



FILED

01-24-12

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Examine the Commission's Post-2008 Energy Efficiency Policies, Programs, Evaluation, Measurement, and Verification, and Related Issues.

Rulemaking 09-11-014
(Filed November 20, 2009)

ADMINISTRATIVE LAW JUDGE'S RULING GRANTING MOTIONS FOR PARTY STATUS FILED BY PULSE ENERGY, CALIFORNIA HOUSING PARTNERSHIP CORPORATION, GARY GOCKEL, ELLA BAKER CENTER FOR HUMAN RIGHTS, BUILDING PERFORMANCE INSTITUTE, BEUTLER CORPORATION, INLAND EMPIRE UTILITIES AGENCY, ASSOCIATION OF CALIFORNIA WATER AGENCIES, CALIFORNIA CONSTRUCTION INDUSTRY LABOR MANAGEMENT TRUST, AND SOLARCITY CORPORATION AND GRANTING MOTION FOR LATE-FILING OF COMMENTS BY BEUTLER CORPORATION

This motion disposes of applications for party status filed in this proceeding by Pulse Energy, the California Housing Partnership Corporation (CHPC), and Gary Gockel (Gockel), on January 9, 2012; the Ella Baker Center for Human Rights (Ella Baker Center), the Building Performance Institute (BPI), and Beutler Corporation (Beutler) on January 3, 2012; the Inland Empire Utilities Agency (IEUA) on December 27, 2011; the Association of California Water Agencies (ACWA) and the California Construction Industry Labor Management Trust (Construction Trust) on December 23, 2011; and SolarCity Corporation (SolarCity) on December 16, 2011. For the reasons set forth below, this ruling grants the requests for party status.

In addition, on January 4, 2012, Beutler filed a motion for acceptance of late-filed comments. The comments were timely served on the service list, and

no party will be prejudiced by the acceptance of these late-filed comments. Thus, Beutler's motion for acceptance of late-filed comments is granted.

Pulse Energy states that it is a provider of energy management information software for commercial customers and its software is a component of several utilities' conservation program offerings. Pulse Energy will participate in this proceeding on issues related to long-term goals and the design and implementation of energy efficiency programs that promote cost-effective energy savings, economic growth, and environmental improvement, with specific expertise in energy management and utility-directed programs.

CHPC states that it is a statewide organization dedicated to assisting nonprofit and government housing agencies to create, acquire, green, and preserve housing affordable for lower-income households, while providing leadership on housing preservation policy and funding. CHPC is also the convener of the Green Rental home Energy Efficiency Network, a coalition of over 35 organizations committed to increasing access to energy efficiency resources for low-income residents of multifamily rental properties in California. CHPC will participate in this proceeding to ensure that the interests of multifamily rental properties and tenants are addressed in this proceeding. CHPC intends specifically to comment on the residential energy efficiency policies and programs, as well as financing programs.

Gary Gockel states that he is a Certified Aquatic Energy Auditor and Certified Pool Operator with active participation in the pool and spa industry for over 38 years. He states that he is an independent auditing/installing pool energy contractor for several current third party energy efficiency programs, performing audits and upgrades on all sizes of commercial pools. He states that he founded Pool Solutions Group to train and educate pool contractors in whole

pool energy efficiency measures. Mr. Gockel intends to participate in this proceeding to offer comments from the perspective of professional pool energy contractors regarding energy efficiency policies, programs, evaluation, measurement and verification.

The Ella Baker Center states that it organizes people-powered campaigns to transform California, by coalition building, policy work, and electoral organizing. The Ella Baker Center pushes to create a healthy planet and job opportunities for those most affected by poverty and pollution. The Ella Baker Center states an intent to join with other parties in the proceeding to provide relevant comment from a social-justice perspective and to offer specific expertise in workforce development and green jobs.

