



BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

FILED

01-02-09

04:59 PM

Application of SIERRA PACIFIC POWER COMPANY (U903 E) To, Among Other Things, Increase Its Authorized Revenues For Electric Service In 2009, Establish Marginal Costs, Allocate Revenues, And Design Rates.

Application 08-08-004
(Filed August 1, 2008)

**MOTION OF THE DIVISION OF RATEPAYER ADVOCATES
FOR AN ORDER SHORTENING TIME FOR RESPONSES TO
MOTION FOR AN EXTENSION OF TIME**

On Friday, January 2, 2009, the Division of Ratepayer Advocates (DRA) filed a Motion for An Extension of Time in the current schedule in the General Rate Case (GRC) of Sierra Pacific Power Company (Sierra Pacific). On or about December 19, 2008, Sierra Pacific mailed an Amendment to its GRC Application which increases the revenue it seeks from California customers by approximately 35%, and proposes changes in nine different areas of the Application it originally submitted.

On or about December 8, 2008, DRA sent by electronic mail two data requests to Sierra Pacific. The data requests asked the company to provide revised electronic Excel files for the Results of Operations Model, Cost Allocations and Unbundling, and revised responses for all DRA Data Requests (DRA-SPPC-001 through SPPC-022) affected by the error in Sierra Pacific's allocators.¹

On or about December 12, 2008, Sierra Pacific told DRA that "responses to [DRA-SPPC-] 23 and 24 will be delayed due to finalizing amendment data and end of the year holiday schedules." Sierra Pacific said that responses would be provided by January 9th.²

¹ Attachment 1 to this Motion (DRA-SPPC-23-JTJ and DRA-SPPC-24-TLG)

² Attachment 2 to this Motion (email from D. Rice)

On December 23, 2008, counsel for DRA sent counsel for Sierra Pacific and counsel for the A-3 Customer Coalition an email notifying them that DRA intended to ask for an extension in the schedule and proposing alternative dates.³ To enable DRA sufficient time to review and evaluate Sierra Pacific's new proposed increases, DRA asks that the schedule adopted in the Scoping Memo for this case be modified as set forth in DRA's Motion for An Extension. Time is of the essence because the schedule currently calls for DRA to submit its testimony on February 11 and February 25. By this Motion, DRA asks that time for responses to its Motion for An Extension of Time be shortened so that responses are due Thursday, January 8, 2009.

Respectfully submitted,

/s/ Laura J. Tudisco

Laura J. Tudisco
Staff Counsel

Attorney for the Division of Ratepayer Advocates

California Public Utilities Commission
505 Van Ness Ave.
San Francisco, CA 94102
Phone: (415) 703-2164
Fax: (415) 703-2262

January 2, 2009

³ Attachment 3. As of this writing, DRA has not heard back from Sierra Pacific. It is DRA's understanding that the A-3 Customer Coalition would agree to either of DRA's proposed schedules.

ATTACHMENT 1

DATA REQUEST

**Sierra Pacific Power Company TY 2009 GRC
A.08-08-004**

Date: December 8, 2008

Responses Due: December 22, 2008

To:

6100 Neil Road
P.O. Box 10100
Reno, NV 89520-0024

Ms. Elena Mello

From:

Tamera Godfrey
Originator: Jean Jarjoura
Project Coordinator
Phone No : (415) 703-1367
Division of Ratepayer Advocates
email: jtj@cpuc.ca.gov
505 Van Ness Avenue, Room 4205
San Francisco, CA 94102

Data Request No: DRA-SPPC-023-JTJ

Exhibit Ref.: Chapter 9 and Chapter 10

Subject: RO Model, Cost Allocations and Unbundling

Please provide the following items:

1. Provide revised electronic excel files for the RO Model, Cost Allocations and Unbundling. This request is due to the error found in SPPC's original calculation that was provided in its Application in regards to its allocation percentages that adds an additional \$2.3 million to the California Revenue Requirement.

Provide two copies of the above information as it becomes available but no later than the due date identified above. If you are unable to provide the information by this date, please provide a written explanation to the data request Originator seven calendar days before the due date as to why the response date cannot be met and your best estimate of when the information can be provided. Please identify the person who provides the response and his (her) phone number.

Provide electronic responses if possible, and set of hard copy responses with your submittal to the DRA Project Coordinator and the data request originator. All data responses need to have each page numbered, referenced, and indexed so worksheets can be followed. If any number is calculated, include a copy of all electronic files so the formula and their sources can be reviewed.

If you have any questions regarding this data request, please call the originator at the above phone number.

