
Public Utilities Commission of the State of California

Public Agenda 3498
Thursday, December 2, 2021, 10:00 a.m.
Remotely

Commissioners
Marybel Batjer, President
Martha Guzman Aceves
Clifford Rechtschaffen
Genevieve Shiroma
Darcie L. Houck

Pursuant to [Section 2 of Assembly Bill 361, Stats. 2021, Ch.165, signed by Governor Newsom on September 16, 2021](#), Commissioners may participate remotely from teleconferencing locations. The public may observe, provide public comment during the public comment period, and otherwise participate remotely pursuant to the Bagley-Keene open meeting act.

For each agenda item, a summary of 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.).

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For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed. To listen by phone, dial 1-800-857-1917 and enter passcode 9899501 or access our website at <http://www.cpuc.ca.gov>

Scheduled Commission Meetings

<i>Ratesetting Deliberative Meeting*</i> Remote (10:00 a.m.) Closed to the Public	<i>Commission Meeting</i> Remote (10:00 a.m.) Open to the Public
Monday, November 29, 2021 (Remotely)	Thursday, December 2, 2021 (Remotely)
Monday, December 13, 2021 (Remotely)	Thursday, December 16, 2021 (Remotely)
Monday, January 10, 2022 (Remotely)	Thursday, January 13, 2022 (Remotely)
Monday, January 24, 2022 (Remotely)	Thursday, January 27, 2022 (Remotely)
Monday, February 7, 2022 (San Francisco)	Thursday, February 10, 2022 (San Francisco)

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.

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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.

**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.*

PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 2

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 for Recently Filed Formal Applications**

[20095]
Res ALJ 176-3498

PROPOSED OUTCOME:

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

ESTIMATED COST:

- None.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=425546269>

Consent Agenda - Orders and Resolutions (continued)

2

Modified Presiding Officer's Decision to Show Cause Why Southern California Gas Company is Entitled to Shareholder Incentives for Energy Efficiency Codes and Standards Advocacy, and Other Reasonable Remedies

[19962]

R.13-11-005

Order Instituting Rulemaking Concerning Energy Efficiency Rolling Portfolios, Policies, Programs, Evaluation, and Related Issues.

(Comr Shiroma - Judge Kao)

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

Pub. Util. Code §1701.1 -- This portion of the proceeding is categorized as Adjudicatory.

Agenda 3496, Item 11 11/4/2021 (Shiroma);

Agenda 3497, Item 4 11/18/2021 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**3 Deaf and Disabled Telecommunications Program Fund
Surcharge Rate of 1.11% Effective January 1, 2022**

[19995]
Res T-17741

PROPOSED OUTCOME:

- The Deaf and Disabled Telecommunication Program (DDTP) billing base has been declining, resulting in a decline of surcharge revenue collected. This resolution increases the DDTP surcharge rate from 0.5% to 1.11% to offset the declining surcharge.

SAFETY CONSIDERATIONS:

- Access to DDTP equipment provides persons with disabilities access to 911 and emergency services in the event of an emergency. Without these specialized devices, these individuals may have no other means to access 911 and emergency services, or to make medical and other safety-impacting calls, since they are unable to use a standard telephone.

ESTIMATED COST:

- There are no costs associated with this resolution.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=425933919>

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

Agenda 3497, Item 10 11/18/2021 (Staff)

Consent Agenda - Orders and Resolutions (continued)

4 **California Department of Water Resources Refund of Over-Collected Bond Charges, and Mechanisms for Administering Energy Crisis Litigation Refunds**

[20007]

R.15-02-012

Order Instituting Rulemaking to Consider the Annual Revenue Requirement Determination of the California Department of Water Resources and Related Issues.

PROPOSED OUTCOME:

- Approves the request of the California Department of Water Resources to refund \$170.7 million in over-collected Bond Charges collected from Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company customers.
- Establishes mechanisms to later administer energy crisis litigation refunds when these may eventually become available to the California Department of Water Resources.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- This decision adopts a refund of \$170.7 million to electricity customers, and a means to later distribute monies pursuant to energy crisis litigation.

