



BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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Application of PACIFIC GAS AND ELECTRIC COMPANY for Approval of Modifications to its SmartMeter™ Program and Increased Revenue Requirements to Recover the Costs of the Modifications (U39M)	Application 11-03-014 (Filed March 24, 2011)
And Related Matters.	Application 11-03-015 Application 11-07-020

NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION AND, IF REQUESTED (and [x] <sup>1</sup> IF checked), ADMINISTRATIVE LAW JUDGE'S RULING ON CONSUMER POWER ALLIANCE'S SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP

Customer (party intending to claim intervenor compensation): CONSUMERS POWER ALLIANCE (CPA)			
Assigned Commissioner: PEEVEY		Assigned ALJ: YIP-KIKUGAWA	
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:	June 14, 2012	Printed Name:	H. BRYDEN

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 Applies

<sup>1</sup> DO NOT CHECK THIS BOX if no finding of significant financial hardship is needed (in cases where there is a valid rebuttable presumption of eligibility (Part III(A)(3)) or significant financial hardship showing has been deferred to the intervenor compensation claim).

claims "customer" status because the party (check one):	<b>(check)</b>
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
<p>4. The party's explanation of its customer status, 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.</p> <p>CPA is an unincorporated non-profit association that has registered with the California Secretary of State. Its members include people and organizations who are SCE, SDG&amp;E, and SoCalGas customers and ratepayers, and CPA is representing their interests in this proceeding. The purpose section of the CPA by-laws state, "CPA is a public benefit coalition of concerned citizens and organizations, dedicated to the promotion and support of America's safe, reliable, cost-efficient and secure energy production, supply and delivery systems, and the ongoing education, representation, and protection of California consumers who are customers of public utility energy providers. CPA participates in California Public Utilities Commission regulatory proceedings and other related activities to further these goals"</p> <ul style="list-style-type: none"> <li>Describe if you have any direct economic interest in outcomes of the proceeding.</li> </ul> <p>CPA has no direct economic interest in the outcome of this proceeding.</p>	

<b>B. Timely Filing of Notice of Intent (NOI) (§ 1804(a)(1)):</b>	<b>Check</b>
1. Is the party's NOI filed within 30 days after a Prehearing Conference? Date of Prehearing Conference: <u>May 16, 2012</u>	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>  </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, ALJ ruling, or other document authorizing the filing of 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)):**

- The party's statement of the issues on which it plans to participate. CPA plans to participate in all issues raised in the Scoping Memo dated June 8, 2012 except those related to the tax or other legal implications of community opt-out proposals on local governments. CPA will participate in the issues of reasonable bases for community Opt-Outs, notification of ratepayers about the Opt-Out program, rate structures and levels that will apply to consumers, including MDUs and commercial entities to the Opt-Out program, and other issues of concern to CPA.

- The party's explanation as to how it plans to avoid duplication of effort with other parties and intervenors.

CPA is jointly represented by counsel for a number of diverse parties in this proceeding and will continue to efficiently coordinate with them and other parties to conserve all of our resources.

- 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).

In coordination with other parties, CPA will sponsor expert testimony and briefs on the issues of concern to CPA. Because of CPA's membership demographics, CPA will put particular emphasis on the SCE, So Cal Gas, and SDG&E issues presented in this proceeding.

<b>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)):</b>				
<b>Item</b>	<b>Hours</b>	<b>Rate \$</b>	<b>Total \$</b>	<b>#</b>
<b>ATTORNEY, EXPERT, AND ADVOCATE FEES</b>				
[Attorney 1]	60	365	21,900	
[Attorney 2]	40	245	9,800	
[Expert 1]	50	365	18,250	
[Expert 2]				
[Advocate 1]				
[Advocate 2]				
	<b>Subtotal:</b>			
<b>OTHER FEES</b>				
Paralegal	30	140	4,200	
[Person 2]				
	<b>Subtotal:</b>			
<b>COSTS</b>				
Copying, courier, filings, postage			1,500	
[Item 2]				
	<b>Subtotal:</b>			
<b>TOTAL ESTIMATE \$:</b>			55,650	
<p>Estimated Budget by Issues:</p> <p>At this time the estimate is equally allocated to all designated issues, pending a ruling on the legal issues being briefed.</p> <p>Comments/Elaboration (use reference # from above):</p>				
<p>When entering items, type over bracketed text; add additional rows to table as necessary.</p> <p>Estimate may (but does not need to) include estimated Claim preparation time. Claim preparation (as well as travel time) is typically compensated at ½ of preparer's normal hourly rate.</p>				

**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)**

<b>A. The party claims "significant financial hardship" for its Intervenor Compensation Claim in this proceeding on the following basis:</b>	<b>Applies (check)</b>
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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	X
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)).	X
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)).	
ALJ ruling (or CPUC decision) issued in proceeding number:	
Date of ALJ ruling (or CPUC decision):	

**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 NOI):**

**PART IV: ATTACHMENTS DOCUMENTING SPECIFIC ASSERTIONS MADE IN THIS NOTICE**  
**(The party (“customer”) intending to claim intervenor compensation identifies and attaches documents; add rows as necessary)**

Attachment No.	Description
1	Certificate of Service
2	<b>CONSUMERS POWER ALLIANCE ORGANIZATIONAL STATEMENT AND PROCEDURAL BY-LAWS</b>

**ADMINISTRATIVE LAW JUDGE RULING<sup>2</sup>**

<sup>2</sup> An ALJ Ruling needs 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 Intervenor Compensation Claim); or (c) the NOI has included a claim of “significant financial hardship” that requires a finding under § 1802(g).

(ALJ completes)

	Check all that apply
<b>1. The Notice of Intent (NOI) is rejected for the following reasons:</b>	
a. The NOI has not demonstrated the party's 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):	
<b>2. The NOI has demonstrated significant financial hardship for the reasons set forth in Part III of the NOI (above).</b>	
<b>3. The NOI has not demonstrated significant financial hardship for the following reason(s):</b>	
<b>4. The ALJ provides the following additional guidance (see § 1804(b)(2)):</b>	

**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.

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ADMINISTRATIVE LAW JUDGE