

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



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Order Instituting Rulemaking to Continue) Rulemaking 11-05-005
Implementation and Administration of California) (Filed May 5, 2011)
Renewables Portfolio Standard Program.)

**SAN DIEGO GAS & ELECTRIC COMPANY
(U 902 E) REVISED DRAFT REMAT SCHEDULE**

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January 18, 2013

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

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**I.
INTRODUCTION**

In accordance with the Rules of Practice and Procedure of the California Public Utilities Commission (the “Commission”) and the direction provided by Administrative Law Judge (“ALJ”) Regina DeAngelis in her e-mail ruling dated January 7, 2012 (the “Ruling”), San Diego Gas & Electric Company (“SDG&E”) respectfully submits its revised draft tariff schedule “Renewable Market Adjusting Tariff” (“ReMAT”) relating to the Public Utilities Code § 399.20 Feed-In Tariff (“FIT”) program.

The Ruling directs SDG&E, Pacific Gas & Electric Company (“PG&E”) and Southern California Edison Company (“SCE”) (together the “investor-owned utilities” or the “IOUs”) to file revised ReMAT tariff schedules with provisions that are consistent across the three IOUs to the extent possible and that take into consideration comments previously filed by stakeholders. SDG&E’s revised draft ReMAT schedule responds to the direction set forth in the Ruling and Decision (“D.”) 12-05-035, which implements amendments to the Section 399.20 FIT Program.

II. MAJOR ReMAT SCHEDULE REVISIONS

A. Program Effective Date and Uniform Schedule

While the IOUs have differing internal processes and systems, they have worked together to developed a uniform schedule applicable to all aspects of the FIT Program, including the program Effective Date, Initial Program Participation Request (“PPR”) Submission Date, and the beginning of Period 1 of the Initial Program Phase.

SDG&E requests that in establishing the Effective Date of its revised ReMAT tariff schedule, the Commission set the Effective Date no earlier than the date that the Commission’s approval of the ReMAT tariff is final-and non-appealable. Applicants will then submit PPRs on the first business day of the month that is no earlier than sixty (60) days after the Effective Date of the ReMAT (the “Initial PPR Submission Date”). The first program period (Period 1) will commence on the first business day of the month that is no earlier than sixty (60) days after the Initial PPR Submission Date.

The schedule proposed is necessary to allow the IOUs to effectively implement the ReMAT program; final implementation may include additional filings required to conform the ReMAT tariff schedule and form PPA to the final Commission Decision, and will require configuration of IOU processes, systems, and materials to reflect the final Decision. In addition, given the nature of the program, in which applicants receive a ReMAT queue number on a first-come first-serve basis, it is absolutely critical that the Joint IOUs have sufficient time to communicate ReMAT program terms and application processes to the potential applicants, including not limited to holding a webinar and making application materials available for review prior to the Initial PPR Submission Date. Finally, because it is anticipated that a large volume of PPRs will be submitted

upon commencement of the ReMAT program, SDG&E requests that the first program period (“Period 1”) commence no earlier than sixty (60) days after the Initial PPR Submission Date. Program success requires that the IOUs have adequate time to review and process PPRs between the Initial PPR Submission Date and the beginning of Period 1.

B. Cure Period for Minor Deficiencies

The Program Participation Request (“PPR”) Section describes the process by which an Applicant will submit the form, documentation, and PPR fee for each PPR submittal, as well as the timeline for the PPR review process. As proposed, the provision will include a ten (10)-day Cure Period within which an Applicant may be permitted to cure “minor” deficiencies, as identified by SDG&E. The term “minor” is used in order to prevent a scenario in which the Applicant submits an incomplete PPR with the intent to claim a higher queue position while utilizing the cure period to secure the required documentation. The Applicant’s initial PPR must demonstrate that the Applicant’s project was eligible at the time of submittal.