(Comr Rechtschaffen - Judge Jungreis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=426169815>

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

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

Consent Agenda - Orders and Resolutions (continued)

5

**Brandon Rittiman's Appeal of the Commission's
Determination that Records Sought Under California Public
Records Act Request 20-619 are Exempt from Disclosure**

[20009]

Res L-613

PROPOSED OUTCOME:

- Denies Brandon Rittiman's appeal of the Commission's determination that records sought under California Public Records Act Request 20-619 are exempt from disclosure.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=427658272>

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

Consent Agenda - Orders and Resolutions (continued)

6 Decision on Petition for Modification of Decision 19-12-022

[20010]

A.17-09-005

Application of San Diego Gas & Electric Company for Authority to Implement Rate Relief and Increase Spend in Support of the San Diego Unified Port District's Energy Management Plan.

PROPOSED OUTCOME:

- Grants in part and denies in part the Petition for Modification of Decision 19-12-022.
- Grants an extension of the 80 percent discount the San Diego Unified Port District currently receives on its non-coincident demand charge until either June 1, 2022, or the issuance of the decision resolving Application 20-12-009, whichever is sooner.
- Denies without prejudice the request in the Petition for Modification to authorize a one-time bill adjustment related to the implementation of the Maritime Rate for the Port.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- San Diego Gas & Electric Company ratepayers will pay for the costs of the extension of the current level of discount for six months or less.

(Comr Batjer - Judge Lau)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=425838286>

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

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

Consent Agenda - Orders and Resolutions (continued)

7 **Closure of the Wildfire Mitigation Plan Proceeding**

[20014]

R.18-10-007

Order Instituting Rulemaking to Implement Electric Utility Wildfire Mitigation Plans Pursuant to Senate Bill 901 (2018).

PROPOSED OUTCOME:

- Closes the proceeding.

SAFETY CONSIDERATION:

- There are no safety considerations associated with this proceeding.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Batjer - Judge Fogel)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=417398458>

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

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

Consent Agenda - Orders and Resolutions (continued)

8 **Financial Security Requirement Calculations in Advice Letter 6188-E, Advice Letter 4494-E-A, and Advice Letter 3757-E-A**

[20015]

Res E-5170 , PG&E Advice Letter (AL) 6188-E filed May 10, 2021, SCE AL 4494-E-A filed July 16, 2021, SDG&E AL 3757-E-A filed August 12, 2021 - Related matters.

PROPOSED OUTCOME:

- Approves Pacific Gas and Electric Company Advice Letter 6188-E, Southern California Edison Company Advice Letter 4494-E-A, and San Diego Gas and Electric Company Advice Letter 3757-E-A, filing of Financial Security Requirements for Community Choice Aggregators.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this Resolution.

ESTIMATED COST:

- This Resolution will not increase utility bundled ratepayer costs and may provide additional financial protections. Community Choice Aggregation customers may be affected, but the cost cannot be determined.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=427566655>

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

Consent Agenda - Orders and Resolutions (continued)

9 **Joint Motion of Consumer Protection and Enforcement
Division, Uber Technologies, Inc., and The Rape, Abuse &
Incest National Network for Adoption of Settlement
Agreement**

[20019]

R.12-12-011, Transportation Network Companies - Related matters.

Order Instituting Rulemaking on Regulations Relating to Passenger Carriers, Ridesharing, and New Online-Enabled Transportation Services.

PROPOSED OUTCOME:

- Adopts the Settlement Agreement.

SAFETY CONSIDERATIONS:

- Settlement Agreement contains provisions to improve Transportation Network Companies passenger transport safety.

ESTIMATED COST:

- Cost to comply with the Settlement Agreement will be borne by Uber.
- Fine of \$150,000.00 to be paid by Uber.
- \$9,000,000 in funding to support safety initiatives to be paid by Uber.

(Comr Shiroma - Judge Mason)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=427636880>

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

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

Consent Agenda - Orders and Resolutions (continued)

10

Microgrid and Resiliency Solutions to Enhance Summer 2022 and Summer 2023 Reliability

[20020]

R.19-09-009

Order Instituting Rulemaking Regarding Microgrids Pursuant to Senate Bill 1339 and Resiliency Strategies.

