



ALJ/ML2/GT2/fzs 5/25/2022

FILED

05/25/22

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

10:11 AM

A2205002

Application of Pacific Gas and Electric Company (U39E) for Approval of its Demand Response Programs, Pilots and Budgets for Program Years 2023-2027.

Application 22-05-002

Application of San Diego Gas & Electric Company (U902E) Requesting Approval and Funding of its Demand Response Portfolio for Bridge Year 2023 and Program Years 2024-2027.

Application 22-05-003

Application of Southern California Edison Company (U338E) for Approval of Demand Response Programs and Budgets for 2023-2027.

Application 22-05-004

ADMINISTRATIVE LAW JUDGES' RULING CONSOLIDATING PROCEEDINGS AND SETTING A PREHEARING CONFERENCE

Summary

This ruling consolidates the above-captioned applications, sets a prehearing conference (PHC) for the consolidated proceedings, and provides instructions for filing documents and the creation of the official service list.

1. Background

Pursuant to Decision 17-12-003, and an Executive Director's letter granting an extension, Pacific Gas and Electric Company (PG&E), San Diego Gas & Electric Company (SDG&E) and Southern California Edison Company (SCE) (jointly the Utilities) filed their respective applications requesting approval and

funding for their Demand Response (DR) portfolios for (1) Bridge Year 2023 (Phase 1 of the proceeding) and (2) Program Years 2024-2027 (Phase 2 of the proceeding). The Utilities request an expedited schedule pursuant to Commission Rule of Practice and Procedure 2.9 for matters related to the 2023 Bridge Funding program year.

1. Consolidation

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, we are consolidating these applications into a single proceeding; consolidation of these applications is reasonable because they address similar funding and program planning issues.

The deadline to file protests to the consolidated proceedings is within 30 days of the date that notice of the filing of the application first appeared in the Daily Calendar. Hence, the deadline to file protests is June 6, 2022. Given the expedited nature of the proceeding, the deadline to file responses to protests is June 13, 2022.

2. Prehearing Conference

2.1. Logistics

This ruling sets a virtual Webex PHC for Thursday, June 16, 2022, commencing at 10:00 a.m., to determine the parties, scope and schedule of the proceeding, and other procedural matters.

Any person may join the PHC using the following information:

• **Meeting Link for Video/Audio:**

<https://cpuc.webex.com/cpuc/j.php?MTID=mcc4fec313be6d210db4b4ee9cc79f546>

Event password: 2022

Event number: 2499 224 7823

• **Audio-Only Option**

Toll-Free: 1-855-282-6330

Toll: 1-415-655-0002

Access Code: 249 922 47823

Entities who wish to participate at the PHC shall designate a specific individual and e-mail the ALJs no later than 5:00 p.m. on June 6, 2022, by sending an e-mail with the subject line: “Application 22-05-002 *et al.*: Designated Representative for PHC” to ALJ Toy at garrett.toy@cpuc.ca.gov and ALJ Lakhanpal at manisha.lakhanpal@cpuc.ca.gov. The e-mail should contain the representative's name, the representative’s e-mail address and phone number, and the organization that the individual is representing.

Party representatives should plan to log into the PHC by 9:45 a.m. on the day of the PHC. Once logged in, Commission Staff will provide the designated party representatives with participant WebEx access. The Commission’s Help Line will open 30 minutes in advance of the PHC (at 9:30 a.m.) to assist parties with any difficulties logging in (415-703-5263).

Entities need not have achieved party status prior to the PHC in order to speak at the PHC. Each organization must select one individual to speak on its behalf during the PHC.

Because of the virtual format, this PHC will necessarily be more formal than an in-person PHC. Representatives are reminded that the court reporters

will need to transcribe the proceedings, and therefore individuals should adhere to the following ground rules:

- Speak only when addressed by one of the Administrative Law Judges (ALJs);
- Identify yourself before speaking (each time);
- Avoid using a speakerphone when speaking;
- Mute conference line when not speaking;
- Speak slowly and clearly;
- Do not interrupt or speak over one another; and
- Expect court reporters to interrupt, if necessary, to fill in garbled or inaudible statements.

In advance of the PHC, the ALJs will e-mail out to all designated participants a speaker's passcode, an agenda for the PHC, and if necessary the order in which entities will have the opportunity to speak. We anticipate going through the list of speakers at least twice during the PHC.

2.2. Procedural Matters

The parties are directed to meet and confer before the PHC to resolve, to the extent possible, conflicts in proposed schedules, the scope of issues, and other matters parties wish to address at the PHC. The parties shall file and serve a joint PHC statement no later than June 14, 2022, that addresses the following:

- Procedural schedule for Phase 1 and Phase 2;
- Scope of issues to be considered in Phase 1 and Phase 2 identified separately for each phase; We want to hear from the parties if there are any overlapping issues between Phase 1 and Phase 2 and how to scope these issues, taking into consideration the request for an expedited procedural schedule for Phase 1;
- Identification of the material disputed facts and legal issues that the Commission needs to decide in this case;
- Need for evidentiary hearings;

- Discovery issues; and
- List and description of any other matters parties wish to discuss at the PHC.

Parties desiring expedited transcripts should advise the hearing reporter via e-mail at reporting@cpuc.ca.gov, no later than June 13, 2022.

3. Service of this Ruling and Creation of the Service List

This Ruling will be served on the service list (appearances, state service list and information-only categories) in Rulemaking (R.) 13-09-011 and R.20-11-003, to enhance the role of demand response in meeting the State's resource planning needs and operational requirements.

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 [CPUC - Service Lists - A2205002 \(ca.gov\)](https://www.cpuc.ca.gov/Service-Lists-A2205002).

We 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, A.17-01-012 and R.20-11-003 and the service list for this consolidated proceeding. 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.) 22-05-002, A.22-05-003, and A.22-05-004 are hereby consolidated.

2. The deadline to file a protest to the consolidated proceedings is June 6, 2022.
3. The deadline to file Responses to Protests is June 13, 2022.
4. A virtual prehearing conference is scheduled for Thursday, June 16 at 10 a.m.
5. The parties shall meet and confer to resolve, to the extent possible, conflicts in proposed schedules, scope of issues for Phase 1 and Phase 2, and the other matters listed above prior to the prehearing conference.
6. The parties shall file and serve a joint prehearing conference statement no later than June 14, 2022 addressing the matters listed above.
7. This ruling will be served to all parties of the service list in Rulemaking (R.) 13-09-011 and R.20-11-003.
8. Prior to the prehearing conference, formally filed documents in this proceeding shall be served on all parties of the service lists in R.13-09-011, A.17-01-012 and R.20-11-003 in addition to the official service list of this proceeding.

Dated May 25, 2022, at San Francisco, California.

/s/ MANISHA LAKHANPAL
Manisha Lakhanpal
Administrative Law Judges

/s/ GARRETT TOY
Garrett Toy
Administrative Law Judge