C. SDG&E Will Offer 3 MW of Capacity for each Product Type per Period to the Extent Possible

The Capacity Allocation Section clarifies the method by which SDG&E will calculate the capacity available for each Product Type for each of the Bi-Monthly Periods. The purpose of SDG&E’s calculation is to ensure that SDG&E is able to offer 3 MW per Bi-Monthly Period to the extent possible. As detailed in prior comments, if SDG&E divided its remaining feed-in tariff (“FiT”) capacity by the initial twelve (12) Bi-Monthly Periods, this would likely result in the allocation of a fraction of a MW to each Bi-Monthly Period. SDG&E believes that offering 3 MW per Period to the extent

possible is the best way to ensure that enough capacity is available to be subscribed, thereby providing the program with the greatest probability of success.

D. Completion of the Re-MAT PPA with Information from the Applicant's PPR

The Subscription Section outlines the process by which SDG&E will award capacity, and details the deadlines by which the Applicant must respond. This Section also streamlines the contracting process by assigning SDG&E the responsibility of using the information contained in the PPR to complete the Re-MAT PPA, which will then be sent to the Applicant for execution.

E. Right to Deny Service under Re-MAT

The Denial of Re-MAT Service Section has been added to further clarify that SDG&E has the authority to deny service under the Re-MAT Tariff Schedule by written notice, under the outlined conditions. It also explains that if SDG&E makes a denial determination, the Applicant may appeal this decision to the Commission.

F. Definitions Section Added to Clarify Terms within the Re-MAT Schedule

The Definitions Section has been added to describe the three Product Types in greater detail and to clarify that capitalized terms within the Schedule have the same meaning as terms that appear in the Re-MAT PPA, unless otherwise defined in the Schedule. It also explains that Subscription is defined as the total capacity of Applicants willing to accept the Contract Price in a Period.

G. Revisions to Eligibility Criteria

The Eligibility Section details the requirements an Applicant must satisfy in order to be eligible to apply for the program. This Section contains a revision to the Seller Concentration criterion, and specifies that this requirement will be assessed based on

sponsorship equity. The Applicant is responsible for providing the supporting documentation to SDG&E. SDG&E reserves the right to review this documentation and request additional information as needed, but will not be responsible for advising the Applicant on its ownership share(s).

The Eligibility Section also contains a revision to the Developer Experience criterion, which is intended to eliminate ambiguity regarding the definition of a “similar sized” project. For purposes of the Re-MAT Program, if a developer has constructed a project sized less than 1 MW, it has met the criterion to construct a Re-MAT Project with a maximum size of 1 MW; if it has constructed a project larger than 1 MW, it is eligible to construct a project with a maximum size of 3 MW.

Respectfully submitted this 18th day of January, 2013.

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ATTACHMENT



SCHEDULE Re-MAT

Renewable Market Adjusting Tariff

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A. APPLICABILITY

The Renewable Market Adjusting Tariff schedule (Re-MAT or this Schedule) implements the renewable resource Feed-In Tariff Program pursuant to California Public Utilities Code (PUC) Section 399.20 and California Public Utilities Commission (CPUC) Decision (D.) 12-05-035. The Schedule is available, on a first-come, first-served basis, to Applicants that own or control a Facility (or Project), meet the eligibility criteria below, and submit a complete Program Participation Request (PPR).

Service under Re-MAT will be closed to new applicants when the combined contract capacities of participating Facilities under SDG&E's Re-MAT, Water Agency Tariff for Eligible Renewables (WATER), and Customer Renewable Energy (CRE) Schedules reaches 48.8 megawatts (MW) (Program Cap), which represents SDG&E's allocated share of the total statewide program cap of 750 MW, as provided for in PUC Section 399.20 and CPUC D.12-05-035.

B. EFFECTIVE DATE

The Effective Date of Re-MAT shall be [insert], as determined in CPUC D. XX-XX-XXX. In no event shall the Effective Date of E-Re-MAT be prior to the date in which CPUC D. XX-XX-XXX becomes final and non-appealable.

C. TERRITORY

SDG&E's electric service territory.

