

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



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Application of San Diego Gas & Electric Company (U902M) for Approval of the SDG&E Solar Energy Project.

Application 08-07-017
(Filed July 11, 2008)

Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program

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**PETITION FOR MODIFICATION OF
SAN DIEGO GAS & ELECTRIC COMPANY (U 902 E)
OF D.10-12-048, D.12-02-002 AND D.14-11-042 TO TERMINATE ITS
RENEWABLE AUCTION MECHANISM PROCUREMENT REQUIREMENT**

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October 27, 2016

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I. INTRODUCTION AND SUMMARY OF PETITION

Pursuant to Rule 16.4 of the Commission’s Rules of Practice and Procedure, and specific instructions from the Docket Office of the California Public Utilities Commission (Commission) San Diego Gas & Electric Company (SDG&E) respectfully submits this Petition for Modification (Petition or PFM) of three California Public Utilities Commission (Commission) Orders that established and implemented the Commission’s Renewable Auction Mechanism (RAM) program, Decision (D.) 10-12-048, D.12-02-002, and D.14-11-042. Pursuant to direction

from the Commission’s Docket Office,¹ SDG&E is concurrently filing and serving an “Application for Modification” of recently issued Resolution E-4783 (Resolution) (issued on July 20, 2016) that, among other things, directs SDG&E “... to contract with eligible projects from the bids it received in its sixth RAM (RAM VI) solicitation or hold a seventh RAM solicitation.”² Taken together, the subject PFM and the associated Application for Modification seek to rescind this directive and any further obligation for SDG&E to procure additional power under the RAM program. To avoid any unnecessary duplication in the contents of these two submissions, SDG&E has been authorized by the Docket Office to incorporate by reference much of the contents of this PFM into the associated Application for Modification.

The grounds on which SDG&E files this Petition and the associated Application for Modification to modify these various RAM decisions to terminate any further obligation for SDG&E to procure power under the RAM program are essentially the same for each submission.³ As explained herein, (1) the Commission has determined that the RAM program’s goals have been met (as discussed in Section III.A.); (2) SDG&E has fully and in good faith carried out its responsibilities to implement the RAM program since its inception (as discussed in Section III.B.); (3) SDG&E has been and continues to be well ahead of the renewable energy targets set by the State’s wider Renewable Portfolio Standard (RPS) obligations and can meet the

¹ The Docket Office also directed SDG&E to identify these three proceedings as captioned in this consolidated format.

² Resolution at 2; Ordering Paragraph 2. The Resolution also approved a power purchase agreement for renewable energy as part of the Commission’s Green Tariff Shared Renewables program, a matter that is not at issue in this PFM. In addition, the Resolution rendered findings with respect to SDG&E’s compliance with D.15-01-051 which also are not at issue in this PFM.

³ SDG&E notes that it is referencing the RAM program that was implemented by D.10-12-048, and is not asking to terminate the RAM – an optional streamlined procurement tool – as was adopted in D.14-11-042 for use by the IOUs as an optional component of their annual RPS solicitation. Rather, SDG&E is seeking to discontinue any further obligations it has to procure power under the RAM program, including the requirements set forth in the Resolution, as noted below. In addition, SDG&E is not seeking to modify any RAM obligations as related to the implementation of BioRAM, Resolution E-4770 and any resolution implementing Senate Bill 859.

future targets and renewable goals without procuring additional RAM contracts (as discussed in Section III.C.); and (4) simply continuing with RAM program procurement without regard to cost and need is incompatible and inconsistent with Senate Bill 350’s mandated Integrated Resource Planning (IRP) process.

The recent Resolution notes that “[i]f SDG&E had reason to not meet a Commission mandate, it should have utilized an appropriate formal procedural vehicle to raise the issue with the Commission.”⁴ While SDG&E availed itself of all possible procedural vehicles to inform the Commission, including through meetings with its Procurement Review Group (PRG) which Commission staff attends, its Advice Letters (ALs) and associated Independent Evaluator Reports, and periodic reporting, the Resolution directed SDG&E to procure 102 MW of RAM power and stated that SDG&E should utilize “an appropriate procedural vehicle” if it seeks to modify its RAM procurement obligations. Accordingly, SDG&E now submits this PFM to modify the underlying RAM directives to terminate any further responsibility for SDG&E to procure power for the RAM program, as recommended by Commissioner Florio at the Commission’s July 14, 2016, Business Meeting. Doing so will save SDG&E customers the cost of expensive, unneeded power without any impact to SDG&E’s long-standing, aggressive efforts to implement the State’s wider RPS targets.

