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

Order Instituting Rulemaking to Create a  
Consistent Regulatory Framework for the  
Guidance, Planning and Evaluation of  
Integrated Distributed Energy Resources.

Rulemaking 14-10-003  
(Filed October 2, 2014)

**E-MAIL RULING GRANTING MOTIONS FOR PARTY STATUS**

Dated June 17, 2016, at San Francisco, California.

/s/ KELLY A. HYMES  
Kelly A. Hymes  
Administrative Law Judge

**From:** Hymes, Kelly A.

**Sent:** Friday, June 17, 2016 4:47 PM

**To:** CarmelitaM@greenlining.org; ek@a-klaw.com; Jake@EnergySavvy.com; jmauldin@adamsbroadwell.com; mborgeson@nrdc.org; mdetsky@dietzedavis.com; MHovsepan@SempraUtilities.com; HChoy@isd.lacounty.gov; dlowrey@comverge.com; douglass@energyattorney.com; olivia.samad@sce.com; liddell@EnergyAttorney.com; TBrill@SempraUtilities.com; mtierney-lloyd@enernoc.com; sahm@clean-coalition.org; erin.grizard@bloomenergy.com; stanfield@smwlaw.com; Clark, Lisa-Marie G.; marcel@turn.org; nes@a-klaw.com; JCammarata@firstfuel.com; lkoehler@edf.org; MAGq@pge.com; SPauker@wsgr.com; Charlie.Buck@OPower.com; NJohnson@Consumercal.org; BCragg@GoodinMacBride.com; JArmstrong@goodinmacbride.com; MSomogyi@GoodinMacBride.com; Sean.Beatty@NRG.com; wrostov@earthjustice.org; MeganMMyers@yahoo.com; SSMyers@att.net; chris\_king@siemens.com; JerryL@abag.ca.gov; jody\_london\_consulting@earthlink.net; jkeyes@kfwlaw.com; JBaak@VoteSolar.org; Stephanie.Wang@EnergyCenter.org; TLindl@kfwlaw.com; service@cforat.org; sswaroop@mceCleanEnergy.org; carlos.lamasbabbini@cpowercorp.com; JSimon@EnphaseEnergy.com; jennifer.anne.chamberlin@jci.com; tmcrae@svlg.org; policy@efficiencycouncil.org; wilson1224@gmail.com; jpinjuv@caiso.com; MSwindle@NLineEnergy.com; kmills@cfbf.com; fwahl@solarcity.com; arider@SonomaCleanPower.org; oxv5@pge.com; Alia.Schoen@bloomenergy.com; ASteinberg@SempraUtilities.com; aschwartz@solarcity.com; angie.boakes@shell.com; barbara@barkovichandyap.com; Brian.Theaker@NRG.com; brian.hedman@cadmusgroup.com; clinvill@raponline.org; csong@mcecleanenergy.org; torok@evergreenecon.com; craigtyler@comcast.net; dfranz@solarcity.com; griffiths@braunlegal.com; darylmic@gmail.com; davidh@greenlining.org; dust@pge.com; dniehaus@semprautilities.com; DSGD@pge.com; Eli.Harland@energy.ca.gov; eric.eberhardt@ucop.edu; greg.wikler@navigant.com; klatt@energyattorney.com; hanna.grene@energycenter.org; james.hansell@navigant.com; jrcj@pge.com; jason.harville@energy.ca.gov; mckinneyjeanne@hotmail.com; JWaen@mceCleanEnergy.org; JMcCawley@SempraUtilities.com; klr@a-klaw.com; kfoley@SonomaCleanPower.org; Kelly@calseia.org; lettenson@nrdc.org; AppRhg; Les.Owashi@DNVgl.com; lmedina@semprautilities.com; lmh@eslawfirm.com; mcosta@energycoalition.org; mstamas@nrdc.org; regulatory@mceCleanEnergy.org; mihsieh9@gmail.com; mnguyen@energycoalition.org; mistib@comcast.net; nellie.tong@dnvgl.com; nicole.reed.fry@navigant.com; PatrickFerguson@dwt.com; Paul.Hernandez@energycenter.org; rgolden@nrdc.org; sephra.ninow@energycenter.org; svc2@pge.com; tculley@kfwlaw.com; tolsen@energycoalition.org; tbrunello@greentechleadership.org; Udi@HelmanAnalytics.com; mrw@mrwassoc.com; dwtcpucdockets@dwt.com; filings@a-klaw.com; dwtcpucdockets@dwt.com; jperkins@ers-inc.com; peter.d.westphalen@cpowerenergymanagement.com; jessie.crozier@baml.com; Kimberly.Diamond@dbr.com; diamond@energyhub.net; kier@energyhub.net; BSmithwood@seia.org; cpucDockets@kfwlaw.com; Julie@dietzedavis.com; KarlK@dietzedavis.com; karey@boulder.net; brooks.congdon@swgas.com; Cynthiakmitchell@gmail.com; jteraoka@mw20.com; EBaires@SempraUtilities.com; RVanderleeden@SempraUtilities.com; SDPatrick@SempraUtilities.com; SGersen@Earthjustice.org; jlambeck@mw20.com; AKlemm@isd.lacounty.gov; Douglass@EnergyAttorney.com; case.admin@sce.com; Cathy.Karlstad@sce.com; mark.s.martinez@sce.com; PBlevins@OnSitenergy.com; John.Leslie@dentons.com; marcie.milner@shell.com; afaustino@semprautilities.com; JYamagata@SempraUtilities.com; CentralFiles@SempraUtilities.com; kderemer@semprautilities.com; ABesa@semprautilities.com; EWagner@CaliforniaHydrogen.org; jbbrown@gate.net; bob@worldbusiness.org; Lisa@hea.com; brian@clean-coalition.org; anthony.harrison@stem.com; sue.mara@RTOAdvisors.com; mdjoseph@adamsbroadwell.com; Ed.Kim@bloomenergy.com; Kris.Kim@bloomenergy.com; johnson@smwlaw.com; McConnell@smwLaw.com; RegCleanPowerSF@sflower.org; ETorres@turn.org; eborden@turn.org; arai@aee.net; CRMd@pge.com; derek.jones@navigant.com; dellriott@morganlewis.com; E3M5@pge.com; matt.vespa@SierraClub.org; mgillette@enernoc.com; sarah.keane@morganlewis.com; schadima@aee.net; john@ohmconnect.com; california@opower.com; aadeyeye@earthjustice.org; JStoddard@crowell.com; hgolub@nixonpeabody.com;

