



KHY/rp4 11/27/2018

**FILED**

11/27/18  
10:57 AM

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

Application of Pacific Gas and Electric Company in Compliance with Ordering Paragraph 37, Resolution E-4906. (U39E).	Application 18-10-008
San Diego Gas & Electric Company, Application of San Diego Gas & Electric Company (U902E) Providing Information as Directed by Resolution E-4906, Ordering Paragraph 37.	Application 18-10-009
Southern California Edison Company, Application of Southern California Edison Company (U338E) in Compliance with Ordering Paragraph 37, Resolution E-4906, To Allow Appropriate Consideration and Evidentiary Development on the Issue of Loggers and Meters for the Prohibited Resources Verification Plan.	Application 18-10-010

**ADMINISTRATIVE LAW JUDGE'S RULING CONSOLIDATING PROCEEDINGS AND NOTICING PREHEARING CONFERENCE**

This ruling consolidates the above-captioned applications, confirms that protests for the consolidated proceedings are not due until December 19, 2018, sets a prehearing conference for the consolidated proceedings for January 10, 2019 at 10:00 a.m., and provides instructions for filing documents and the creation of the official service list.

## **1. Background**

Decision (D.) 16-09-056 determined that, beginning on January 1, 2018, certain resources are prohibited to be used for load reduction during demand response events. Ordering Paragraph 4 of D.16-09-56 required Pacific Gas and Electric Company (PG&E), San Diego Gas & Electric Company (SDG&E) and Southern California Edison Company (SCE) (jointly, the Utilities) to enforce the prohibition of the resources by including new and separate provisions in the tariff or contract for each program. The new provisions shall explain the prohibition and require non-residential customers to agree not to use a prohibited resource to reduce load during a demand response event or, in cases where the customer must use the prohibited resource for safety reasons, agree to a default adjustment. Ordering Paragraph No. 5 of D.16-09-056 required the Utilities to hire expert consultants to assess whether it is possible, and if so by what methods and data sources, to evaluate whether non-residential customers are complying with the demand response prohibition requirement. The Utilities were also directed to file a Tier Three Advice Letter requesting approval of a final proposed verification plan.

On September 1, 2017, PG&E submitted a joint advice letter that included the final prohibited resources verification plan on behalf of the Utilities. On June 21, 2018, the Commission issued Resolution E-4906, approving with modifications, prohibited resources terms and conditions and the verification plan proposed by the Utilities. Resolution E-4906 directed each of the Utilities to file an application with the Commission by October 19, 2018 to allow appropriate

consideration and evidence development on the issue of loggers and meters for the verification plan.<sup>1</sup>

On October 19, 2018, PG&E, SDG&E and SCE each filed an application in compliance with Ordering Paragraph No. 37 of Resolution E-4906.

## **2. Consolidation and Protest Deadline**

The Commission's Rules of Practice and Procedure (Rule 7.4) provides that "[p]roceedings involving related questions of law or fact may be consolidated." By this ruling, I am consolidating these applications into a single proceeding; consolidation of these applications is reasonable because they address similar demand response program issues.

Accordingly, the deadline to file protests to the consolidated proceedings is 30 days after the notice of the filing of the last application was posted on the Commission's daily calendar. While applications filed by SDG&E and SCE appeared on the Commission's daily calendar on October 29, 2018, the application for PG&E did not appear on the daily calendar until November 19, 2018. Hence, protests for the consolidated proceeding are due by December 19, 2018.

## **3. Notice of Prehearing Conference**

This ruling sets a prehearing conference for Thursday, January 10, 2019, commencing at 10:00 a.m., in the Commission's Courtroom, 505 Van Ness Avenue, San Francisco, California, to determine the parties, scope and schedule of the proceeding, and other procedural matters.

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<sup>1</sup> Resolution E-4906 at Ordering Paragraph 37.

#### **4. Service of this Ruling and Creation of the Service List**

This Ruling will be served on the service list in Rulemaking (R.) 13-09-011 and Application (A.) 17-01-012 et al.

Service of this Ruling does not confer party status in this proceeding upon any person or entity and does not result in that person or entity being placed on the service list for this proceeding.

The Commission will create an official service list for this proceeding which will be available at [http://www.cpuc.ca.gov/PUBLISHED/service\\_lists](http://www.cpuc.ca.gov/PUBLISHED/service_lists). I anticipate that the official service list for this consolidated proceeding will be finalized after the prehearing conference. Until such time, documents should continue to be served to all parties of R.13-09-011 and A.17-01-012 et al. Before serving documents at any time during this proceeding, parties shall ensure they are using the most current official service list by checking the Commission's website prior to each service date.

**IT IS RULED that:**

1. Applications (A.) 18-10-008, A.18-10-009, and A.18-10-010 are hereby consolidated.
2. Protests for the consolidated proceedings shall be filed no later than December 19, 2018.
3. A prehearing conference in this proceeding is scheduled for Thursday, January 10, 2019 at 10:00 a.m. in the Commission's hearing rooms at 505 Van Ness Avenue, San Francisco, CA 94102.

4. This ruling will be served on all parties of Rulemaking 13-09-011 and Applications 17-01-012 et al.

5. Prior to the prehearing conference, formally filed documents in this proceeding shall be served on all parties of the service lists in Rulemaking 13-09-011 and Applications 17-01-012 et al.

Dated November 27, 2018 at San Francisco, California.

/s/ KELLY A. HYMES

Kelly A. Hymes  
Administrative Law Judge