D. ELIGIBILITY

An applicant for Re-MAT (Applicant) must own or control the Project and the Applicant's proposed Project must meet the following eligibility criteria for Re-MAT (Eligibility Criteria):

1. Territory: The Project must be physically located within SDG&E's electric service territory and must be interconnected to SDG&E's electric distribution system.
2. Eligible Renewable Energy Resource: The Project must be an Eligible Renewable Energy Resource as defined in PUC Section 399.12.
3. Qualifying Facility: The Project must be registered with the Federal Energy Regulatory Commission (FERC) as a Qualifying Facility, as defined by the FERC. See 16 U.S.C. § 824a-3(b); 18 C.F.R. § 292.304(a)(2).
4. Contract Capacity: The Contract Capacity for the Project cannot exceed 3.0 MW.
5. Interconnection Study/Strategically Located: An Applicant must have passed the Fast Track screens, passed Supplemental Review, completed an SDG&E System Impact Study in the Independent Study Process, or completed an SDG&E Phase 1 Study in the Cluster Study Process for its Project (Interconnection Study).

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- a. The Project's Interconnection Study must affirmatively support the Project's ability to interconnect (a) within twenty four (24) months of the date that a PPR is submitted and (b) without requiring transmission system Network Upgrades in excess of \$300,000.
 - b. Projects can choose between SDG&E's Rule 21 or SDG&E's Wholesale Distribution Access Tariff ("WDAT") and must follow these procedures until the Commission makes a final and non-appealable determination in Rulemaking (R.) 11-09-011 revising SDG&E's Rule 21, after which the Project must interconnect as stipulated in that CPUC determination. Those Projects that request interconnection pursuant to SDG&E's WDAT and have submitted a PPR under this Schedule prior to any such final CPUC determination in R.11-09-011 will continue to be eligible to receive service under this Schedule, provided the Project is otherwise eligible.
6. Site Control: The Applicant must provide to SDG&E an attestation that it has 100% site control for the Project through: (a) direct ownership; (b) lease; or (c) an option to lease or purchase that may be exercised upon execution of the Re-MAT power purchase agreement. The Applicant is required to submit a map showing the boundary of the Site for which the Applicant has control as part of the PPR. SDG&E reserves the right to request additional information.
 7. Developer Experience: The Applicant must provide to SDG&E an attestation that at least one member of its development team has: (a) completed the development of at least one project of similar technology and capacity; or (b) begun construction of at least one other project of similar technology and capacity. A project less than 1 MW will be deemed to be similar capacity to a Project up to 1 MW. A project between 1 MW to 3 MW will be deemed to be a similar capacity to a Project up to 3 MW. For example, for a 3 MW Project, a project of similar capacity cannot be smaller than 1 MW.
 8. Daisy Chaining: The Applicant must provide to SDG&E an attestation that the Project is the only exporting project being developed or owned or controlled by the Applicant on any single or contiguous pieces of property. SDG&E may, at its sole discretion, determine that the Applicant does not satisfy this Eligibility Criteria if the Project appears to be part of a larger installation in the same general location that has been or is being developed by the Applicant or the Applicant's Affiliates.
 9. Other Incentives: An Applicant that previously received incentives under the California Solar Initiative (CSI) or the Small Generator Interconnection Program (SGIP) for the Project is ineligible for Re-MAT if the incentives were received within ten (10) years or less of the date that Applicant submits a PPR for Re-MAT. An Applicant that previously received incentive payments under CSI, SGIP or a similar program for the Project must provide an attestation to SDG&E stating that, as of the date the Applicant submits the PPR, the Project has been operating for at least ten (10) years from the date the Applicant first received ratepayer-funded incentive payments under SGIP, CSI, or a similar program for the Project.

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- 10. Net Energy Metering: An Applicant that is a net energy metering (NEM) customer can only participate in Re-MAT if the Applicant provides an attestation to SDG&E stating that, as of the date the Applicant submits the PPR, the Applicant has terminated its participation in the NEM program for the Project.
- 11. Seller Concentration: The Applicant and Applicant's Affiliates may not have already executed with SDG&E Re-MAT PPAs for more than 10 MW. With each PPR, the Applicant must provide to SDG&E an attestation that includes the percentage ownership that the Applicant and Applicant's Affiliates have in each Project for which a Re-MAT PPA has been executed or a PPR submitted. The attestation must also provide a calculation of the total capacity (MWs) of executed Re-MAT PPAs in which the Applicant has any ownership. Ownership in a Project should be based on "sponsor equity." The determination of the percentage of ownership or "sponsor equity" of an Applicant in a Project will be made by the Applicant, based on project financing conventions and/or accounting standards. SDG&E will not have an obligation to review materials or documents related to an Applicant's ownership or financing of a Project and will not have an obligation to advise an Applicant on the percentage ownership that an Applicant has in a Project. SDG&E shall have the right to request and review the Applicant's ownership calculations and supporting documentation. The Applicant must submit an updated attestation within five (5) business days if changes occur.