II. BACKGROUND AND REQUEST FOR MODIFICATION

In D.10-12-048, the Commission adopted the RAM program for two main purposes: helping the investor-owned utilities in meeting their RPS compliance goals and promoting the development of the smaller renewable market via a simplified procurement process.⁵ That Order directed SDG&E and the other utilities to conduct four auctions over two years and established

⁴ Resolution at 7, 9, 11, and Finding 6.

⁵ D.10-12-048 at 2, 10-11. *See also* D.14-11-042 at 91 “... the original purpose of RAM, *i.e.*, promoting the smaller renewable market and supporting the IOUs’ RPS compliance goals”

an initial RAM program procurement target for SDG&E of 80.7 MW.⁶ In D.12-02-002, the capacity target was increased at SDG&E's request to combine its Solar Energy Project Program (74 MW) and its initial RAM obligation (80.7 MW), for a combined total of 154.7 MWs. Resolution E-4582 authorized a fifth auction, and in D.14-11-042, the Commission required a sixth RAM solicitation and added 10 MW to SDG&E's RAM program procurement target, for a total of 164.7 MW.⁷

Of particular note, D.14-11-042, which was issued following numerous Investor Owned Utility (IOU) progress reports and associated Resolutions which refined the RAM program,⁸ also included a comprehensive assessment of the status of the RAM program. Regarding the program's objectives pursued and achieved, the Commission stated:

We find that, based upon the high number of bids into the RAM auctions, the market today for smaller renewable procurement around 20 MW has matured. The strength of the market is further demonstrated by the decrease in bid price. **By simply continuing RAM with adding more capacity and more auctions, we would fail to recognize the growth of the market since 2010 and that the original purpose of RAM, i.e., promoting the smaller renewable market and supporting the IOUs' RPS compliance goals, is not as central today.** Furthermore, in contrast to the situation when the Commission adopted RAM, the IOUs today are in a positive position for meeting their statutory RPS compliance target for compliance periods 2011-2013 and 2014-2016 and are expected to meet their compliance period 2017-2020 obligations with relatively minimal additional procurement. Therefore, **the original objectives of RAM have been met, and we decline to renew RAM under the same structure adopted in D.10-12-048,** as suggested by some parties.⁹

Thus, two years ago, the Commission held that the objectives¹⁰ of the RAM program had

⁶ D.10-12-048 at 29-30.

⁷ During the course of the RAM program, the Commission issued several Resolutions that addressed specific implementation issues: Resolution E-4489 (April 19, 2012); Resolution E-4546 (November 8, 2012); Resolution E-4582 (May 9, 2013) (which authorized a fifth RAM auction); Resolution E-4655 (May 15, 2014).

⁸ See Resolution at 2.

⁹ D.14-11-042 at 91, emphases added.

¹⁰ Even prior to D.14-11-042, Administrative Law Judge Regina DeAngelis concluded that "[t]he RAM program [had] created a robust market for renewable energy projects sized 3-20 MW." See R.11-05-005, *Administrative Law Judge's Ruling Requesting Comments on the Renewable Auction Mechanism* (December 31, 2013) at 13.

been achieved and that the central focus remained on the utilities meeting their overall statutory renewable compliance target. Indeed, SDG&E has met the statutory renewable energy targets ahead of schedule and has fully and aggressively carried out its RAM solicitations and other, related obligations, as is further discussed below in Section III.B.

