



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

Order Instituting Rulemaking to Integrate and  
Refine Procurement Policies Underlying  
Long-Term Procurement Plans.

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Rulemaking 08-02-007  
(Filed February 14, 2008)

**ALTERNATIVE PROPOSAL OF SOUTHERN CALIFORNIA EDISON  
COMPANY (U 338-E) AND SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E)**

In accordance with the July 1, 2009 Amended Assigned Commissioner’s Ruling and Scoping Memo on the 2008 Long Term Procurement Proceeding, Phase 1 (the Ruling), Southern California Edison Company (SCE) and San Diego Gas & Electric Company (SDG&E) submit the following Alternative Proposal in Response to the Energy Division Staff Straw Proposal on LTPP Planning Standards (Staff Proposal).

**I.**

**ALTERNATIVE PROPOSAL**

**A. Energy Division Staff Should Conduct the Proposed System-Wide Policy Analyses in a Separate Proceeding.**

The Staff Proposal describes a broad, system-level integrated resource portfolio analysis leading to development of an Indicative Resource Plan, and proposes that SCE, Pacific Gas and Electric (PG&E) and SDG&E (the Investor-Owned Utilities or IOUs) work in a coordinated manner to perform the system-wide policy analyses that support this plan in the Long-Term

Procurement Planning (LTPP) Proceeding. For some time, SCE and SDG&E have been concerned with a decision-making process that does not consider policy interactions in a holistic manner. SCE and SDG&E therefore strongly support Staff's recognition of the importance of coordinating policy across different proceedings and efforts to seek solutions to statewide problems such as resolving Once-Through Cooling issues, Priority Reserve issues, and so forth.

While SCE and SDG&E support Staff's efforts to analyze the impacts of the Commission's various policies on a broad basis, SCE and SDG&E believe that, for numerous reasons, the Staff's analyses should not be conducted by the IOUs and should not take place in the LTPP proceeding. SCE and SDG&E propose that the Energy Division assume responsibility for conducting the system-wide policy analyses set forth in the Staff Proposal, and that the broad policy analysis take place in a separate proceeding. The three IOUs and other affected parties, such as Energy Service Providers (ESPs), should be named as parties to that proceeding and should be directed to work closely with the Energy Division to support this system-wide policy analysis. This system-wide policy analysis should be conducted with the support of outside consultants hired by Energy Division and funded by all customers, not just bundled customers, on a system-wide basis. All parties, including the IOUs, should be provided with an opportunity to comment on, and propose alternatives to, the Staff's analysis and participate in hearings, if necessary. In the alternative, to the extent that the Commission determines that the LTPP should be used to perform system-wide resource planning, then SCE and SDG&E propose that the Energy Division perform these analyses within a separate track of the LTPP proceeding.

SCE and SDG&E further propose that the three IOUs conduct a separate system-wide "need" analysis in the LTPP proceeding. This system-wide need analysis would not involve the broad policy analysis set forth in the Staff Proposal. Rather, this analysis would consist of a high-level spreadsheet analysis, similar to that conducted by the IOUs in the 2006 LTPP proceeding, for the specific purpose of informing the IOUs' AB 57<sup>1</sup> procurement plans. The

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<sup>1</sup> Codified at Public Utilities Code § 454.5.

three IOUs would incorporate the most recent available findings from studies such as the Renewable Energy Transmission Initiative (RETI), Staff’s 33% Implementation Analysis, and the Indicative Resource Plan described in the Staff Proposal in performing this high-level spreadsheet analysis. Unlike the system-wide need analyses performed in 2006, however, the IOUs would work together to coordinate their system-need analyses to ensure consistency and comparability. All parties to the LTPP will have access to the spreadsheet model used by the IOUs to conduct the system need analysis, and should be provided with an opportunity to provide input to the Commission regarding the assumptions contained in the system-wide need analysis.<sup>2</sup> All parties should also be permitted to submit competing analysis/outlooks for the system-wide need. The process will provide an opportunity for interested parties to comment (and participate in hearings, if necessary) on the system-wide need analysis.

Once the Commission has approved the IOUs’ system-wide need analysis, the IOUs will submit AB 57 procurement plans that incorporate the findings of that need analysis, and any guidance obtained from the system-wide policy analysis developed by Staff in the separate proceeding. The IOUs will continue to take the lead with respect to the development and implementation of their AB 57 procurement plans, including the operation and conduct of the RFO process.

