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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Pacific Gas and Electric Company for Compliance Review of Utility Owned Generation Operations, Portfolio Allocation Balancing Account Entries, Energy Resource Recovery Account Entries, Contract Administration, Economic Dispatch of Electric Resources, Utility Owned Generation Fuel Procurement, and Other Activities for the Record Period January 1 Through December 31, 2024. (U39E)

Application 25-02-013

ADMINISTRATIVE LAW JUDGE'S RULING RE-OPENING DISCOVERY FOR A LIMITED TIME AND AMENDING PROCEEDING SCHEDULE FOR SETTLEMENT DISCUSSIONS, STATUS CONFERENCE AND EVIDENTIARY HEARING

This ruling amends the procedural schedule by removing the deadline to conduct settlement discussions, re-opening discovery for a limited time, postponing the status conference from November 14, 2025, to 2:00 pm on December 2, 2025, and postponing the evidentiary hearing from December 4, 2025, to December 18, 2025, commencing at 9:30 a.m. This ruling further directs the parties to meet and confer and to submit a Joint Status Conference Statement on November 25, 2025, stating whether evidentiary hearings are necessary and if so, providing lists of 1) all disputed material facts, 2) all witnesses and for each witness, the disputed material facts to which the witness will testify, and 3)

direct and cross-examination estimate times for each witness a party proposes to conduct direct examination and cross-examination.

1. Procedural Background

On February 28, 2025, PG&E filed this Application for Compliance Review of Utility Owned Generation Operations, Portfolio Allocation Balancing Account Entries, Energy Resource Recovery Account Entries, Contract Administration, Economic Dispatch of Electric Resources, Utility Owned Generation Fuel Procurement, and Other Activities for the Record Period January 1 Through December 31, 2024 (Application).

On April 4, 2025, the California Community Choice Association¹ (Cal CCA) and the Public Advocates Offices of the California Public Utilities Commission (Cal Advocates) filed protests to the Application.

The assigned Administrative Law Judge (ALJ) held a prehearing conference on April 18, 2025. On May 2, 2025, Commissioner John Reynolds issued a Scoping Memo and Ruling (Scoping Memo) setting forth the issues to be decided and the schedule for this proceeding.

On August 15, 2025, CalCCA moved to amend the procedural schedule to extend the discovery timeline until the beginning of evidentiary hearings. On August 15, 2025, the assigned ALJ denied the motion without prejudice.

¹ California Community Choice Association represents 24 community choice electricity providers in California: Apple Valley Choice Energy, Ava Community Energy, Central Coast Community Energy, Clean Energy Alliance, Clean Power Alliance of Southern California, CleanPowerSF, Desert Community Energy, Energy For Palmdale's Independent Choice, Lancaster Energy, Marin Clean Energy, Orange County Power Authority, Peninsula Clean Energy, Pico Rivera Innovative Municipal Energy, Pioneer Community Energy, Pomona Choice Energy, Rancho Mirage Energy Authority, Redwood Coast Energy Authority, San Diego Community Power, San Jacinto Power, San José Clean Energy, Santa Barbara Clean Energy, Silicon Valley Clean Energy, Sonoma Clean Power, and Valley Clean Energy.

On November 3, 2025, the parties filed a Joint Status Conference Statement requesting additional time to conduct settlement discussions and requesting to reopen discovery between PG&E and CalCCA. This ruling responds to the parties' requests as if the parties had filed formal motions. Finding good cause for the extensions requested, this ruling modifies the proceeding schedule set forth in the Scoping Memo and requires the parties to meet and confer and submit an updated Joint Status Conference Statement.

2. Discussion

In the Joint Status Conference Statement filed on November 3, 2025, the parties requested to extend the time for settlement discussions because the timing of PG&E's rebuttal testimony, which was due on October 24, 2025, did not provide sufficient time to conclude settlement discussions by October 31, 2025. Because the Commission generally favors settlement, the date to conclude settlement discussions is removed from the schedule. Any motion to approve a settlement must comply with Article 12 of the Rules of Practice and Procedure regarding settlements.