Most recently, SDG&E filed Advice Letter (AL) 2849-E on January 15, 2016, and as is relevant to this PFM, the Commission issued Resolution E-4783, which states that during the course of the RAM program, the Commission directed SDG&E to procure 164.7 MW over six RAM auctions and that SDG&E currently has 62.7 MW under contract, for a shortfall of 102.3 MW.¹¹ The Resolution notes SDG&E's contention that the Commission granted an IOU the discretion to reject bids:

[W]e provide the IOUs with discretion to reject bids from an auction under two circumstances: there is evidence of market manipulation, or the prices are not competitive. An IOU may reject an entire auction's results based on such an assessment or reject individual bids even before their allocated capacity cap has been reached.¹²

The Resolution also considers SDG&E's position¹³ that its rejection of bids was fully aired with its Independent Evaluator and Procurement Review Group (PRG); that SDG&E is forecasted to meet its RPS requirements, and again, noted that SDG&E should have availed itself of an appropriate procedural vehicle if it believed it should not have to meet a Commission mandate.¹⁴ The Resolution directs SDG&E to procure the remaining 102 MW from the bids it received in its RAM VI solicitation or hold a seventh RAM solicitation to do

¹¹ Resolution at 5.

¹² D.10-12-048, at 36.

¹³ In its July 1, 2016 Comments on the Draft Resolution, SDG&E provided extensive discussion for its view that it should not have any further obligation to procure power under the RAM program. SDG&E incorporates by reference its July 1, 2016 submission.

¹⁴ Resolution at 6-7.

so.¹⁵

At the Commission's July 14, 2016, Business Meeting, as it relates to this matter, Commissioner Florio stated:

The resolution [Resolution E-4783] has just been approved on the Consent Agenda but this situation can be addressed. What we strongly recommend is that if SDG&E wants to discontinue RAM procurement they file a petition for modification of the RAM decision and make the case for why you believe you shouldn't have to procure that. As long as I'm on this Commission I will do my best to make sure such a petition is addressed expeditiously. But make the case there and not through argument over a resolution and an advice letter.

Accordingly, by this Petition, SDG&E seeks to discontinue its RAM procurement and provides its grounds for seeking this relief.

III. CONCISE STATEMENT OF JUSTIFICATION FOR REQUESTED RELIEF

As noted above, there are four main reasons which, individually and collectively, justify the termination of any further obligations of SDG&E under the RAM program: (1) the Commission has already determined, approximately two years ago, that the purposes of RAM, which were to create opportunities for smaller renewable energy projects and thereby help the IOUs to achieve their RPS program targets, have been achieved; (2) SDG&E fully and in good faith carried out all of the Commission directives regarding RAM, as has been duly and regularly reported to the Commission, its PRG, and its Independent Evaluator, none of which has expressed any concerns with SDG&E's compliance or commitment to implement RAM directives; (3) SDG&E has always been and continues to be at the forefront in meeting the State's RPS goals, and it will continue to be ahead of the RPS targets even without further RAM procurement, and (4) simply continuing with RAM program procurement without regard to cost, need, and a holistic planning approach is incompatible and inconsistent with Senate Bill 350's

¹⁵ Resolution at 7; Ordering Paragraph 2.

mandated IRP process. Each of these reasons is addressed in the following discussion.

A. The Commission Has Determined that the RAM Program Objectives Have Been Met.

The RAM program has been in place for six years, and two years ago, the Commission's comprehensive review of the program in D.14-11-042 determined that the program has "matured," that the "original purpose" is "not as central today," and that "the original objectives of RAM have been met."¹⁶ We are now two years distant from that determination, and there has been no indication that the finality indicated by the Commission should be revisited, much less disturbed.

Accordingly, SDG&E considers its request to discontinue its RAM procurement obligations entirely consistent with and in furtherance of the Commission's view that continuation of RAM procurement is unnecessary. There is no benefit in continuing to procure for a program that the Commission has clearly and unequivocally stated has met its objectives. Moreover, SDG&E remains concerned that additional RAM procurement, given this determination and given SDG&E's broad success in RPS procurement, as explained further below, would saddle SDG&E ratepayers with unnecessary procurement expenditures.

B. SDG&E Has Carried Out All of its RAM-Related Responsibilities Since Program Inception.

SDG&E has fulfilled its obligations under the RAM program by conducting six RAM program solicitations and executing contracts for more than 140 MW, almost the entirety of its ~165 MW RAM capacity target. Unfortunately project failures, which are outside of SDG&E's control, resulted in the loss of more than half of SDG&E's executed RAM project capacity, ultimately reducing SDG&E's RAM project portfolio capacity. This does not diminish the fact that SDG&E sought in good faith to meet its RAM procurement targets and was able to

¹⁶ D.14-11-042 at 91.

successfully contract for 57.7 MW of RAM project capacity. SDG&E believes that it acted consistent with the Commission’s directives in not executing additional contracts as the remaining projects were not competitively priced.