E. PROGRAM PARTICIPATION REQUEST (PPR)

The PPR requirements and review process are described below.

- 1. An Applicant must submit a complete PPR to be eligible for Re-MAT and must submit the following PPR items. Information on how to submit the PPR will be available on SDG&E's website. A PPR must include:
 - a. PPR Fee: Applicant must pay a \$2/kilowatt (kW) non-refundable application fee as part of each PPR submission. The PPR fee will not be applicable towards the Collateral Requirement under a Re-MAT PPA. The manner and form of payment will be specified by SDG&E on its website or information technology system.
 - b. PPR Form: Applicant must submit the PPR form in a manner and form specified by SDG&E.
 - c. Supporting Documentation: Supporting documentation, including but not limited to the items below, must be submitted.
 - (1) Copy of the most recent Interconnection Study for the Project. Any new or amended Interconnection Study or Interconnection Agreement must be submitted to SDG&E within five (5) business days of receipt of the study or agreement.
 - (2) A completed copy of Appendix E of the Re-MAT PPA, including (but not limited to) a single line diagram and a site map clearly outlining the border of the Project site for which site control exists.
 - (3) The attestations required in this Schedule.
 - (4) Such other information and documentation that SDG&E may request to verify compliance with the Eligibility Criteria

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- d. Review Period and Re-MAT Queue Number Assignment: Within twenty (20) business days of receiving a PPR, SDG&E, in its sole discretion, will confirm whether the Applicant's PPR is deemed complete and satisfies the Eligibility Criteria. Applicants will be assigned a program position (Re-MAT Queue Number) once the PPR is deemed complete. If the PPR is deemed complete, the Re-MAT Queue Number assignment will be based on the date and time that the PPR was received by SDG&E.
 - e. PPR Rejection: If an Applicant's PPR is deemed incomplete, or the Applicant is otherwise ineligible for a Re-MAT PPA, SDG&E will notify the Applicant that the PPR has been rejected (i.e., the PPR is null and void). If rejected, the Applicant will be required to submit a new, correct and complete PPR demonstrating the Applicant's eligibility. The Applicant's Re-MAT Queue Number will be based on the date and time of the re-submitted, correct and complete PPR.
 - f. Cure Period: SDG&E, in its sole discretion, may permit the Applicant to cure minor deficiencies, as determined by SDG&E, by re-submitting the PPR (or a subset thereof) within ten (10) business days of notice from SDG&E of the deficiency. To be permitted to cure the deficiencies identified by SDG&E, the Applicant's original PPR must demonstrate that the Applicant's project was eligible at the time of submittal. Applicants whose PPRs contain material substantive issues with program eligibility will be deemed incomplete and rejected. SDG&E will review a re-submitted PPR within twenty (20) business days of receipt of the re-submitted PPR. If the re-submitted PPR is deemed complete after the second review, the Re-MAT Queue Number assignment will be based on the date that the PPR was initially received by SDG&E. Failure to re-submit the PPR within ten (10) business days of notice from SDG&E to correct the minor deficiency shall result in the PPR being rejected, as described in Program Participation Request Section E.1.e above.
 - g. Change in Eligibility: If an Applicant and/or Project previously deemed eligible to participate in Re-MAT no longer meets the Eligibility Criteria, the Applicant must immediately notify SDG&E and shall relinquish its Re-MAT Queue Number for the applicable PPR. The PPR will be deemed to be rejected, as described in Program Participation Request Section E.1.e above
2. Once an Applicant has a Re-MAT Queue Number for its proposed Project, the information provided in the PPR regarding the Project may not be modified, unless permitted or approved by SDG&E, and shall be used for the completion of the Re-MAT PPA. SDG&E will indicate what information, if any, in the PPR can be modified in its PPR materials and/or system.
 3. An Applicant may contest a determination of ineligibility through the CPUC's standard complaint procedure set forth in the CPUC's Rules of Practice and Procedure.

