

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA



**FILED**  
05-11-11  
04:59 PM

In the matter of the Application of PacifiCorp  
(U901E) for approval to implement a Net  
Surplus Compensation Rate.

Application 10-03-001  
(Filed March 1, 2010)

And Related Matters.

Application 10-03-010  
Application 10-03-012  
Application 10-03-013  
Application 10-03-017

**LATE-FILED NOTICE OF EX PARTE COMMUNICATION  
OF THE DIVISION OF RATEPAYER ADVOCATES**

Pursuant to Rule 8.3 of the Commission's Rules of Practice and Procedure, the Division of Ratepayer Advocates (DRA) submits the following Late-Filed Notice of Ex Parte Communication to parties in applications consolidated under Application (A) 10-03-001, et al.

On Tuesday May 3, 2011 at 9:45 a.m., Mitchell Shapson, DRA's Attorney, met with President Peevey's Adviser, Scott Murtishaw to discuss use of the Market Price Referent (MPR) in the Alternate Proposed Decision. Mitchell Shapson responded to some questions posed during the discussion by Scott Murtishaw. The discussion centered on DRA advocating that use of the MPR in the Alternate Proposed Decision was legally sustainable. The discussion lasted approximately 10 minutes.

The meetings were held at the Commission's offices, located at 505 Van Ness Avenue, San Francisco, California. DRA did not use written material during the communication.

Copies of this Notice can be obtained by calling or sending e-mail to Sue Muniz at (415) 703-1858 (e-mail; sam@cpuc.ca.gov).

Respectfully submitted,

/s/ MITCHELL SHAPSON

---

MITCHELL SHAPSON

Attorney for the Division of Ratepayer  
Advocates

California Public Utilities Commission  
505 Van Ness Ave.  
San Francisco, CA 94102  
Phone: (415) 703-2727  
Fax: (415) 703-2262

May 11, 2011