BPI states that it is a recognized global leader supporting the development of a highly professional home performance industry through standards development, individual and organizational credentialing, and a rigorous quality assurance program. BPI is accredited by the American National Standards Institute as a National Standards Development Organization supporting the residential energy efficiency retrofit community. BPI's mission is to "raise the bar in performance contracting." BPI has been involved in the development of the Energy Upgrade California (EUC) program. BPI intends to focus on how local, regional, and statewide governmental bodies can work with contractors to improve EUC in the 2013-2014 period and beyond.

Beutler states that it is an energy contracting firm with operations covering the State of California in both the residential and non-residential markets, as well as new construction and retrofits. Beutler is also the parent company of Advanced Comfort and Energy Systems, a residential performance contracting firm. Beutler plans to bring the viewpoint of a successful contractor to these

proceedings, related to balancing the needs of running a successful business, providing opportunities to employees, and providing products that homeowners want to buy.

IEUA states that its mission is to supply supplemental water to the Chino Basin. Since 1950, it has expanded its areas of responsibility from a supplemental water supplier to a regional wastewater treatment agency, with domestic and industrial disposal systems and energy recovery/production facilities. In addition, IEUA has become a recycled water supplier, biosolids/compost provider, and continues as a leader in water efficiency and water quality management and protection. IEUA also offers residential, commercial, and institutional water efficiency programs that save both water and energy. In this proceeding, IEUA intends to lend its expertise and perspective on opportunities for joint optimization of water and energy resources.

ACWA states that it is the largest coalition of public water agencies in the country, representing more than 430 public agency members who are responsible for 90% of the water delivered to cities, farms, and businesses in California. ACWA intends to focus on water-energy nexus programs in this proceeding.

The Construction Trust states that it was established by major construction contractors and power generation operators in California, together with the unions that represent their employees. The Construction Trust is organized to promote joint labor-management efforts to advance economic growth and development of California's energy and power generation industries. The Construction Trust intends to offer comments related to effective program administration, planning, and financing and to ensure contractor and workforce training mechanisms that will support California's growing energy efficiency economy.

SolarCity states that it is California's leading full service provider of solar photovoltaic power systems, providing integrated solar system services to its customers from a single source, including engineering, design, financing, installation, leasing, and monitoring services. SolarCity also states that it provides a range of energy efficiency services. SolarCity states that it is interested in development of energy efficiency programs generally, and in particular, the emphasis on deeper, long-term energy savings and accelerated market transformation. SolarCity states that it can bring a unique perspective to this proceeding based on its status as an integrated solar and energy efficiency solutions provider.

IT IS RULED that:

1. The motions for party status of Pulse Energy, California Housing Partnership Corporation, Gary Gockel, Ella Baker Center for Human Rights, Building Performance Institute, Beutler Corporation, Inland Empire Utilities Agency, Association of California Water Agencies, California Construction Industry Labor Management Trust, and SolarCity Corporation are granted.
2. Consistent with the granting of party status, the following individuals are added to the service list:

Bruce Herzer
Regulatory Affairs
Pulse Energy
600-576 Seymour
Vancouver BC
V6B 3K1
Telephone: 778-331-0540
Email: bruce.herzer@pulseenergy.com

Ross Nakasone
California Housing Partnership Corporation
369 Pine Street, Suite 300
San Francisco, CA 94104
Telephone: 415-433-6804 x310
Email: RNakasone@chpc.net

Gary Gockel
Founder
Pool Solutions Group
2145 Naomi Place
Santa Rosa, CA 95403
Telephone: 707-529-9432
Email: gary@poolsolutionsgroup.com

Tia Katrina Taruc Canlas, J.D.
Policy Associate, Green Collar Jobs Campaign
Ella Baker Center for Human Rights
1970 Broadway, Suite 450
Oakland, CA 94612
Telephone: 510-285-8222
Email: tia@ellabakercenter.org

Shandra (Tiger) Adolf
Director, Western Region
1900 Powell Street, Suite 420
Emeryville, CA 94608
Telephone: 510-923-0273
Email: tadolff@bpi.org

C. Richard Wylie
Beutler Corporation
4700 Lang Avenue
McClellan, CA 95652
Telephone: 916-646-2700
Email: wilier@beutlercorp.com