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F. DATES AND PROGRAM PERIODS

1. Initial PPR Submission Date: Applicants will be able to submit a PPR for a Project beginning at 9:00 a.m. Pacific Standard Time (PST) on the first business day that is no earlier than sixty (60) days after the Effective Date of Re-MAT (Initial PPR Submission Date).
2. Initial Program Phase: The Initial Program Phase shall be up to twenty-four (24) months total, which will be divided into twelve (12) bi-monthly program periods (Periods). Period 1 will begin on the first business day of the month that is no earlier than sixty (60) days after the Initial PPR Submission Date. Each subsequent Period during the Initial Program Phase shall be numbered sequentially (e.g., Period 2, Period 3, etc.) and shall occur on the first business day of the second month following the beginning of the previous Period.
 - a. After the conclusion of the Initial Program Phase, there shall be a Second Program Phase that will be a maximum of twenty-four (24) months total. The Second Program Phase will be divided into twelve (12) Periods and shall start with Period 13. Each subsequent Period during the Second Program Phase shall be numbered sequentially (e.g., Period 14, Period 15, etc.) and shall occur on the first business day of the second month following the beginning of the previous Period.
 - b. Re-MAT shall be closed to new applicants and shall no longer be available at the end of the Second Program Phase.

G. CAPACITY ALLOCATION

Re-MAT capacity shall be allocated as follows:

1. On the Effective Date of Re-MAT, the initial program capacity will be calculated by subtracting the sum of the capacity of then existing contracts under WATER and CRE from the Program Cap (Initial Program Capacity). The Initial Program Capacity and its calculation will be published on SDG&E's website.
2. On the Effective Date of Re-MAT, SDG&E will assign an equal portion of the Initial Program Capacity to the three Product Types: 1) Baseload, 2) As-Available Peaking, and 3) As-Available Non-Peaking. The Initial Program Capacity that is allocated to each Product Type shall be calculated by dividing the capacity assigned to each Product Type by 3.0 MW, the resulting number will determine the initial number of SDG&E's Program Periods. SDG&E will then offer capacity in 3.0 MW increments per Product Type for each of SDG&E's initial Program Periods, with the exception of SDG&E's last initial Program Period which will include any remaining fraction of capacity resulting from the calculation described above. The capacity offered in SDG&E's last initial Program Period will also include a portion of any unsubscribed MW from previous Periods that, aggregated with the remaining fraction of capacity from the initial calculation, will not exceed 3.0 MW. Any unsubscribed MW remaining after SDG&E's initial Program Periods will be allocated to additional Period(s) following the same calculation described above until the total nameplate MW capacity for the Product Type becomes fully subscribed.

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- 3. On the first business day of each Period during the Initial Program Phase, SDG&E shall publish the Available Allocation for each Product Type on SDG&E's website.
- 4. Any unsubscribed (*i.e.*, uncontracted) portion of Available Allocation remaining after the Initial Program Phase will be allocated to the same Product Type in the Second Program Phase using the same methodology set forth in Capacity Allocation Section G.2.
- 5. Any capacity associated with WATER, CRE, or Re-MAT PPAs that are terminated prior to delivering electricity during the Initial Program Phase will be allocated by SDG&E to one or more Product Types and Periods beginning in an Initial Program Phase Period that has less than the Initial Allocation (3.0 MW) or to the Second Program Phase. Any capacity associated with WATER, CRE, or Re-MAT PPAs that are terminated after delivering electricity or during the Second Program Phase will not be re-allocated.

