

Public Utilities Commission of the State of California
Public Agenda 3461
Thursday, May 21, 2020 10:00 a.m.
Remotely

Commissioners
Marybel Batjer, President
Martha Guzman Aceves
Liane M. Randolph
Clifford Rechtschaffen
Genevieve Shiroma

Pursuant to Executive Order N-29-20, paragraph 3, that was issued on March 17, 2020, Commissioners may participate remotely from teleconferencing locations. The public may observe, provide public comments during the public comment period, and otherwise participate remotely pursuant to the Bagley-Keene Open Meeting act as described below.

Link to Executive Order N-29-20: <https://www.gov.ca.gov/wp-content/uploads/2020/03/3.17.20-N-29-20-EO.pdf>

For each agenda item, a summary of the proposed action is included on the agenda as well as a link to the related electronic document. The Commission's decision may, however, differ from that proposed. Public Comments are taken up at the beginning of the meeting (10:00 a.m.).


To listen or make comments not to exceed 1 ½ minutes by phone, **dial 1-800-857-1917 and enter passcode 9899501**. Alternatively, you may email brief written comments (which do not exceed three minutes when read aloud) to 05212020VotingMeeting@cpuc.ca.gov and our Public Advisor may read your comments out loud to the meeting if time permits. Written comments must be received prior to 10:00 a.m. to be read aloud. Comments that are not able to be read aloud, or are received after the deadline, will be circulated to the Commissioners. Individuals wishing to observe the meeting can do so by accessing our website at <http://www.adminmonitor.com/ca/cpuc/>

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (10:00 a.m.) Closed to the Public	<i>Commission Meeting</i> Auditorium (10:00 a.m.) Open to the Public
Friday, May 15, 2020 Monday, May 18, 2020 (Remotely)	Thursday, May 21, 2020 (Remotely)
Monday, May 25, 2020 (Remotely)	Thursday, May 28, 2020 (Remotely)
Monday, June 8, 2020 (Remotely)	Thursday, June 11, 2020 (Remotely)
Monday, June 22, 2020 (Remotely)	Thursday, June 25, 2020 (Remotely)
Monday, July 13, 2020 (San Francisco)	Thursday, July 16, 2020 (San Francisco)

**Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held.*

Matters of Public Interest
For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.

For further information contact the Public Advisor
 (415) 703-2074 E-mail: public.advisor@cpuc.ca.gov

 **If specialized accommodations for the disabled are needed, please call the Public Advisor at (415) 703-2074 or TTY # (415) 703-5282 or toll free # 1- 866-836-7825 three business days in advance of the meeting.**

PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.

Public Comment

Consent Agenda

Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.

Consent Agenda - Orders and Resolutions

1

Preliminary Categorizations and Hearing Determinations for Recently Filed Formal Applications

[18389]

Res ALJ 176-3461

PROPOSED OUTCOME:

- Ratification of preliminary determination of category for proceedings initiated by application. The preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

ESTIMATED COST:

- None.

Consent Agenda - Orders and Resolutions (continued)

2

Del Oro Water Company to Extend Statewide Lost Revenue Surcharge by Earlier of Three Months or Approval of Del Oro's General Rate Case

[18345]

Res W-5220, Advice Letter 521-W filed April 3, 2020 - Related matters.

PROPOSED OUTCOME:

- Grants Del Oro Water Company (Del Oro) the authority to extend its existing Lost Revenue Memorandum Account surcharge of \$10.54 per customer per monthly billing across all of its districts by the earlier of three months or when the utility's General Rate Case has been approved by the Commission.
- Grants authority under Public Utilities Code Section 454 to Del Oro to file a supplement to Advice Letter 521-W with the rate schedules for each district including the proposed surcharge extension and concurrently cancel its presently effective rate schedules. The effective date of the rate schedule shall be five days after the date of filing.

SAFETY CONSIDERATIONS:

- The resolution provides adequate revenues to the utility so that it can provide safe and reliable water service to its customers and meet all applicable water quality standards set forth by the State Water Resources Control Board.

ESTIMATED COST:

- \$10.54 per month per customer by the earlier of three months or approval of the utility's General Rate Case to be paid by The Ratepayers.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=338172927>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Intervenor Compensation Orders**3 Intervenor Compensation to San Diego Airport Parking Company**

[18372]

A.18-01-012

Application of San Diego Gas & Electric Company for Approval of Senate Bill 350 Transportation Electrification Proposals Regarding Medium and Heavy-Duty Electric Vehicles and a Vehicle-to-Grid Pilot.

PROPOSED OUTCOME:

- Awards San Diego Airport Parking Company (SDAP) \$17,892.07 for substantial contribution to Decision 19-08-026. That Decision approved a settlement with modifications to San Diego Gas & Electric Company's (SDG&E) Medium-Duty and Heavy-Duty Electric Vehicle Charging Infrastructure Program and Vehicle to Grid Electric School Bus Application. SDAP originally requested \$20,242.00.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- \$17,892.07 plus interest, to be paid by the ratepayers of SDG&E.