DATA REQUEST

Sierra Pacific Power Company TY 2009 GRC A.08-08-004

Date: December 8, 2008

Responses Due: December 22, 2008

To:

6100 Neil Road
P.O. Box 10100
Reno, NV 89520-0024

Ms. Elena Mello

From:

Tamera Godfrey
Originator: T. Godfrey
Project Coordinator
Phone No : (415) 703-1367
Division of Ratepayer Advocates
email: tlg@cpuc.ca.gov
505 Van Ness Avenue, Room 4205
San Francisco, CA 94102

Data Request No: DRA-SPPC-024-TLG

Exhibit Ref.: All impacted Chapters due to Error in Allocation Calculation for California Revenue Requirement

Subject: Revisions to DRA Data Requests issued on all areas of SPPC's Application Filed in August 2008 that are impacted by the Error.

Please provide the following items:

2. Provide revised Data Request responses for all areas that DRA requested information (for DRA's Data Requests DRA-SPPC-001 through DRA-SPPC-022) in order to perform its analysis on SPPC's Application filed in August 2008 if any of the information in the forecast, testimony and workpapers has been changed/revised due to the error. Note that this request is due to the error found in SPPC's original calculation that was provided in its Application in regards to its allocation percentages that adds an additional \$2.3 million to the California Revenue Requirement.

Provide two copies of the above information as it becomes available but no later than the due date identified above. If you are unable to provide the information by this date, please provide a written explanation to the data request Originator seven calendar days before the due date as to why the response date cannot be met and your best estimate of when the information can be provided. Please identify the person who provides the response and his (her) phone number.

Provide electronic responses if possible, and set of hard copy responses with your submittal to the DRA Project Coordinator and the data request originator. All data responses need to have each page numbered, referenced, and indexed so worksheets can be followed. If any number is calculated, include a copy of all electronic files so the formula and their sources can be reviewed.

If you have any questions regarding this data request, please call the originator at the above phone number.

ATTACHMENT 2

From: Rice, Debbie [mailto:xxxx@nvenergy.com]
Sent: Friday, December 12, 2008 5:18 PM
To: Godfrey, Tamera
Cc: Hilen, Christopher; Wuehler, James R.; Tudisco, Laura J.; Jarjoura, Jean T.
Subject: CA Data Requests DRA SPPC-023-JTJ and DRA SPPC-024-TLG

Responses to 23 and 24 will be delayed due to finalizing amendment data and end of the year holiday schedules. Response will be provided by January 9th.
Thank you.

Debbie Rice
Case Manager
Rates and Regulatory Affairs
775.xxx.xxxx
xxx@nvebergy.com

*****The information contained in this electronic transmission is intended only for the use of the individual or entity named above. ANY DISTRIBUTION OR COPYING OF THIS MESSAGE IS PROHIBITED, except by the intended recipient. Attempts to intercept this message are in violation of 18 U.S.C. 2511(1) of the Electronic Communications Privacy Act, which subjects the interceptor to fines, imprisonment and/or civil damages. If you are not the intended recipient, please delete it and notify me at 775-xxx-xxxx.***

ATTACHMENT 3

From: Tudisco, Laura J.
Sent: Tuesday, December 23, 2008 3:03 PM
To: 'chilen@sppc.com'
Subject: A08-08-004 Sierra Pacific GRC Schedule

Chris:

Tamera Godfrey and I each received a hard copy set of Sierra Pacific's Amendment to its GRC Application. If no other copies were sent to analysts, would you send another 10 sets of volume 5 (workpapers) and 5 sets of the other Amendments?

As I mentioned in the message I left you earlier today, in light of the Amendment, DRA will be seeking an extension of time to the schedule. Pursuant to Rule 11.6 of the Commission's Rules of Practice and Procedure, I am writing to ask if Sierra Pacific will agree to one or the other of the extensions as set forth below.

As you may know, on December 8, DRA asked Sierra Pacific to provide revised responses to all data requests affected by the error Sierra Pacific found in its original calculations and to provide revised electronic files for the Results of Operations Model, Cost Allocations and Unbundling. DRA has been informed that responses would be delayed "due to finalizing amendment data and end of the year holiday schedules" and that responses would be provided by January 9th.

The Amendment seeks a significant increase to California ratepayers over what Sierra Pacific had sought in its Application, and affects nine different areas in the company's testimony. Since the DRA analysts will not receive corrected responses to their data requests or the electronic files for the Results of Operations model, Cost Allocations or Unbundling until January 9th, a February 11th due date for DRA testimony is no longer workable. Moreover, to review and analyze all of the proposed changes in addition to the material in the original Application will increase DRA's workload at a time when DRA has fewer resources to address it.

For these reasons, DRA asks you to consider the proposed schedules below and to let me know if Sierra Pacific will agree to one or the other of them. I will be sending a similar request to Jeff Gray today as well.

Please call if you have any questions.

