



ALJ/CFG/vhj 12/26/2025

FILED

12/26/25

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A2405014

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of LS Power Grid
California, LLC (U-247-E) for a
Certificate of Public Convenience and
Necessity Authorizing Construction of
the Power the South Bay Project.

Application 24-05-014

**EMAIL RULING GRANTING APPLICANT'S
MOTION FOR OFFICIAL NOTICE**

Dated December 26, 2025, at San Francisco, California.

/s/ CHARLES FERGUSON

Charles Ferguson
Administrative Law Judge

From: Ferguson, Charles <Charles.Ferguson@cpuc.ca.gov>

Sent: Friday, December 26, 2025 5:27 PM

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Subject: A.24-05-014; Administrative Law Judge's Ruling Granting Applicant's Motion for Official Notice

To the Parties and Service List:

The Applicant, LS Power Grid California, LLC (LS Power), has moved for the Commission to take official notice (the Motion) of the following five items:

1. Segments of the California Independent System Operator (CAISO), *2021-2022 Transmission Plan* (March 17, 2022), namely, pages 1, 99-107, 377, and 380-381; Appendix E, pages E-1 and E-9; and Appendix G, pages G-1 and G-18 to G-231;
2. The CAISO, *Newark-NRS HVDC Project Sponsor Selection Report* (March 21, 2023) (*Selection Report*);
3. The CAISO, *San Jose Area Transmission Plan: Engineering Study Report* (November 5, 2024) (*Engineering Report*);
4. A November 5, 2024 Memorandum prepared by Neil Millar, Vice President

of Infrastructure and Operation Planning for the CAISO Board of Governors regarding a decision on modifications to the *2021-2022 Transmission Plan*; and

5. *General Session Minutes, ISO Board of Governors Meeting, November 12, 2024.*

Commission Rule of Practice and Procedure 13.10 provides that "[o]fficial notice may be taken of such matters as may be judicially noticed by the courts of the State of California pursuant to Evidence Code section 450 *et seq.*" California Evidence Code section 452 (h) provides that California courts may take official notice of "[f]acts and propositions that are not reasonably subject to dispute and are capable of immediate and accurate determination by resort to sources of reasonably indisputable accuracy." Accordingly, pursuant to Rule of Practice and Procedure 13.10, the Commission may do likewise.

I have reviewed the five items proffered by LS Power for official notice. They each were prepared by and maintained by CAISO, a party to this proceeding. Together they present a chronological account of (1) CAISO's determination there was a need in 2021 -2022 for a South Bay Project; (2) the detailed process CAISO then used to select LS Power as the approved project sponsor to finance, construct, own, operate and maintain the South Bay Project following a CAISO-run competitive solicitation; (3) the engineering determination in 2023 that the forecasted electric demand for the project was growing more rapidly than originally expected; (4) the management recommendation to the CAISO Board in 2024 to modify the South Bay Project in light of the changed circumstances; and, (5) the CAISO Board's adoption of its management's recommendation to modify the South Bay Project in light of changed circumstances. These are each essential steps that CAISO had to take before this Commission could entertain LS Power's application for a Certificate of Public Convenience and Necessity for the South Bay Project. The authenticity of the five documentary items and the facts that CAISO took the steps and actions recorded in the five items proffered for official notice cannot reasonably be challenged. The motion should be granted.

Accordingly, it is ruled that:

1. The Motion for Official Notice filed by LS Power Grid California, LLC (LS Power) is granted.
2. LS Power shall submit paper copies of the five items listed in the body of this ruling to the Assigned Commissioner's office and the Assigned

Administrative Law Judges ten days from the date of this ruling. The items will be marked for identification as the Applicant's exhibits next in order after the Amended Application which shall be identified and marked as the Applicant's first exhibit.

The Docket Office shall formally file this Ruling.

Dated: December 26, 2025, at San Francisco, California

Charles Ferguson
Administrative Law Judge
California Public Utilities Commission