(Comr Rechtschaffen - Judge Goldberg - Judge Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=335502076>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)4 **Intervenor Compensation to Vote Solar**

[18381]

R.14-07-002

Order Instituting Rulemaking to Develop a Successor to Existing Net Energy Metering Tariffs Pursuant to Public Utilities Code Section 2827.1, and to Address Other Issues Related to Net Energy Metering.

PROPOSED OUTCOME:

- Awards Vote Solar \$84,528.00 for substantial contribution to Decision (D.) 18-06-027, D.17-12-022 and D.18-09-044. These decisions adopted affordable housing solar programs, and Information Requirements and Consumer Protections for Net Energy Metering customers. Vote Solar originally requested \$85,557.04.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- \$84,528.00, plus interest, to be paid by the ratepayers of Pacific Gas and Electric Company, San Diego Gas & Electric Company, Southern California Edison Company, Liberty Utilities (CalPeco Electric) LLC, and PacifiCorp Company.

(Comr Guzman Aceves - Judge Doherty - Judge Kao)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=335514737>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)**5 Intervenor Compensation to National Asian American Coalition**

[18382]

A.18-01-012

Application of San Diego Gas & Electric Company for Approval of Senate Bill 350 Transportation Electrification Proposals Regarding Medium and Heavy-Duty Electric Vehicles and a Vehicle-To-Grid Pilot.

PROPOSED OUTCOME:

- Awards the National Asian American Coalition (NAAC) \$115,834.75 for substantial contribution to Decision (D.) 19-08-026. That Decision approved a settlement with modifications to San Diego Gas & Electric Company's (SDG&E) Medium-Duty and Heavy-Duty Electric Vehicle Charging Infrastructure Program and Vehicle to Grid Electric School Bus Application. NAAC originally requested \$115,872.50.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- \$115,834.75, plus interest, to be paid by the ratepayers of SDG&E.

(Comr Rechtschaffen - Judge Goldberg - Judge Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=335617984>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)

6 **Intervenor Compensation to East Yard Communities for Environmental Justice**

[18383]

A.18-01-012

Application of San Diego Gas & Electric Company for Approval of Senate Bill 350 Transportation Electrification Proposals Regarding Medium and Heavy-Duty Electric Vehicles and a Vehicle-to-Grid Pilot.

PROPOSED OUTCOME:

- Awards East Yard Communities for Environmental Justice \$60,200.00 for substantial contribution to Decision 19-08-026. That Decision approved a settlement with modifications to San Diego Gas & Electric Company's (SDG&E) Medium-Duty and Heavy-Duty Electric Vehicle Charging Infrastructure Program and Vehicle to Grid Electric School Bus Application. East Yard Communities for Environmental Justice originally requested \$60,200.00.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- \$60,200.00, plus interest, to be paid by the ratepayers of San Diego Gas & Electric Company.

(Comr Rechtschaffen - Judge Goldberg - Judge Hymes)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=335503894>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)

7 **Intervenor Compensation to Center for Accessible Technology**

[18384]

I.14-05-012

Order Instituting Investigation to Address Intrastate Rural Call Completion Issues.

PROPOSED OUTCOME:

- Awards Center for Accessible Technology (CforAT) \$48,040.50, for substantial contribution to Decision (D.) 18-07-045 and D.19-09-042. These Decisions deny an Application for Rehearing, review actions taken to implement D.16-12-066, and close I.14-05-012. CforAT originally requested \$47,773.50.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- \$48,040.50, plus interest, to be paid by the Commission's Intervenor Compensation Fund.

(Comr Rechtschaffen - Judge Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=335637692>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Consent Agenda - Intervenor Compensation Orders (continued)

8 Intervenor Compensation to The Utility Reform Network

[18388]

I.14-05-012

Order Instituting Investigation to Address Intrastate Rural Call Completion Issues.

PROPOSED OUTCOME:

- Awards The Utility Reform Network (TURN) \$88,054.18, for substantial contribution to Decision (D.) 18-07-045 and D.19-09-042. These Decisions deny an Application for Rehearing, review actions taken to implement D.16-12-066, and close Investigation 14-05-012. TURN originally requested \$88,054.18.

SAFETY CONSIDERATIONS:

- Substantial contribution by intervenors, as found here, enhances the Commission's ability to resolve safety and other issues under Public Utilities Code Section 451 to take all actions "necessary to promote the safety, health, comfort, and convenience of its patrons, employees, and the public."

ESTIMATED COST:

- \$88,054.18, plus interest, to be paid by the Commission's Intervenor Compensation Fund.