**B. Why SCE and SDG&E’s Alternative Proposal Should be Adopted**

SCE and SDG&E’s proposal has the potential to achieve both the IOUs’ and the Energy Division’s objectives through a more transparent public process. The IOUs’ objective is to obtain timely approval of their AB 57 procurement plans to enable them to ensure reliable service to their bundled customers, through procurement that complies with the State’s EAP Loading Order and environmental policies, in a least cost manner. The Energy Division’s

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<sup>2</sup> At a system level, there are fewer confidentiality concerns than with respect to the IOUs’ bundled procurement plans. To the extent that the system need analysis relies on confidential market-sensitive information, however, this information will be masked or aggregated.

objective is to inform the Commission regarding the cumulative impact of all of its procurement policies and to that end, to provide an integrated system-wide need sensitivity analysis under various policy approaches.

**1. The Alternative Proposal Will Ensure Timely Review and Approval of the IOU's Procurement Plans As Required Under AB 57.**

While SCE & SDG&E commend Commission Staff for their efforts to study the cumulative impact of the Commission's procurement policies, SCE and SDG&E are concerned that the process for preparing an Indicative Resource Plan, as envisioned in the Staff Proposal, is likely to derail the process for timely review and approval of the IOUs' AB 57 procurement plans. The process described in the Staff Proposal is likely to become bogged down by the volume and complexity of the work, and by the controversial nature of the analysis that will lead to disputes and protracted litigation. The Staff Proposal, whether implemented under the joint approach or the coordinated approach, would require the IOUs and other participants to agree on an unprecedented level of detail regarding all inputs and assumptions that would go into the broad system-wide policy analysis. In addition, it is difficult to see how intervenor feedback can be easily incorporated into the IOUs' analysis, if there is significant disagreement with those inputs. Protracted disputes (including discovery and confidentiality issues) could derail the entire process. Simply put, many intervenors will regard the IOUs as market participants with an interest in the outcome of the system-wide analysis, and will feel compelled to participate actively. These concerns are exacerbated by the ambiguity in the Staff Proposal regarding the future role of IOUs in system-wide procurement.

**2. The Alternative Proposal Will Better Facilitate the Incorporation of Stakeholder Input.**

If the Energy Division remains responsible for producing the system-wide policy analysis, it can solicit and incorporate feedback, as it did with its 33% Implementation Analysis, and resolve conflicting comments efficiently on an ongoing basis. It is an unrealistic goal to

expect that the IOUs can reach a consensus on all of the details required under the Staff Proposal, and it is even more unrealistic to expect that intervening parties will feel they have had sufficient input into the process, if that analysis were to be conducted exclusively by the IOUs.

**3. The Alternative Proposal May Lead to Analysis Based on More Accurate Information.**

Under SCE and SDG&E's Proposal, Energy Division and its consultant(s), may gather and take into account information that is proprietary and confidential. For example, the Energy Division could request information from ESPs regarding their portfolios and projected needs. Similarly, generators may be willing to share information with Energy Division regarding their plans for retirement of aging plants, subject to appropriate confidentiality protections. If the IOUs conduct the analysis, on the other hand, the IOUs will not be empowered to obtain relevant confidential information from third parties or from each other.

**4. The Alternative Proposal is More Consistent with the IOUs' Roles as the Procurement Agents on Behalf of Their Bundled Customers.**

SCE and SDG&E's Proposal has the added benefit of clearly delineating between the Energy Division's analyses of policies on a system-wide basis, and the IOUs' procurement on behalf of bundled customers. Forcing the IOUs to conduct the system-wide policy analyses as part of their Long-Term planning process is likely to foster several misimpressions, including the misimpression that the IOUs seek to usurp the planning functions of third parties and the misimpression that the IOUs alone are responsible for meeting the needs of the system.

**5. The Alternative Proposal Presents a More Practical Approach.**

Finally, as explained in further detail in SCE and SDG&E's responses to Questions 28-32 of Attachment 4 to the Ruling, SCE & SDG&E do not currently have all the resources needed to conduct all aspects of the detailed analysis required under the Staff Proposal in a timely manner. Thus, SCE and SDG&E's Proposal represents a more practical approach to achieving the Energy Division's goals.

**II.**

**CONCLUSION**

For the foregoing reasons, SCE and SDG&E respectfully request that the Commission adopt their Alternative Proposal as a better approach to accomplishing both the Energy Division's goals and the goals of the IOUs in a manner that will more effectively incorporate stakeholder input and is more likely to foster greater public support for the process and outcome.

Respectfully submitted on behalf of both SCE and SDG&E  
under Rule 1.8(d),

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**July 21, 2009**

**CERTIFICATE OF SERVICE**

I hereby certify that, pursuant to the Commissioner's Rules of Practice and Procedure, I have this day served a true copy of **ALTERNATIVE PROPOSAL OF SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) AND SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E)** on all parties identified in the attached service list(s).

Transmitting the copies via e-mail to all parties who have provided an e-mail address. First class mail will be used if electronic service cannot be effectuated.

Executed this **21<sup>st</sup> day of July, 2009**, at Rosemead, California.

*/s/ Christine M. Sanchez*

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