Table 1, below, demonstrates SDG&E’s robust efforts in seeking to contract for power under the RAM program.

Table 1

Project Name	PPA Execution Date	Solicitation	Technology	New/Existing	In/Out SDG&E Area	Term (years)	Capacity (MW)	COD	Project Status
Western Antelope Dry Ranch	3/30/2012	RAM 1	Solar PV	New	Out	20	10	N/A	Project Failed
Victor Mesa Linda B	3/30/2012	RAM 1	Solar PV	New	Out	20	5	N/A	Project Failed
MM San Diego LLC	11/9/2012	RAM 2	Biogas	Existing	In	10	4.5	5/20/2013	Delivering
Cascade Solar LLC	10/19/2012	RAM 2	Solar PV	New	Out	20	18.5	12/24/2013	Delivering
Clearvista	11/8/2012	RAM 2	Wind	New	Out	20	10	N/A	Project Failed
Rugraw Lassen Lodge Hydro	11/2/2012	RAM 2	Small Hydro	New	Out	20	5	N/A	Project Failed
San Geronio Westwinds II LLC	4/16/2013	RAM 3	Wind	Existing	Out	10	11.2	1/20/2015	Delivering
Oak Creek Wind Power LLC	4/16/2013	RAM 3	Wind	Existing	Out	10	3.5	1/26/2014	Delivering
Maricopa West Solar PV LLC	4/16/2013	RAM 3	Solar PV	New	Out	15	20	12/18/2015	Delivering
Zodiac Solar	4/16/2013	RAM 3	Solar PV	New	In	20	20	N/A	Project Failed
NLP Valley Center Solar	4/16/2013	RAM 3	Solar PV	New	In	20	7	N/A	Project Failed
Victorville Landfill Solar L.P.	10/23/2013	RAM 4	Solar PV	New	Out	20	10	N/A	Project Failed
AES Tehachapi Wind LLC	10/23/2013	RAM 4	Wind	Existing	Out	10	5.5	N/A	Project Failed
SunEdison Brown Field	10/23/2013	RAM 4	Solar PV	New	In	20	5	N/A	Project Failed
Rugraw Lassen Lodge Hydro	10/23/2013	RAM 4	Small Hydro	New	Out	20	5	N/A	Project Failed
Total							140.2		

Simply put, SDG&E put forth its best efforts, but despite its six robust solicitations received an insufficient amount of competitive bids to meet its total RAM target. Accordingly, there is no sound basis on which to require that SDG&E continue to procure RAM capacity, given this effort and SDG&E’s overall RPS success. The attached Declaration of Fernando Valero at Appendix 2 supports the factual assertions noted herein.

C. SDG&E Is Achieving RPS Targets Ahead Of Schedule.

SDG&E notes that it is the first – and is currently the only – investor-owned utility in California to deliver over 33 percent of its energy from renewable sources, and thus SDG&E is well ahead of California’s RPS mandate. Additionally, SDG&E is on track to deliver 45 percent

of its energy from renewable resources by 2020.¹⁷ Thus, SDG&E's ability to continue its aggressive, long-term RPS procurement efforts and meet the statutory RPS targets will not be diminished by discontinuing its RAM program procurement. The attached Declaration of Fernando Valero at Appendix 2 supports the factual assertions contained in this section.

D. Continued RAM Program Procurement Without Regard to Cost and Need Is Inconsistent and Incompatible With an IRP Process.

As the State moves forward into the next decade, its commitment to supporting technologies designed to reduce greenhouse gas (GHG) emissions must dovetail with its enduring obligation to protect ratepayers. Newly enacted California Public Utilities Code Section 454.52 et seq. requires the Commission to implement an IRP process that, among other things, minimizes impacts on ratepayers' bills.¹⁸ The IRP statutory mandate presents the Commission with the opportunity to establish a framework for a planning approach that acknowledges an evolving trend in the State's energy industry, which is that increases in energy efficiency and self-generation have contributed to declining loads in California. Accordingly, the Commission must account for this evolution and should therefore not continue to direct additional RPS procurement when there is no need for it. SDG&E submits that continuing in such a manner is inconsistent and incompatible with California Public Utilities Code Section 454.52.