PROPOSED OUTCOME:

- Directs Pacific Gas and Electric Company to expand its Temporary Generation Program for purposes of filling summer 2022 capacity shortfalls.
- Directs San Diego Gas & Electric Company to implement four circuit-level energy storage microgrid projects, providing 160 megawatt-hours of capacity to fill summer 2022 and summer 2023 capacity shortfalls.

SAFETY CONSIDERATIONS:

- This decision responds to the need for resources starting in Summer of 2022 to prevent rotating electric outages.

ESTIMATED COST:

- Costs will be tracked in memorandum accounts for cost recovery.

(Comr Shiroma - Judge Rizzo)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=427584028>

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.

Consent Agenda - Orders and Resolutions (continued)**11 Southern California Edison Company Interim Click through
and Rule 24 Memorandum Account**

[20021]

A.18-11-015, A.18-11-016 and A.18-11-017 - Related matters.

Application of Pacific Gas and Electric Company for Approval of Its Proposals and Cost Recovery for Improvements to the Click-Through Authorization Process Pursuant to Ordering Paragraph 29 of Resolution E-4868. Consolidated applications include Southern California Edison Company and San Diego Gas & Electric Company.

PROPOSED OUTCOME:

- Authorizes Southern California Edison Company to establish an interim Click-Through and Rule 24 Memorandum Account, effective November 13, 2020.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- No recovery of any additional costs is authorized by this decision.

(Comr Guzman Aceves - Judge Hecht - Judge McGary)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=425515986>*Pub. Util. Code § 311 – This item was mailed for Public Comment.**Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

Consent Agenda - Orders and Resolutions (continued)

12

Wildfire Fund Non-Bypassable Charge for 2022

[20023]

R.21-03-001

Order Instituting Rulemaking to Set Wildfire Fund Non-Bypassable Charge in 2022 and 2023.

PROPOSED OUTCOME:

- Approves the California Department of Water Resources' requested Wildfire Fund revenue requirement for 2022.
- Approves the request of the California Department of Water Resources to set the Wildfire Fund Non-Bypassable Charge for 2022, to be collected from Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company eligible customers.
- This proceeding remains open.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- This decision adopts a Wildfire Fund Non-Bypassable Charge of \$0.00652/kWh to collect a revenue requirement of \$1,000,400,704 for 2022.

(Comr Rechtschaffen - Judge Jungreis)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=426179272>

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

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

Consent Agenda - Orders and Resolutions (continued)

13

Certificate of Public Convenience and Necessity to Zinnia Networks, Inc.

[20025]

A.20-12-015

Application of Zinnia Networks Inc. dba Matrix Broadband for a Certificate of Public Convenience and Necessity to Provide Full Facilities-Based and Resold Local Exchange Service in AT&T California, Frontier Communications, and Consolidated Communications Local Exchange Areas, and IntraLATA and InterLATA Interexchange Telephone Service Statewide.

PROPOSED OUTCOME:

- Approves Application of Zinnia Networks, Inc. dba Matrix Broadband for a Certificate of Public Convenience and Necessity to Provide Full Facilities-Based and Resold Local Exchange Service in AT&E California, Frontier Communications, and Consolidated Communications Local Exchange Areas, and IntraLATA and InterLATA Interexchange Telephone Service Statewide.
- This proceeding is closed.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Houck - Judge Wilson)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=425604716>

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

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

Consent Agenda - Orders and Resolutions (continued)

14 **Southern California Edison Company and San Diego Gas & Electric Company Joint 2018 Nuclear Decommissioning Cost Triennial Proceeding**

[20026]

A.18-03-009

Joint Application of Southern California Edison Company and San Diego Gas & Electric Company for the 2018 Nuclear Decommissioning Cost Triennial Proceeding.

PROPOSED OUTCOME:

- Resolves Phase 2 and Phase 3 of the proceeding.
- Approves decommissioning expenses for the 2016-2017 review period for San Onofre Nuclear Generating Station (SONGS).
- Approves reasonableness of 2017 Decommissioning Cost Estimates.
- Maintains annual contributions to respective SONGS 1 and SONGS 2&3 Nuclear Decommissioning Trusts at \$0.00.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- Decommissioning costs for safety related matters reviewed; the Nuclear Regulatory Commission has jurisdiction over radiological safety issues.