PatrickFerguson@dwt.com; rweber@earthjustice.org; skrasnow@firstfuel.com; Diane.Fellman@nrg.com; ManalY@AdvMicrogrid.com; NadiaM@AdvMicrogrid.com; cem@newsdata.com; ssmyers@att.net; Golding@CommunityChoicePartners.com; regrelcpuccases@pge.com; andrew.yip@us.bosch.com; RCounihan@NestLabs.com; svancleve@teslamotors.com; dianmg52@gmail.com; gdufau@solarcity.com; bonnie.datta.ext@siemens.com; elowe@barakatconsulting.com; renee@gem-corp.com; andrew@arc-alternatives.com; BarnackM@calpine.com; jleesq@yahoo.com; eric@strategyi.com; jennyb@abag.ca.gov; lwisland@ucsusa.org; jmj@opiniondynamics.com; LChaset@KeyesAndFox.com; mharamati@opiniondynamics.com; sachu.constantine@energycenter.org; sharvey@kfwlaw.com; mohammn@berkeley.edu; AmyAllen@Alumni.Stanford.edu; MCallahan-Dudley@mceCleanEnergy.org; PhilM@SCDEnergy.com; jna@speakeasy.org; RBelur@EnphaseEnergy.com; Anne.Smart@chargepoint.com; MAldridge@ECOact.org; dgrandy@caonsitegen.com; gcmatteson@ucdavis.edu; dhou@caiso.com; jgoodin@caiso.com; e-recipient@caiso.com; aulmer@caiso.com; Lkristov@caiso.com; laurie@synergy.org; guy.lawrence@mbaenergy.com; ahartmann@swmconsult.com; Brad@calseia.org; Wynne@braunlegal.com; matt@gqhlobby.com; Blaising@Braunlegal.com; steven@iepa.com; atrowbridge@daycartermurphy.com; deb@a-klaw.com; Robin.Smutny-Jones@iberdrolaren.com; Lukins, Chloe; Peck, David B.; je5@cpuc.ca.gov; Morgenstern, Joy; Tisdale, Matthew; psaxton@energy.state.ca.us; Skala, Pete; Baker, Simon; Drew, Tim G.; Kao, Valerie; Goldman, Brian; Fogel, Cathleen A.; Naylor, Cody; Buch, Daniel; Oh, Helena; Clinton, Jeanne; Wu, Katie; Hymes, Kelly A.; Paulo, Lisa; Lakhanpal, Manisha; Monbouquette, Marc; Evans, Mary Claire E.; Colvin, Michael; Guishar, Natalie; Gruending, Paula; McMahan, Rachel; Hansen, Robert; Levin, Robert; O'Rourke, Shannon; Roberts, Thomas; Richardson, Whitney; Li, Xian M.; Huang, Xiao Selena; Kline, Zita; linda.kelly@energy.ca.gov; matt.coldwell@energy.ca.gov; bmccollo@energy.ca.gov

