



BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

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A2512019

Application of Southern California Gas Company (U904G) for Authorization to Implement Revenue Requirement for Advanced Meter Infrastructure Replacement Project.

Application 25-12-019

NOT CONSOLIDATED

Application of Southern California Gas Company (U904G) for Authority, Among Other Things, to Update its Gas Revenue Requirement and Base Rates Effective on January 1, 2028.

Application 26-06-014

And Related Matter.

Application 26-06-015

NOT CONSOLIDATED

Application of San Diego Gas & Electric Company (U902M) for Approval of Smart Meter 2.0 Proposal.

Application 25-12-012

NOT CONSOLIDATED

Application of Southern California Gas Company (U904G) and San Diego Gas & Electric Company (U902M) for Authorization to Implement Revenue Requirement to Enable SAP Migration Program.

Application 26-05-002

**THE PUBLIC ADVOCATES OFFICE
NOTICE OF EX PARTE MEETING**

Pursuant to Rule 8.4 of the California Public Utilities Commission's (Commission) Rules of Practice and Procedure, the Public Advocates Office at the California Public Utilities Commission (Cal Advocates) hereby details an *ex parte* meeting initiated by Cal Advocates to discuss the above-captioned proceeding.

The *ex parte* meeting occurred via Webex on Thursday, August 27, 2026, from approximately 11:30 a.m. to 11:55 a.m. with advisors from the Office of Commissioner Christine Harada and the Office of President John Reynolds. Specifically, Cal Advocates met with David Fermino, Advisor to Commission Christine Harada, and Andrew Klutey, Advisor to President John Reynolds. Cal Advocates was represented by Michael Campbell, Deputy Director - Energy; Charlotte Chitadje, Supervisor; and Michael Einhorn, Staff Attorney.

During the meeting, the representatives for Cal Advocates discussed Cal Advocates' motion to consolidate issues in A.25-12-019, San Diego Gas & Electric Company's (SDG&E's) Smart Meter 2.0 proceeding (Application ("A.") 25-12-012), SoCalGas and SDG&E's (Semptra's) SAP Migration Program (A.26-05-002), and Semptra's consolidated Test Year 2028 General Rate Case ("TY 2028 GRC," A.26-06-014 and A.26-06-015). Cal Advocates also discussed its recommendations related to Southern California Gas Company's (SoCalGas's) Advanced Meter Infrastructure Replacement Project (A.25-12-019).

Specifically, Cal Advocates discussed SoCalGas's repeated refusal to make the computer model on which its testimony relies available for verification as required by Public Utilities Code Sections 581 and 1822, and Commission Rule 10.3,¹ and its unexpected production of a "Modified Model that is intended to preserve the revenue requirement methodology, calculations, and key assumptions used in A.25-12-019" on July 20, 2026.² SoCalGas did not modify or amend its Application or testimony to conform to its new Modified Model.³ In addition, SoCalGas does not explain whether its Modified Model functions the same or produces the same results as its original model.⁴ Without modification of the Application to conform to

¹ See, e.g., A.25-12-019, SoCalGas Supplemental Response to Data Request 9, May 1, 2026, at Supplemental Response 2a ("SoCalGas has confirmed that it is not able to provide Cal Advocates with a functioning model that would produce results consistent with the Application outside of SoCalGas's network.")

² A.25-12-019, SoCalGas Second Supplemental Response to Data Request 9, July 20, 2026, at 3.

³ See A.25-12-019, SoCalGas Second Supplemental Response to Data Request 9, July 20, 2026.