H. PRICE

The prices for Re-MAT PPAs will be determined as follows:

- 1. The initial Re-MAT Contract Price offered for each Product Type in Period 1 will equal \$89.23/MWh, pre- time of delivery adjustments. See the Re-MAT PPA for contractual terms related to Contract Price.
- 2. The Contract Price for each Product Type will be published on SDG&E's website on the first business day of every Period. After Period 1, the Contract Price for each Product Type will adjust independently for each Period as follows:
 - a. A Contract Price adjustment will be triggered only if there are at least five (5) eligible Projects from five (5) different Applicants (including Applicant's Affiliates) with Re-MAT Queue Numbers for a specific Project and Product Type. If an Applicant or its Affiliates have any ownership interest (based on the same methodology used in Eligibility Criteria, Seller Concentration, Section D.11) in a Project, the Project will be attributed to the Applicant(s) for purposes of this provision. If there are fewer than (5) eligible Projects from five (5) different Applicants in the queue for any Product Type at the beginning of any Period, then the Contract Price for that Product Type will remain the same in the next Period. If at least five (5) eligible Projects from five (5) different Applicants are in the queue for a Product Type, the Contract Price for that Product Type may increase or decrease in the next Period based on the criteria described below in Price Sections H.2.b and H.2.d.
 - b. Price Increase: If the Subscription for a Period is less than 50% of the Available Allocation for Period 1 of the Initial Program Phase for that Product Type, the Contract Price for that Product Type for the next Period will be increased by the following amounts for each Period in which the Subscription for the Period is less than 50% of the Available Allocation for Period 1 of the Initial Phase for that Product Type and the criteria in Price Section H.2.a above are satisfied in an uninterrupted series of increases:
 - (1) First increase in a series: +\$4/MWh
 - (2) Second increase in a series: +\$8/MWh

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- (3) Third increase in a series: +\$12/MWh
 - (4) Fourth increase in a series: +\$16/MWh
 - (5) Fifth increase in a series: +\$20/MWh
 - (6) All subsequent increases in a series: Previous Period increase with an additional +\$4/MWh increase.
 - (7) Increases that occur after a Period in which the Contract price was unchanged or decreased will reset and begin again at +\$4/MWh and proceed as described above.
- c. Price Unchanged: If the Subscription for a period is at least 50% of the Available Allocation for Period 1 of the Initial Program Phase for that Product Type but the price decrease in Price Section H.2.d below was not triggered, the Contract Price is unchanged in the next Period. The Contract Price will remain unchanged in any circumstance if the criteria in Price Section H.2.a above are not satisfied.
- d. Price Decreases: If the Subscription for a Period is at least 100% of the Available Allocation for Period 1 of the Initial Program Phase for that Product Type or it is Deemed Fully Subscribed (as that term is defined in Subscription Section I.3 below), the Contract Price for that Product Type for the next Period will be decreased by the following amounts for each Period in which the Subscription for that Period is at least 100% of the Available Allocation for Period 1 of the Initial Program Phase for that Product Type or Deemed Fully Subscribed and the criteria in Price Section H.2.a above are satisfied in an uninterrupted series of decreases:
- (1) First decrease in a series: -\$4/MWh
 - (2) Second decrease in a series: -\$8/MWh
 - (3) Third decrease in a series: -\$12/MWh
 - (4) Fourth decrease in a series: -\$16/MWh
 - (5) Fifth decrease in a series: -\$20/MWh
 - (6) All subsequent decreases in series: Previous Period decrease with an additional -\$4/MWh decrease.
 - (7) Decreases that occur after a Period in which the price was unchanged or increased will reset at -\$4/MWh and proceed as described above.
3. Payment Allocation Factors: Contract Prices will be adjusted by the Payment Allocation Factors included in the Re-MAT PPA in accordance of the terms in the Re-MAT PPA. The Payment Allocation Factors are based on time-of-delivery periods and whether the Project is an energy-only facility or has full capacity deliverability. The Re-MAT PPA provides further detail regarding monthly payment calculations and the Payment Allocation Factors.