The proceeding schedule required the parties to complete discovery by September 10, 2025. On August 11, 2025, CalCCA filed a motion to amend the proceeding schedule to remove the discovery deadline, which would allow the parties to conduct discovery until evidentiary hearings. Finding no cause to modify the proceeding schedule at that time, the motion was denied without prejudice. The ruling provided that if a party has a particular need for additional discovery, that party may make a motion to propound additional discovery. Prior to making any such motion, however, the party desiring to propound additional discovery must 1) meet and confer with the other parties to the proceeding, 2) explain in the motion the parties' positions with respect to the

request to re-open discovery, 3) explicitly describe to the discovery the party desires to propound, and 4) explain the need for the discovery.

CalCCA, PG&E and Cal Advocates met and conferred about reopening discovery as required. The Joint Status Conference Statement stated that none of the parties object to reopening discovery, but that Cal Advocates does not intend to propound additional discovery. CalCCA's and PG&E's request/motion to re-open discovery did not in fact explicitly describe the discovery that the parties wish to propound, but it did explain the need for the discovery by stating that "further limited discovery would aid in narrowing the disputed factual issues in this proceeding and accordingly, narrow or even avoid entirely the need for cross-examination of witnesses in an evidentiary hearing."

CalCCA and PG&E proposed deadlines for any additional discovery as follows:

- November 6, 2025, deadline for further discovery requests;
- November 21, 2025, deadline for discovery responses;
- November 24, 2025, parties meet and confer regarding need for evidentiary hearings; and
- November 25, 2025, parties serve an updated Joint Status Conference Statement stating whether evidentiary hearings are necessary and if so, providing lists of 1) all disputed material facts, 2) all witnesses and for each witness, the disputed material facts to which the witness will testify, and 3) direct and cross-examination estimate times for each witness a party proposes to conduct direct examination and cross-examination.

Finding good cause, we grant the motion to re-open discovery and adopt the deadlines proposed by PG&E and CalCCA.

The Scoping Memo set the dates for a status conference on November 14, 2025, and an evidentiary hearing on December 4, 2025. Because additional

discovery may impact the need for evidentiary hearings and because the status conference was scheduled to discuss specifics about the evidentiary hearing, this ruling postpones the status conference from November 14, 2025, to December 2, 2025, at 2:00 pm. The status conference will be held virtually via the Webex platform. Parties may access the status conference through the following link:

When it's time, join your Webex meeting here:

<https://cpuc.webex.com/cpuc/j.php?MTID=mdc595b7f868433add7a155ab4f38cce1>

Join by meeting number:

Meeting number (access code): 2486 854 2387

Meeting password: 7iuJzJUEz46

Tap to join from a mobile device (attendees only)

[1-855-282-6330,,24868542387##](tel:1-855-282-6330,,24868542387##) United States Toll Free

[+1-415-655-0002,,24868542387##](tel:+1-415-655-0002,,24868542387##) United States Toll

Join by phone

1-855-282-6330 United States Toll Free

+1-415-655-0002 United States Toll

[Global call-in numbers](#) | [Toll-free calling restrictions](#)

Join from a video system or application

Dial [24868542387@cpuc.webex.com](tel:24868542387@cpuc.webex.com)

You can also dial 173.243.2.68 and enter your meeting number.

This ruling postpones the evidentiary hearing from December 4, 2025, to December 18, 2025 at 9:30 am.

IT IS RULED that:

1. The October 31, 2025 date to conclude settlement discussions is removed from the proceeding schedule. Any motion to approve a settlement shall comply

with Article 12 of the Commission's Rules of Practice and Procedure regarding settlements.

2. The California Community Choice Association and Pacific Gas and Electric Company may conduct additional discovery providing that any additional discovery requests shall be made on or before November 6, 2025. Discovery responses shall be due on or before November 21, 2025.

3. The parties shall meet and confer regarding the need for evidentiary hearings on or before November 24, 2025.

4. The parties shall submit an updated Joint Status Conference Statement on or before November 25, 2025, stating whether evidentiary hearings are necessary and if so, providing lists of 1) all disputed material facts, 2) all witnesses and for each witness, the disputed material facts to which the witness will testify, and 3) direct and cross-examination estimate times for each witness a party proposes to conduct direct examination and cross-examination.

5. The proceeding schedule is amended to postpone the virtual status conference scheduled for November 14, 2025, to December 2, 2025, commencing at 2:00 pm.

6. The proceeding schedule is amended to postpone the evidentiary hearing from December 4, 2025, to December 18, 2025, commencing at 9:30 am.

Dated November 10, 2025, at San Francisco, California.

/s/ LEAH S. GOLDBERG

Leah S. Goldberg
Administrative Law Judge