

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA



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Application of Pacific Gas and Electric
Company for Approval of Agreements Related
to the Novation of the California Department
of Water Resources Agreement with GWF
Energy LLC, Power Purchase Agreement with
GWF Energy II LLC, and Associated Cost Recovery
(U 39 E)

And Related Matter

Application 09-10-022
(Filed October 16, 2009)

Application 09-10-034
(Filed October 30, 2009)

NOTICE OF EX PARTE COMMUNICATION

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**ALLIANCE FOR RETAIL ENERGY MARKETS
AND ON BEHALF OF THE CALIFORNIA
LARGE ENERGY CONSUMERS ASSOCIATION**

May 19, 2010

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

Application of Pacific Gas and Electric Company for Approval of Agreements Related to the Novation of the California Department of Water Resources Agreement with GWF Energy LLC, Power Purchase Agreement with GWF Energy II LLC, and Associated Cost Recovery (U 39 E)	Application 09-10-022 (Filed October 16, 2009)
And Related Matter	Application 09-10-034 (Filed October 30, 2009)

NOTICE OF EX PARTE COMMUNICATION

In accordance with the provisions of Article 8 of the Commission’s Rules of Practice and Procedure, this notice of ex parte communication is provided on behalf of the Alliance for Retail Energy Markets (“AREM”) and the California Large Energy Consumers Association (“CLECA”) with regard to a meeting that occurred on May 17, 2010, between representatives of AREM and CLECA and Robert Kinosian (Advisor to Commission Bohn), Paul Phillips (Advisor to Commissioner Simon), and Karen Shea (Advisor to Commission Simon). Representing AREM were Greg Bass of Sempra Energy Solutions, Mary Lynch of Constellation Energy, and Andrea Morrison of Direct Energy. Representing CLECA was Barbara Barkovich, who participated by phone. The meeting took place at the offices of the California Public Utilities Commission (“Commission”), 505 Van Ness Avenue in San Francisco, California, commenced at 11:25 a.m. and lasted approximately twenty-five minutes.

The purpose of the meeting was to discuss the proposed decision issued with respect to the PG&E novation applications. The representatives of AREM noted their support for the PD with respect to its rejection of the novation of certain existing DWR contracts with an extended

completion data, a.k.a. the new MW components of the Applications, but also urged that the Peakers Transactions should be rejected as well for the same reasons – that the procurement was not in conformance with established need, and had not been competitively procured. Dr. Barkovich concurred, and also noted that there was no evidence that the resources would best meet the needs associated with integrating renewable generation because the CAISO’s report of those requirements has yet to be finalized. The AReM representatives urged that the Commission should modify the PD to reject the Peaker Transactions, as well as the other new MW components of the Applications.

To request a copy of this notice, please contact Michelle Dangott at (818) 961-3003 or mdangott@energyattorney.com.

Respectfully submitted,


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ENERGY CONSUMERS ASSOCIATION**

May 19, 2010

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the attached *Notice of Ex Parte Communication* on all parties of record in proceeding *A.09-10-022* and *A.09-10-034* by serving an electronic copy on their email addresses of record and by mailing a properly addressed copy by first-class mail with postage prepaid to each party for whom an email address is not available.

Executed on May 19, 2010, at Woodland Hills, California.



Michelle Dangott

SERVICE LIST – A.09-10-022 and A.09-10-034

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