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I. SUBSCRIPTION

Subscription shall occur as follows:

1. Within ten (10) business days after the first business day of each Period, Applicants must provide SDG&E with notice indicating whether or not the Applicant is willing to execute a Re-MAT PPA based on the applicable Contract Price (Accept the Contract Price or Reject the Contract Price). SDG&E's website, information technology systems, or materials shall specify how Applicant shall provide written notice to SDG&E.
2. Failure to provide SDG&E with written notice by 5:00 p.m. PST on the tenth business day after the first business day of a Period will be deemed to be notice that the Applicant Rejects the Contract Price for that Period.
3. SDG&E will award PPAs to Applicants that meet the Eligibility Criteria in Re-MAT Queue Number order until the Available Allocation for the Product Type is met or Deemed Fully Subscribed. SDG&E will input information from the PPR into the Re-MAT PPA for execution. SDG&E will provide written notice to Applicants that are awarded a Re-MAT PPA for a Period directing the Applicant to provide to SDG&E an executed Re-MAT PPA within ten (10) business days following the deadline for Applicants to Reject the Contract Price or Accept the Contract Price. If the Contract Capacity of the next Project, in Re-MAT Queue Number order, for a Product Type is larger than the remaining Available Allocation, that next Applicant will not be awarded a Re-MAT PPA and SDG&E will deem the Available Allocation to be fully subscribed (Deemed Fully Subscribed).
4. Applicants who Reject the Contract Price or Accept the Contract Price but are not awarded a Re-MAT PPA will retain their Re-MAT Queue Number, except as otherwise specified in this Schedule.
5. Applicants that are awarded a Re-MAT PPA for a Period must submit an executed Re-MAT PPA to SDG&E within ten (10) business days of receiving written notice of the Re-MAT PPA award from SDG&E. If the Applicant fails to return an executed Re-MAT PPA to SDG&E within ten (10) business days of SDG&E's written notice, the Applicant will be deemed to have rejected the Re-MAT PPA and the Applicant's Re-MAT Queue Number will be revoked. The capacity associated with the Applicant's Project will be allocated per the Capacity Allocation Section G.2 of this Schedule.
6. The Project may not have an existing PPA or other contract for energy and/or capacity deliveries to SDG&E from the same Project at the time of execution of the Re-MAT PPA or, if allowed per the terms of the existing contract, the Seller must provide documentation demonstrating that the existing contract will be terminated on a date certain that is within the Commercial Operation Date (COD) timing allowed in the Re-MAT PPA prior to the execution of the Re-MAT PPA.
7. Within ten (10) business days of the execution of the Re-MAT PPA by both the Applicant and SDG&E, SDG&E shall provide on its website information regarding the executed Re-MAT PPA as required by the CPUC in D.12-05-035.

J. Re-MAT PPA

The Re-MAT PPA will be completed by SDG&E for execution by the Applicant and shall include the information submitted in the PPR, which includes, but is not limited to, the information listed below.

(Continued)



SCHEDULE RE-MAT

Renewable Market Adjusting Tariff

1. Seller Name: Must be a legal entity
2. Project Name
3. Facility Street Address (or nearest intersection) (or coordinates if no intersection or street address)
4. Type of Facility: Baseload or As-Available
5. Renewable Resource Type: Solar PV, Biogas, etc.
6. Interconnection Queue Position
7. Interconnection Point
8. Service Voltage
9. Delivery Point
10. Expected Commercial Operation Date: No later than twenty-four (24) months from execution date of the Re-MAT PPA
11. Contract Capacity
12. Delivery Term: 10, 15, or 20 years
13. Transaction: Full Buy/Sell or Excess Sale
14. Contract Quantity: Provide estimates in kWh/year, net of Station Use and Site Host Load for each year of the Delivery Term

K. METERING

Projects must be electrically independent and separately metered. Metering requirements are described in the Re-MAT PPA.

L. SPECIAL CONDITIONS

The following special conditions apply to Re-MAT and the Re-MAT program:

1. COD Extension Policy: The COD for the Re-MAT PPA may only be extended pursuant to the terms in the Re-MAT PPA. The Re-MAT PPA requires that the Project achieve its COD within twenty-four (24) months after the Execution Date of the Re-MAT PPA, with the possibility of one six (6) month extension for Permitted Extensions as set forth in the Re-MAT PPA.
2. Termination of Service: Unless terminated earlier pursuant to the Re-MAT PPA, the Re-MAT PPA automatically terminates immediately following the last day of the Delivery Term.
3. Re-MAT Suspension: SDG&E may file a motion with the CPUC to suspend Re-MAT when evidence of market manipulation or malfunction exists. The motion must be filed on the applicable CPUC service list. The motion shall identify the portion of the program suspended, the specific behavior and reasons for the suspension, and SDG&E's proposal for resolving the problem. Any requested suspension will be implemented by SDG&E immediately upon filing and shall not be modified or changed unless directed by the CPUC.