Laura
office: 415-703-2164
cell: 415-606-2164

DRA/ Intervenor testimony due:	March 27
DRA Cost Allocation testimony due:	April 10
Rebuttal Testimony due:	April 24
Evidentiary hearings:	May 11-15
Opening Briefs:	June 12
Reply Briefs:	June 26
ALJ Proposed Decision:	September 26
Final Commission Decision:	TBA

or:

DRA/ Intervenor testimony due:	April 3
DRA Cost Allocation testimony due:	April 17
Rebuttal Testimony due:	May 1
Evidentiary hearings:	May 18-22
Opening Briefs:	June 19
Reply Briefs:	July 3
ALJ Proposed Decision:	October 3
Final Commission Decision:	TBA

From: Tudisco, Laura J.
Sent: Tuesday, December 23, 2008 3:29 PM
To: 'Gray, Jeffrey'
Subject: FW: A08-08-004 Sierra Pacific GRC Schedule

Jeff:

In light the Amendment Sierra Pacific made to its GRC Application, DRA will be seeking an extension in the schedule. Pursuant to Rule 11.6 of the Commission's Rules of Practice and Procedure, I am writing to ask if the A-3 Customer Coalition would agree to one or the other schedules proposed below.

Please let me know if you have any questions.

Laura.
office: 415-703-2164
cell: 415-606-2164

From: Tudisco, Laura J.
Sent: Tuesday, December 23, 2008 3:03 PM
To: 'chilen@sppc.com'
Subject: A08-08-004 Sierra Pacific GRC Schedule

Chris:

Tamera Godfrey and I each received a hard copy set of Sierra Pacific's Amendment to its GRC Application. If no other copies were sent to analysts, would you send another 10 sets of volume 5 (workpapers) and 5 sets of the other Amendments?

As I mentioned in the message I left you earlier today, in light of the Amendment, DRA will be seeking an extension of time to the schedule. Pursuant to Rule 11.6 of the Commission's Rules of Practice and Procedure, I am writing to ask if Sierra Pacific will agree to one or the other of the extensions as set forth below.

As you may know, on December 8, DRA asked Sierra Pacific to provide revised responses to all data requests affected by the error Sierra Pacific found in its original calculations and to provide revised electronic files for the Results of Operations Model, Cost Allocations and Unbundling. DRA has been informed that responses would be delayed "due to finalizing amendment data and end of the year holiday schedules" and that responses would be provided by January 9th.

The Amendment seeks a significant increase to California ratepayers over what Sierra Pacific had sought in its Application, and affects nine different areas in the company's testimony. Since the DRA analysts will not receive corrected responses to their data requests or the electronic files for the Results of Operations model, Cost Allocations or Unbundling until January 9th, a February 11th due date for DRA testimony is no longer workable. Moreover, to review and analyze all of the proposed changes in addition to the material in the original Application will increase DRA's workload at a time when DRA has fewer resources to address it.

For these reasons, DRA asks you to consider the proposed schedules below and to let me know if Sierra Pacific will agree to one or the other of them. I will be sending a similar request to Jeff Gray today as well.

Please call if you have any questions.

Laura
office: 415-703-2164
cell: 415-606-2164

DRA/ Intervenor testimony due:	March 27
DRA Cost Allocation testimony due:	April 10
Rebuttal Testimony due:	April 24
Evidentiary hearings:	May 11-15
Opening Briefs:	June 12
Reply Briefs:	June 26
ALJ Proposed Decision:	September 26
Final Commission Decision:	TBA

or:

DRA/ Intervenor testimony due:	April 3
DRA Cost Allocation testimony due:	April 17
Rebuttal Testimony due:	May 1
Evidentiary hearings:	May 18-22
Opening Briefs:	June 19
Reply Briefs:	July 3
ALJ Proposed Decision:	October 3
Final Commission Decision:	TBA

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of “**MOTION OF THE DIVISION OF RATEPAYER ADVOCATES FOR AN ORDER SHORTENING TIME FOR RESPONSES TO MOTION FOR AN EXTENSION OF TIME**” in **A.08-08-004** by using the following service:

E-Mail Service: sending the entire document as an attachment to all known parties of record who provided electronic mail addresses.

U.S. Mail Service: mailing by first-class mail with postage prepaid to all known parties of record who did not provide electronic mail addresses.

Executed on January 2, 2009 at San Francisco, California.

/s/ Nelly Sarmiento

Nelly Sarmiento

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address and/or e-mail address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

SERVICE LIST
A.08-08-004

chilen@sppc.com
ljt@cpuc.ca.gov
jeffgray@dwt.com
emello@sppc.com
epoole@adplaw.com
joshdavidson@dwt.com
cem@newsdata.com
rmccann@umich.edu
sheila@wma.org
abb@eslawfirm.com
cbk@eslawfirm.com
dlf@cpuc.ca.gov
mmg@cpuc.ca.gov
md2@cpuc.ca.gov
tlg@cpuc.ca.gov