**Cc:** ALJ\_Support ID; ALJ Docket Office; ALJ Process

**Subject:** R1410003 Email Ruling Granting Motions for Party Status

As described below, this Email Ruling grants the motions for party status filed in Rulemaking (R.) 14-10-003 by 350 Bay Area, Advanced Energy Economy (AEE), Advanced Microgrid Solutions (AMS) California Solar Energy Industries Association (CALSEIA), and Shell Energy North America, L.P. (Shell). As described below, the motions are reasonable and compliant with Commission Rules of Practice and Procedure, Rule 1.4(b).

On May 20, 2016, AEE filed a motion requesting party status in R.14-10-003. AEE states that it is a national association of businesses dedicated to transforming public policy to enable a world that runs on clean energy. Explaining that its participation in this proceeding is critical as the business voice for the advanced energy industry, AEE adds that issues in this proceeding impact its members. In response to the regulatory incentives proposal in this proceeding, AEE contends that factors beyond the “r-k” formulation are critical drivers of shareholder value and utility receptivity to distributed energy resources. In response to the competitive solicitation framework proposal, AEE argues that competitive procurements may be the least productive sourcing approach available for many resources.

On May 20, 2016, Shell filed a motion for party status in R.14-10-003, describing itself as an energy service provider providing retail energy service through the direct access program and a potential provider of behind the meter distributed energy resources. Shell emphasizes that electric and gas utilities' entry into the market for development, ownership and deployment of distributed energy resources may have an impact on competition in the distributed energy resources services market and may impact future efforts of Shell. Shell contends that distributed energy resources should be treated as competitive products and developed, owned, and managed by third parties, not investor-owned utilities.

On May 23, 2016, CALSEIA filed a motion for party status in R.14-10-003, stating that it is a not for profit solar industry trade association. CALSEIA explains that it is interested in participating in this proceeding because its members will be direct participants in the solicitations and tariffs that are to be developed in this proceeding. CALSEIA contends that the proposed incentive mechanism in this proceeding has several flaws including that the mechanism does not address benefits that would more accurately convey value and the description of stock price dynamics in the proposal ignores investor analysis of long-term utility sector positioning.

On May 25, 2016, 350 Bay Area filed a motion for party status in R.14-10-003. 350 Bay Area states that it is a nonprofit organization working for reductions in carbon emissions in the Bay Area. 350 Bay area requests to become a party in this proceeding to support the expansion of clean distributed generation and demand-side resources. In response to the regulatory incentive proposal in this proceeding, 350 Bay Area contends that the approach relies on a continuation of the cost-for service model rather than a performance-based model which could perpetuate a current stagnant growth of distributed energy resources.

On May 27, 2016, AMS filed a motion requesting party status in R.14-10-003. AMS states that it is helping to pioneer the use of energy storage systems for electric utility grid support. AMS explains that it is interested in this proceeding because it is directly affected by the procurement and integration of distributed energy resources. AMS contends that distributed resources should be ascribed the capacity value to ensure distributed generation integration is met with cost effectiveness. Additionally, AMS argues that, to the extent that distributed resources are categorized as a new-build avoided capacity, they should be targeted toward geographic areas where new capacity is actually needed.

Commission Rules of Practice and Procedure, Rule 1.4(b) requires that a person seeking party status by motion fully disclose the persons or entities in whose behalf the filing is made, the interest of such entities, and the factual and legal contentions that the entity intends to make. In their motions, 350 Bay Area, AEE, AMS, CALSEIA, and Shell describe who they are, what their interests are and their factual or legal contentions, thus complying with Rule 1.4(b). It is reasonable to grant the motions for party status filed by 350 Bay Area, AEE, AMS, CALSEIA, and Shell.

**IT IS RULED** that 350 Bay Area, Advanced Energy Economy, Advanced Microgrid Solutions, California Solar Energy Industries Association, and Shell Energy North America, L.P. are each granted party status in Rulemaking 14-10-003.

The Docket Office shall formally file this Email Ruling.

**Kelly A. Hymes**  
**Administrative Law Judge**  
**Alternative Dispute Resolution Coordinator**  
California Public Utilities Commission  
505 Van Ness Avenue, Room 5111  
San Francisco, CA 94102  
(415) 703-5132  
[kelly.hymes@cpuc.ca.gov](mailto:kelly.hymes@cpuc.ca.gov)