E. Procedural Issues.

Rule 16.4(d) provides that if more than one year has elapsed since issuance of the decision to be modified, a petition must also explain why the petition could not have been presented within one year of the effective date of the decision. In this case, SDG&E is seeking

¹⁷ SDG&E's 2016 Draft RPS Procurement Plan, Attachment A, p. 1. *See also* http://www.cpuc.ca.gov/RPS_Homepage/.

¹⁸ 454.52(a)(1)(D).

to change directives contained in the Resolution, which was issued on July 20, 2016, less than a year ago. To the extent those directives had their genesis in D.10-12-048 and subsequent Commission decisions, the obligations at issue in this PFM are cumulative and accounted for in the Resolution. By changing the RAM-related directives in the Resolution, the Commission will effectively change all of the underlying RAM directives applicable to SDG&E. SDG&E is acting expeditiously to submit this Petition as soon after issuance of the Resolution as possible.

F. Service Of This Petition.

Rule 16.4(c) requires that a petition for modification be filed and served on all parties “to the proceeding or proceedings in which the decision proposed to be modified was made.” In addition, if it has been more than one year since the decision became effective, the Administrative Law Judge (ALJ) may direct a party requesting modification to “serve the petition on other persons.” In this case, SDG&E is serving this petition for modification on the service list for Resolution E-4783, the proceeding in which the Resolution was issued, and Rulemaking (R.) 15-02-020, which is the current Commission proceeding addressing issues regarding the implementation of California’s RPS requirements, and on the service list for R.13-12-010, which is the current Commission proceeding addressing integrated resource and long-term procurement planning. Also, as is required by G.O. 96-B, SDG&E is also serving the Commission’s Energy Division as well as service lists for R.08-08-009, A.08-07-017, and R.11-05-005, which are the proceedings in which D.10-12-048, D.12-02-002, and D.14-11-042 were issued, respectively. In sum, SDG&E is serving both this Petition for Modification and the associated Application for Modification on this same, comprehensive list of proceedings. SDG&E will serve additional parties if directed to do so by the ALJ.

IV. CONCLUSION

For the reasons stated, SDG&E respectfully requests to be relieved of further obligation to procure additional power under the RAM program. In Appendix 1, SDG&E provides proposed modifications to D.10-12-048, D.12-02-002, and D.14-11-042 that would accomplish this result. Moreover, granting the requested relief will save SDG&E customers the cost of expensive, unneeded power, and will not impede SDG&E's ability to achieve its wider RPS obligations in a timely manner.

Respectfully submitted this 27th day of October, 2016.

/s/ Paul A. Szymanski

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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 **PETITION FOR MODIFICATION OF SAN DIEGO GAS & ELECTRIC COMPANY (U 902 E) OF COMMISSION DECISIONS (D.) 10-12-048, D.12-12-002, AND D.14-11-042 TO TERMINATE ITS RENEWABLE AUCTION MECHANISM PROCUREMENT REQUIREMENT** 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 27th day of October, 2016, at San Diego, California

/s/ Fernando Valero
Fernando Valero
Partnerships and Programs Manager
Electric and Fuel Procurement

Appendix 1

Proposed Modifications to D.10-12-048

New Finding of Fact 50:

50. If the Commission has determined that the objectives of the RAM program have been met, an IOU may seek to modify its procurement obligations under the RAM program by filing an appropriate procedural vehicle with the Commission that demonstrates that it has faithfully carried out its RAM procurement obligations and has achieved or is exceeding its wider RPS obligations.

New Conclusion of Law 56:

56. If the Commission has determined that the objectives of the RAM program have been met, an IOU may seek to modify its procurement obligations under the RAM program by filing an appropriate procedural vehicle with the Commission that demonstrates that it has faithfully carried out its RAM procurement obligations and has achieved or is exceeding its wider RPS obligations.

