

ALJ/ES2/fzs 9/26/2023



FILED

09/26/23

04:59 PM

R2301007

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Implementing Senate Bill 846
Concerning Potential Extension of
Diablo Canyon Power Plant
Operations.

Rulemaking 23-01-007

**EMAIL RULING INCORPORATING THE CALIFORNIA ENERGY
COMMISSION'S DRAFT SENATE BILL 846 DIABLO CANYON POWER PLANT
EXTENSION COST COMPARISON INTO THE PROCEEDING RECORD**

Dated September 26, 2023, at San Francisco, California.

/s/ EHREN D. SEYBERT

Ehren D. Seybert
Administrative Law Judge

From: Seybert, Ehren <ehren.seybert@cpuc.ca.gov>
Sent: Tuesday, September 26, 2023 1:32 PM
To: Mike@ActiumLLP.com; Douglass@EnergyAttorney.com;
Cathy.Karlstad@sce.com; AMSmith@sdge.com; Venskus@LawSV.com;
sarveybob@aol.com; RKoss@AdamsBroadwell.com; Purchia, Robyn
<Robyn.Purchia@cpuc.ca.gov>; Matthew@turn.org;
MRaykher@UtilityAdvocates.org; sashford@nrdc.org;
MSomogyi@DowneyBrand.com; Regulatory@cal-cca.org; jnmWEM@gmail.com;
mspecht@ucsusa.org; Maria.Wilson@pge.com; Sean@BRBLawGroup.com;
GMorris@emf.net; John@DicksonGeesman.com; JGibson@DowneyBrand.com;
SGN@esLawfirm.com; btheaker@mrpgenco.com; RegRelCpucCases@pge.com;
Darren@BRBLawGroup.com; david@a4nr.org; emily.turkel@calpine.com;
klatt@energyattorney.com; Ian.D.White@shell.com; Jennifer.Post@pge.com;
barmackm@calpine.com; mcade@buchalter.com; rochelle@a4nr.org;
TAJ8@pge.com; CAregulatory@ucsusa.org; Info@DCISC.org; regulatory@cal-cca.org;
mrw@mrwassoc.com; CPUCdockets@eq-research.com;
BDickman@NewgenStrategies.net; BShuey@NewGenStrategies.net; Ciupagea,
Radu <radu.ciupagea@cpuc.ca.gov>; Goldmuntz, Sarah
<Sarah.Goldmuntz@cpuc.ca.gov>; case.admin@sce.com; Janet.Combs@sce.com;
Jeff.Linam@GSWater.com; Ryan.Jerman@sce.com; erin@tosdalapc.com;
meghan.obrien@stoel.com; monica@tosdalapc.com; Atrial@sdge.com;
CentralFiles@SempraUtilities.com; TMKirch2@sdge.com; jsanders@lawsv.com;
LathropCo@gmail.com; Lathrop.AS@gmail.com; RNeal@Co.SLO.Ca.us;
VioletSageWalker@gmail.com; Government@CGNP.org;
Attys@WellingtonLaw.com; attys@wellingtonlaw.com;
MDJoseph@AdamsBroadwell.com; Carrejo, Antonio
<Antonio.Carrejo@cpuc.ca.gov>; Lambert, Christian
<Christian.Lambert@cpuc.ca.gov>; Peck, David B. <david.peck@cpuc.ca.gov>;
Zizmor, David <David.Zizmor@cpuc.ca.gov>; Seybert, Ehren
<ehren.seybert@cpuc.ca.gov>; Genesis, Etchissa <Etchissa.Genesis@cpuc.ca.gov>;
Lane, Julie <Julie.Lane@cpuc.ca.gov>; kc7@cpuc.ca.gov; Raffan, Neil
<Neil.Raffan@cpuc.ca.gov>; Doherty, Patrick <Patrick.Doherty@cpuc.ca.gov>;
Simon, Sean A. <sean.simon@cpuc.ca.gov>; Hunter, Stacey
<stacey.hunter@cpuc.ca.gov>; Burns, Truman L. <truman.burns@cpuc.ca.gov>;
Shmidt, Yuliya <yuliya.shmidt@cpuc.ca.gov>; KMorsony@turn.org;
James@UtilityAdvocates.org; NVijaykar@KeyesFox.com;

