

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply.

Investigation 00-11-001
(Filed November 2, 2000)

**ADMINISTRATIVE LAW JUDGE'S RULING
ALLOWING COMMENTS ON WORKSHOP REPORT
REGARDING TRANSMISSION COSTS USED IN
RENEWABLE PORTFOLIO STANDARD PROCUREMENTS**

On January 20-21, 2005, Commission staff held a workshop to address outstanding issues related to transmission costs used in Renewable Portfolio Standard (RPS) procurements. The staff's workshop report is attached to this ruling (Attachment A). Parties may file initial comments on the workshop report and reply comments as provided in this ruling.

In initial comments, the parties should address the following issues, in addition to any other comments they may wish to make:

- Whether some issues discussed during the workshop should be resolved at this time through a Commission decision based on the workshop report and comments. If so, specify the issue(s); provide the proposed resolution, including specific language to modify Attachment A to Decision (D.) 04-06-013; and explain the rationale for the proposed modifications.

- Whether other issues discussed during the workshop require further consideration before they can be resolved. For each such issue, state whether it should be resolved prior to the next RPS solicitation, and why. If evidentiary hearings are needed, specify what evidence is needed regarding each issue.
- Whether resolution of any of the issues would be amenable to additional workshop(s), settlement discussions, mediation, or other similar procedures, and why.
- If standards are adopted in the RPS and/or Resource Adequacy proceedings that allow renewable developers to select a reduced level of deliverability, how should development and application of transmission cost adders change? Parties advocating changes should propose specific language to modify Attachment A to D.04-06-013 in this regard.
- What steps should the Commission take toward resolving the problem of up-front financing of transmission upgrades needed for RPS purposes?

Parties should also address, in initial and/or reply comments as appropriate, whether any existing or proposed Commission, California Independent System Operator, Federal Energy Regulatory Commission, or other regulatory or legal requirements conflict with any party's proposals in this matter.

Based on the initial and reply comments and in consultation with the Assigned Commissioner, I will decide whether to prepare a draft decision, schedule a prehearing conference, or take other procedural steps in this matter.

Parties should file and serve their initial and reply comments. Parties may provide electronic service of the comments consistent with modifications adopted in D.04-12-057 to the Commission Rules of Practice and Procedure, which will become effective March 24, 2005. For convenience, the modified

version of Rule 2.3 and Rule 2.3.1 is included as Attachment B to this ruling. A complete copy of all rule revisions regarding electronic service is attached to D.04-12-057. The modified rules should be available on the Commission's website, <http://www.cpuc.ca.gov>, prior to March 24. Paper format copies, in addition to electronic copies if made available, should be served on the Assigned Commissioner and the assigned Administrative Law Judge.

Therefore, **IT IS RULED** that Parties may file initial comments on the attached workshop report, as more fully set forth above, no later than April 8, 2005 and may file reply comments no later than April 22, 2005. Parties shall serve these comments on the service list, as well as on the Assigned Commissioner and assigned Administrative Law Judge.

Dated March 17, 2005, at San Francisco, California.

/s/ Charlotte F. Terkeurst

Charlotte F. TerKeurst
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge’s Ruling Allowing Comments on Workshop Report Regarding Transmission Costs Used in Renewable Portfolio Standard Procurements on all parties of record in this proceeding or their attorneys of record.

Dated March 17, 2005, at San Francisco, California.

/s/ Antonina V. Swansen
Antonina V. Swansen

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 to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission’s policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, *e.g.*, sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.