Revised Ordering Paragraph 5:

5. The IOUs shall hold a program forum once per year, beginning after the initial RAM auctions are conducted to discuss program design and implementation, and provide opportunities for stakeholder comments. In organizing these forums, the utilities should consult with Energy Division staff and at a minimum notify the service list to this proceeding or subsequent proceedings. The IOUs may use the stakeholder feedback from each forum to develop and submit an advice letter seeking modifications to the RAM program. Similarly, Energy Division may issue a resolution on its own motion to propose program modifications based on information from these program forums or the annual reports developed pursuant to Ordering Paragraph 3 above. The IOUs may combine the RAM program forums with other program forums, such as those required for the IOU Solar PV programs. If the Commission has determined that the objectives of the RAM program have been met, an IOU may file with the Commission an appropriate procedural vehicle seeking to modify its program obligations and setting forth the grounds on which its obligations should be modified.

Proposed Modifications to D.12-02-002

New Finding of Fact 13:

13. SDG&E may seek to modify its procurement obligations under the RAM program by filing an appropriate procedural vehicle with the Commission.

Revised Ordering Paragraph 2:

2. The Solar Energy Project is modified as shown in Attachment 1 to this order. The Renewable Auction Mechanism program is modified as shown in Attachment 2 to this order.

SDG&E may file with the Commission an appropriate procedural vehicle seeking to modify its program obligations and setting forth the grounds on which its obligations should be modified.

Proposed Modifications to D.14-11-042

Revised Finding of Fact 43:

43. The original goals of RAM are not as central today because IOUs are now in a positive position for meeting their statutory RPS compliance target for compliance periods 2011-2013 and 2014-2016 and are expected to meet their compliance period 2017-2020 obligations with relatively minimal additional procurement. An IOU may seek to modify its procurement obligations under the RAM program by filing an appropriate procedural vehicle with the Commission that demonstrates that it has faithfully carried out its RAM procurement obligations and has achieved or is exceeding its wider RPS obligations.

Revised Conclusion of Law 46:

46. It is reasonable to require the IOUs to hold one additional RAM auction to close by June 30, 2015, a RAM 6 auction, because RAM 6 will function as a transitional process, to provide smaller renewable generation a procurement forum between now and the 2015 annual RPS solicitation when IOUs will be permitted to rely on the revised RAM procurement tool. An IOU may seek to modify its procurement obligations under the RAM program by filing an appropriate procedural vehicle with the Commission that demonstrates that it has faithfully carried out its RAM procurement obligations and has achieved or is exceeding its wider RPS obligations.

Revised Ordering Paragraph 31:

31. Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company shall hold a Renewable Auction Mechanism 6 auction to close before June 30, 2015. An IOU may file with the Commission an appropriate procedural vehicle seeking to modify its program obligations and setting forth the grounds on which its obligations should be modified.

Appendix 2

Declaration of Fernando Valero In Support of Petition for Modification Of Decisions (D.)10-12-048, D.12-02-002, AND D.14-11-042

I, Fernando Valero, do declare as follows:

1. I am a Partnerships and Programs Manager for San Diego Gas & Electric Company (SDG&E). I have reviewed this Petition for Modification and the three Commission Orders and one Resolution captioned above. I am personally familiar with the facts and representations in this Declaration and, if called upon to testify, I could and would testify to the following based upon my personal knowledge and/or belief.
2. I have been directly involved in the Renewable Action Mechanism (RAM) since 2012. My role has included overseeing and managing SDG&E's program-related work regarding RAM.
3. I have been personally involved in the majority of the contracting activities captured in this Petition for Modification in Table 1. Table 1 was prepared by me and individuals under my supervision.
4. SDG&E has fully and faithfully carried out all of its RAM-related obligations since the inception of the RAM program in D.10-12-048.
5. SDG&E is currently exceeding all of its Renewable Portfolio Standards (RPS) targets specified by law and the Commission and is on track to meet its new RPS obligations established by Senate Bill 350 and associated Commission directives. SDG&E will continue to achieve all of these targets if the Commission grants this Petition to Modify and authorize SDG&E to discontinue any further procurement obligations related to the RAM program.

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

Executed on October 27, 2016, at San Diego, California.

/s/ Fernando Valero

Fernando Valero