⁴ SoCalGas previously stated that it could not produce a functioning model that would provide results consistent with its Application. See, A.25-12-019, SoCalGas Response to Data Request 9, March 20, 2026, at Response 2 ("SoCalGas does not provide its revenue requirement model to external parties due to the model's complexity and its dependence on external files located within SoCalGas's internal network, which are essential for its proper functionality."); A.25-12-019, SoCalGas Supplemental Response to Data Request 9, May 1, 2026, at Supplemental Response 2a ("SoCalGas has confirmed that it is not able to provide Cal Advocates with a functioning model that would produce results consistent with the Application outside of SoCalGas's network.").

the Modified Model, or an affirmative confirmation that the Modified Model functions the same way and produces the same results as the original model, SoCalGas fails to meet its obligation under Public Utilities Code Section 1822 to provide the evidence upon which its Application and testimony rely.⁵ In short, intervenor parties and the Commission would not have an opportunity to review the evidence upon which SoCalGas' Application and testimony rely.^{6,7}

The Commission must order SoCalGas to comply with Public Utilities Code Section 1822 so that its Application is based on the evidence upon which intervenor parties and the Commission will rely (i.e., the Modified Model).⁸ To ensure that SoCalGas will comply with its statutory obligations, the Commission should issue an order that does the following:

- Grants Cal Advocates' Motion to Compel and Motion to Strike all testimony based on SoCalGas' unproduced computer model.

⁵ See A.25-12-019, *Public Advocates Office Motion To Compel Information Related To Southern California Gas Company Advanced Metering Infrastructure Replacement Project Application*, May 29, 2026, at 13 and Proposed Order; see A.25-12-019, *Motion of the Public Advocates Office to Strike All Testimony Based on Southern California Gas Company's Computer Model*, May 29, 2026, at 2.

⁶ Cal Advocates' May 29, 2026 Motion to Compel and Motion to Strike ask the Commission to order SoCalGas to explain differences between its original model and any modified model, and to amend its Application to conform to any modified model. Specifically, Cal Advocates' Motion to Compel discusses modifications to SoCalGas' model and asks the Commission to order SoCalGas to provide a functional and transparent model that complies with Public Utilities Code Section 1822. See A.25-12-019, *Public Advocates Office Motion To Compel Information Related To Southern California Gas Company Advanced Metering Infrastructure Replacement Project Application*, May 29, 2026, at 13 and Proposed Order. Cal Advocates' Motion to Strike asked the Commission to order SoCalGas to explain differences between its model and any modified model, and to conform its Application and testimony to any modified model. See A.25-12-019, *Motion of the Public Advocates Office to Strike All Testimony Based on Southern California Gas Company's Computer Model*, May 29, 2026, at 2 ("If the Commission chooses to allow SoCalGas to re-create its model in an accepted model that can be produced to other parties, consistent with Sections 581 and 1822 and Rule 10.3, the Commission should still strike the current testimony and order SoCalGas amend its Application to conform to its new model and testimony. The Commission should also require SoCalGas to explain any changes to its modeling results, any changes to modeling assumptions, and any other differences between its original model and its new model. Parties should have the opportunity to submit responses or protests to SoCalGas' amended application.").

⁷ Cal Advocates' Motion to Compel and Motion to Strike are still pending.

⁸ Allowing SoCalGas to submit testimony based on a model different than the Modified Model that it produced would violate due process, because it would deprive Cal Advocates of any meaningful opportunity to review and scrutinize SoCalGas' testimony. See, e.g., *Armstrong v. Manzo*, 380 U.S. 545 (1965) (party must be given notice and opportunity to be heard); *People v. W. Air Lines*, 42 Cal. 2d 621, 632 (1954) (due process requires adequate notice to a party affected and an opportunity to be heard before a valid order can be made); see also See D.98-03-073, *In re Joint Application of Pac. Enters.*, 79 CPUC 2d 343, 1998 WL 211974 (Cal.P.U.C.) at Conclusion of Law 6 (a party's "disregard of its discovery obligations has irreparably harmed applicants' due process rights to conduct full and fair discovery in this proceeding").

- Directs SoCalGas to amend its Application and Testimony to conform to the new Modified Model that SoCalGas produced on July 20, 2026.
- Directs SoCalGas to explain any changes to its modeling results, any changes to modeling assumptions, and any other differences between its original model and its Modified Model.

Finally, Cal Advocates also stated that, in the alternative, the Commission could address many of the issues in A.25-12-019 if the Commission grants Cal Advocates' Motion to Consolidate.

Respectfully submitted,

/s/ Michael Einhorn

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