

Decision 12-01-021 January 12, 2012

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of San Diego Gas & Electric Company (U902E) for Approval of: (i) Contract Administration, Least Cost Dispatch and Power Procurement Activities, and (ii) Costs Related to those Activities Recorded to the Energy Resource Recovery Account, Incurred During the Record Period January 1, 2009 through December 31, 2009, and (iii) the Entries Recorded in Related Regulatory Accounts.

Application 10-06-001
(Filed June 1, 2010)

ORDER EXTENDING STATUTORY DEADLINE

Summary

Public Utilities Code Section 1701.5¹ provides that ratesetting proceedings shall be resolved within 18 months of the date the scoping memo is issued, unless the scoping memo sets a later date. The Commission may also, upon making a written determination that the deadline cannot be met, including findings as to the reason, issue an order extending the deadline for up to 60 days.

On October 20, 2011, we issued Decision (D.) 11-10-029, in which we approved San Diego Gas & Electric Company's (SDG&E) 2009 Energy Resource Recovery Account (ERRA) compliance application. In particular, we found:

1) SDG&E's contract administration, power purchase and least-cost dispatch

¹ Unless otherwise noted, all further references to sections refer to the Public Utilities Code.

activities in 2009 reasonable; 2) entries in SDG&E's ERRRA and Transition Cost Balancing Account for 2009 are reasonable; 3) over-collections of \$55.9 million and \$20.1 million, respectively, in these accounts be refunded to ratepayers; 4) recovery should be authorized of \$4.32 million recorded in the following SDG&E memorandum accounts - Procurement Transaction Auditing Memorandum Account, Renewables Portfolio Standard Memorandum Account, Market Redesign Technology Upgrade Memorandum Account, Independent Evaluator Memorandum Account, and the Generation Divestiture Transaction Cost Memorandum Account; and 5) revisions to SDG&E's Procurement Transaction Auditing Memorandum Account, Renewables Portfolio Standard Memorandum Account, Independent Evaluator Memorandum Account, and the Generation Divestiture Transaction Cost Memorandum Account are adopted.

We kept this proceeding open in order to address the impact of outages at the San Onofre Nuclear Generating Station (SONGS), which were deferred until a decision was made on the same issue in Southern California Edison's Application (A.) 10-04-002. D.11-10-002 in A.10-04-002 was issued on October 6, 2011. The parties have filed a settlement regarding this issue, but a final decision regarding this settlement will not be issued in time to be voted on before the statutory deadline of February 10, 2012. Therefore, we extend the statutory deadline of A.10-06-001 for 60 days, from February 10, 2012, to April 10, 2012, in order to provide the Commission with time to issue and vote on a final decision in Phase 2 of this proceeding.

Waiver of Comments on Proposed Decision

Under Rule 14.6(c)(4) of the Commission's Rules of Practice and Procedure (Rules), the Commission may reduce or waive the period for public review and comment of decisions extending the deadline for resolving issues raised in the scoping memo of a ratesetting proceeding. We waive the period for public review and comment pursuant to this rule.

Assignment of Proceeding

Michel Peter Florio is the assigned Commissioner and Seaneen M. Wilson is the assigned Administrative Law Judge.

Findings of Fact

1. In D.11-10-029, the Commission approved SDG&E's 2009 ERRRA compliance application and related issues.
2. We kept this proceeding open in order to address the impact of outages on the ERRRA at SONGS.
3. A settlement regarding the impact of outages on the ERRRA at SONGS was filed on December 19, 2011.

Conclusions of Law

1. The statutory deadline imposed by Pub. Util. Code § 1701.5(a) should be extended by 60 days.

2. In accordance with Rule 14.6(c)(4), the comment period is waived.

O R D E R

IT IS ORDERED that the statutory deadline for resolving this proceeding is extended to April 10, 2012.

This order is effective today.

Dated January 12, 2012, at San Francisco, California.

MICHAEL R. PEEVEY

President

TIMOTHY ALAN SIMON

MICHEL PETER FLORIO

CATHERINE J.K. SANDOVAL

MARK FERRON

Commissioners