(Comr Rechtschaffen - Judge Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=335721711>

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Regular Agenda

Regular Agenda- Energy Orders

9

Reorganization Plan of Pacific Gas and Electric Company

[18340]

I.19-09-016

Order Instituting Investigation on the Commission's Own Motion to Consider the Ratemaking and Other Implications of a Proposed Plan for Resolution of Voluntary Case filed by Pacific Gas and Electric Company, pursuant to Chapter 11 of the Bankruptcy Code, in the United States Bankruptcy Court, Northern District of California, San Francisco Division, In re Pacific Gas and Electric Corporation and Pacific Gas and Electric Company, Case No.19-30088.

Regular Agenda- Energy Orders (continued)**PROPOSED OUTCOME:**

- Approves reorganization plan of Pacific Gas and Electric Company (PG&E) and its holding company PG&E Corporation (PG&E Corp.) pursuant to the requirements of Assembly Bill 1054 (Stats. 2019, Ch.79) with conditions and modifications.
- Adopts, with some modifications, certain Assigned Commissioner Ruling Proposals to require changes to PG&E's governance structure and management, and for PG&E to submit to an enhanced regulatory oversight process.
- Directs PG&E to file certain further applications and advice letters to address issues that require additional development prior to implementation.
- Approves cost recovery of financing fees associated with PG&E's emergence from bankruptcy.
- Denies cost recovery of professional fees associated with the bankruptcy.
- Denies cost recovery of wildfire liabilities from 2017 and 2018 except in connection with separate securitization application.
- Approves PG&E request to issue new debt and securities to finance bankruptcy exit plan. Grants PG&E conditional waiver from its authorized capital structure.
- Directs PG&E to pay the Commission's professional fees associated with the bankruptcy proceedings.
- Disposes of other issues raised in the proceeding and as required pursuant to AB 1054.

SAFETY CONSIDERATIONS:

- Changes required to PG&E's board of directors and management and new Commission oversight process will enhance and facilitate PG&E's ability to provide safe, reliable and affordable utility service.

ESTIMATED COST:

- There is an estimated net savings to ratepayers associated with PG&E's refinancing of existing debt as a result of reorganization plan. Amount of annual cost savings net of financing fees to be specified in a future cost of capital filing.

(Comr Batjer - Judge Allen)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=338065943>

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

This matter may be considered during the Ratesetting Deliberative Meeting.

Regular Agenda- Legal Division Matters

Regular Agenda- Legislative and Other Matters

Regular Agenda- Management Reports and Resolutions

10 **Report and Discussion on Recent Consumer Protection and Safety
Activities**
[18390]

Regular Agenda- Management Reports and Resolutions (continued)

11
[18391]

Management Report on Administrative Activities

Regular Agenda- Commissioner Reports

Closed Session

This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126 (e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).

Closed Session - Applications for Rehearing

12 **Conference with Legal Counsel - Application for Rehearing**
[18392]

Conference with Legal Counsel - Application for Rehearing

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Closed Session - Appeals from Presiding Officer's Decisions

Discussion of Appeals of Presiding Officer's Decision.

Pub. Util. Code § 1701.2(h), allows a Presiding Officer's Decision to be considered in Closed Session

Closed Session - Federal

Closed Session - Existing Litigation - Non-Federal

14 **Conference with Legal Counsel - Existing Litigation**

[18393]

Case No: CGC-17-563082

Karen Clopton vs. California Public Utilities Commission, et al., Superior Court of California of the City and County of San Francisco, Case No: CGC-17-563082.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Existing Litigation - Federal

Existing Litigation - Federal

15 **Conference with Legal Counsel - Existing Litigation**
[18394]

In re: PG&E Corporation Case, debtor. Case No. 19-30088; In re: Pacific Gas and Electric Company, Debtor. Case No 19-30089; United States Bankruptcy Court Northern District of California San Francisco Division.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Initiation of Litigation - Non-Federal

Consideration of possible Commission initiation of, or intervention in, litigation.

Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.

Closed Session - Initiation of Litigation - Federal

Consideration of possible Commission initiation of, or intervention in, federal agency or court proceedings.

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

Closed Session - Threatened Litigation - Non-Federal

Significant exposure to litigation

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - Threatened Litigation - Federal

Significant exposure to litigation in federal agency or court proceedings.

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - FERC Docket No. EL00-95-000, et al.

Conference with Legal Counsel - Existing Litigation; San Diego Gas & Electric Co., FERC Docket No. EL00-95, Investigation of Practices of the California Independent System Operator and the California Power Exchange, FERC Docket EL00-98, and related dockets, CPUC v. FERC, Ninth Circuit Nos. 01-71051, et al., and 01-71934, et al., and related dockets.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Administrative Matters

Consideration and discussion of administrative matters.

Public Utilities Code section 1701.1(f) allows this item to be considered in Closed Session.

Closed Session - Personnel Matters

Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.

Gov. Code § 11126(a), allows this item to be considered in Closed Session