rbird@forefrontpower.com; tlindl@keyesfox.com; binoshita@downeybrand.com; mmolina@orrick.com; tsultan@orrick.com; MMattes@Nossaman.com; WHon@Nossaman.com; RobertEarle.SF@gmail.com; MeganMMyers@yahoo.com; Jin@Decodees.com; Willie@Cal-cca.org; policy@cedmc.org; L.Tougas@CleanEnergyregResearch.com; Lillian.rafi@pge.com; r2k3@pge.com; Victoria.Anes@pge.com; philm@scdenergy.com; boyd.michaele@gmail.com; kayla.baum@sanjoseca.gov; akilduff@caiso.com; csanada@caiso.com; ELagerquist@caiso.com; MNava@Caiso.com; SKozal@caiso.com; KirstinK@PioneerCommunityEnergy.org; regulatory@braunlegal.com; Anderson, Robert "Bob" Lowell <Robert.Anderson@cpuc.ca.gov>; Samantha.Holdstock@Stoel.com; blaising@braunlegal.com; LMH@eslawfirm.com; ABB@ESlawFirm.com; BSB@esLawFirm.com; JMelms@ESLawFirm.com; Cesa_Regulatory@StorageAlliance.org; KMills@CFBF.com; KJohnston@cxbf.com; Cindy.Fisheer@LibertyUtilities.com; Carla.Scarsella@PacifiCorp.com; Pooja.Kishore@PacifiCorp.com; CaliforniaDockets@PacifiCorp.com
Cc: ALJ Docket Office <ALJ_Docket_Office@cpuc.ca.gov>; ALJ Process <alj_process@cpuc.ca.gov>; ALJ_Support ID <alj_supportid@cpuc.ca.gov>
Subject: R.23-01-007: E-Mail Ruling Incorporating the California Energy Commission's Draft Senate Bill 846 Diablo Canyon Power Plant Extension Cost Comparison into the Proceeding Record

This e-mail ruling makes available to parties and incorporates into the record of this proceeding the September 26, 2023 draft staff report by the California Energy Commission (CEC), entitled "Draft Senate Bill 846 Diablo Canyon Power Plant Extension Cost Comparison" (Draft CEC Report). The Draft CEC Report is attached to this e-mail ruling. This report has also been referred to in this proceeding as the CEC's cost-effectiveness evaluation (*See* April 6, 2023 Assigned Commissioner's Scoping Memo and Ruling at 7-8 and 15).

Pursuant to the assigned Administrative Law Judge's September 21, 2023 e-mail ruling, parties may submit comments on the Draft CEC Report by October 6, 2023. Reply comments will not be accepted. Comments should focus on whether and how the Draft CEC Report informs the specific issues being considered in this proceeding.

The CEC has its own public comment process distinct from this proceeding. The Draft CEC Report has been posted to the [Energy System Reliability Docket \(21-ESR-01\)](#). The CEC has also posted a Notice of Availability and Request for Comments on the Draft CEC Report (Notice of Availability), available here: [Notice of Availability Public Comment DCP](#). As indicated in the Notice of Availability, the CEC will accept public comments on the draft report until October 9, 2023. Questions regarding the CEC's public comment process should be directed to the CEC's Public Advisor at (916)-957-7910 or publicadvisor@energy.ca.gov.

It is so ruled.

THE DOCKET OFFICE SHALL FORMALLY FILE THIS RULING.

Ehren D. Seybert (he/him/his)
Administrative Law Judge
California Public Utilities Commission
ehren.seybert@cpuc.ca.gov

Attachment