M. DENIAL OF RE-MAT SERVICE

(Continued)

9D0

Advice Ltr. No. Re-MAT

Decision No. D.12-05-035

Issued by
Lee Schavrien
Senior Vice President
Regulatory Affairs

Date Filed _____

Effective _____

Resolution No. _____



SCHEDULE RE-MAT

Renewable Market Adjusting Tariff

SDG&E may deny a request for service, upon written notice, under this Schedule if it makes any of the following findings:

1. The Project does not meet the requirements of PUC Section 399.20 or any applicable CPUC decision.
2. The transmission or distribution grid that would serve as the point of interconnection is inadequate.
3. The Project does not meet all applicable state and local laws and building standards, and utility interconnection requirements.
4. The aggregate of all electric generation facilities on a distribution circuit would adversely impact utility operation and load restoration efforts of the distribution system.
5. The Applicant or its Affiliates will have an excess of 10 MW of executed Re-MAT PPAs with SDG&E under this Schedule.
6. The Project appears to be part of a larger overall installation by the same company or consortium in the same general location.
7. There exist any outstanding obligations owed to SDG&E by the Applicant under a previously executed Re-MAT PPA or other agreement related to the sale of energy, capacity, green attributes, or other related products, in each case, that relates to either any portion of the site or the interconnection queue position to be utilized by the Project seeking service.
8. The Applicant does not otherwise meet the requirements of this Schedule.

Upon receipt of notice of denial from SDG&E, the Applicant may appeal the decision to the CPUC.

N. DEFINITIONS

Capitalized terms in this Schedule shall have the same meaning as the defined term in the Re-MAT PPA (Form XX), unless the term is otherwise defined in this Schedule.

1. Baseload: For the purposes of this Schedule, Baseload shall have the same meaning as the defined term "Baseload Facility" in Appendix A of the Re-MAT PPA.
2. As-Available Peaking: For the purposes of this Schedule, As-Available Peaking shall have the same meaning as the defined term "As-Available Facility" in Appendix A of the Re-MAT PPA and have a generation profile demonstrating intermittent energy delivery with 95% or more of the expected output generated in the super-peak and shoulder-peak periods. SDG&E reserves the right to request a generation profile and supporting information for the Project to confirm the generation profile.
3. As-Available Non-Peaking: For the purposes of this Schedule, As-Available Non-Peaking shall have the same meaning as the defined term "As-Available Facility" in Appendix A of the Re-MAT PPA and have a generation profile demonstrating intermittent energy delivery with less than 95% of the expected output in the super-peak and shoulder-peak periods. SDG&E reserves the right to request a generation profile and any supporting information for the Project to confirm the generation profile.
4. Subscription: For the purposes of this Schedule, Subscription is defined as the total capacity of

(Continued)

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Lee Schavrien
Senior Vice President
Regulatory Affairs

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San Diego Gas & Electric Company
San Diego, California

Original Cal. P.U.C. Sheet No. _____

Canceling _____ Cal. P.U.C. Sheet No. _____

SCHEDULE RE-MAT

Sheet 9

Renewable Market Adjusting Tariff

Applicants willing to accept the Contract Price in a Period.

(Continued)

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Advice Ltr. No. Re-MAT

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AFFIDAVIT

I am an employee of the respondent corporation herein, and am authorized to make this verification on its behalf. The matters stated in the foregoing **SAN DIEGO GAS & ELECTRIC COMPANY (U 902 E) REVISED DRAFT REMAT SCHEDULE** are true of my own knowledge, except as to matters which are therein stated on information and belief, and as to those matters I believe them to be true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my knowledge.

Executed this 18th day of January, 2013, at San Diego, California

/s/ HILLARY HEBERT
Hillary Hebert
Partnerships and Programs Manager
Origination and Portfolio Design Department