year prior to the commencement of this proceeding, created a rebuttable presumption of eligibility for compensation in this proceeding (§ 1804(b)(1)).	X
ALJ ruling (or CPUC decision) issued in proceeding number: P.10-08-016	
Date of ALJ ruling (or CPUC decision): November 22, 2010	

B. The party's explanation of the factual basis for its claim of "significant financial hardship" (§ 1802(g)) (necessary documentation, if warranted, is attached to the NOD):
NA

**PART IV: THE PARTY’S ATTACHMENTS DOCUMENTING SPECIFIC
ASSERTIONS MADE IN THIS NOTICE**

(The party (“customer”) intending to claim intervenor compensation identifies and attaches documents (add rows as necessary.) Documents are not attached to final ALJ ruling.)

Attachment No.	Description
1	Certificate of Service

ADMINISTRATIVE LAW JUDGE RULING¹
(ALJ completes)

	Check all that apply
1. The Notice of Intent (NOI) is rejected for the following reasons:	
a. The NOI has not demonstrated status as a “customer” for the following reason(s):	
b. The NOI has not demonstrated that the NOI was timely filed (Part I(B)) for the following reason(s):	
c. The NOI has not adequately described the scope of anticipated participation (Part II, above) for the following reason(s):	
2. The NOI has demonstrated significant financial hardship for the reasons set forth in Part III of the NOI (above).	
3. The NOI has not demonstrated significant financial hardship for the following reason(s):	
4. The ALJ provides the following additional guidance (see § 1804(b)(2)):	

¹ An ALJ Ruling will not be issued unless: (a) the NOI is deficient; (b) the ALJ desires to address specific issues raised by the NOI (to point out similar positions, areas of potential duplication in showings, unrealistic expectations for compensation, or other matters that may affect the customer’s claim for compensation); or (c) the NOI has included a claim of “significant financial hardship” that requires a finding under § 1802(g).

IT IS RULED that:

	Check all that apply
1. The Notice of Intent is rejected.	
2. Additional guidance is provided to the customer as set forth above.	
3. The customer has satisfied the eligibility requirements of Pub. Util. Code § 1804(a).	
4. The customer has shown significant financial hardship.	
5. The customer is preliminarily determined to be eligible for intervenor compensation in this proceeding. However, a finding of significant financial hardship in no way ensures compensation.	

Dated _____, at San Francisco, California.

ADMINISTRATIVE LAW JUDGE

**Attachment 1:
Certificate of Service by Customer**

I hereby certify that I have this day served a copy of the foregoing **NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION** by (check as appropriate):

- hand delivery;
- first-class mail; and/or
- electronic mail

to the following persons appearing on the official Service List:

aaron.joseph.lewis@gmail.com
alison@bartlewells.com
ASteinberg@SempraUtilities.com
beg@cpuc.ca.gov
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learl@SempraUtilities.com
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Executed this 2nd day of March, 2011, at San Francisco,
California.

/S/

Larry Wong
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