ESTIMATED COST:

- The 2017 Decommissioning Cost Estimate for SONGS 1 is \$209 million, and \$4.479 billion for SONGS 2&3.

(Comr Batjer - Judge Haga)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=418731990>

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

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

Consent Agenda - Orders and Resolutions (continued)

- 15 **Implementing the Requirements of Public Utilities Code Sections 8389(d)(1)-(4) Related to Catastrophic Wildfires Caused by Electrical Corporations Subject to the Commission's Regulatory Authority**

[20029]
Res M-4860

PROPOSED OUTCOME:

- Adopts updates to the wildfire mitigation plan compliance process and safety culture assessment processes proposed by the Office of Electric Infrastructure Safety. Approves maintaining the existing performance metrics and wildfire mitigation plan requirements.

SAFETY CONSIDERATIONS:

- Mitigation of catastrophic wildfires in California is among the most important safety challenges the Commission-regulated electrical corporations face. Overseeing and ensuring electrical corporation compliance with their wildfire mitigation plan is essential to safety.

ESTIMATED COST:

- Does not address or approve costs.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=427911904>

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

Consent Agenda - Orders and Resolutions (continued)

16

San Gabriel Valley Water Company Debt Authorization

[20037]

A.21-02-019

In the Matter of the Application of San Gabriel Valley Water Company for Authorization to Issue and Sell Bonds, Notes, or Other Evidence of Indebtedness Not to Exceed \$100,000,000.

PROPOSED OUTCOME:

- Authorizes San Gabriel Valley Water Company to issue new long-term debt securities.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Rechtschaffen - Judge Nojan)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=418887537>

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

Agenda 3497, Item 20 11/18/2021 (Staff)

Consent Agenda - Orders and Resolutions (continued)

17 **Tideline Marine Group, Inc. Vessel Service in the Greater San Francisco Bay**

[20061]

A.21-06-008

Application of Tideline Marine Group, Inc. DBA Tideline Water Taxi to amend VCC-93.

PROPOSED OUTCOME:

- Amends VCC-93 to delete all references to fares and schedules, change the description of unscheduled service and extend its unscheduled service to South San Francisco.
- Requires Tideline Marine Group, Inc. to give notice to the official service list for the proceeding of any future application to expand its service to additional points.
- Closes the proceeding.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- There are no costs associated with this decision.

(Comr Guzman Aceves - Judge Yacknin)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=427658235>

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

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

Consent Agenda - Orders and Resolutions (continued)

18 **Complaint Against Pacific Gas and Electric Company for Alleged Violations of Fire Safety Protocol, Trespass, California Penal Code § 632, and Overbilling**

[20066]

(ECP) C.21-04-011

Vincent J Cauchi Jr vs. Pacific Gas and Electric Company.

PROPOSED OUTCOME:

- Grants reparations for billing error by Pacific Gas and Electric Company (PG&E) to Mr. Vincent J. Cauchi, Jr.
- Finds PG&E committed no violation of any rule, law, or Commission order related to fire safety protocol, trespass, California Penal Code Section 632.
- Closes Case 21-04-011.

SAFETY CONSIDERATIONS:

- There are no safety considerations associated with this decision.

ESTIMATED COST:

- Reparations of \$2,589.26 to Mr. Vincent J. Cauchi, Jr.

(Comr Houck - Judge Kline)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=421075347>

Consent Agenda - Orders and Resolutions (continued)

19

Use of Existing General Rate Case Memorandum Account to Track Costs

[20073]

A.21-05-017

Application of Liberty Utilities (CalPeco Electric) LLC for Authority to Among Other Things, Increase Its Authorized Revenues for Electric Service, Update Its Energy Cost Adjustment Clause Billing Factors, Establish Marginal Costs, Allocate Revenues, And Design Rates, as of January 1, 2022.

PROPOSED OUTCOME:

- Grants Liberty Utilities (CalPeco Electric) LLC (Liberty) authority to track its general rate case (GRC) costs in its existing GRC Memorandum Account effective January 1, 2022.

SAFETY CONSIDERATIONS:

- This decision ensures that all safety considerations are appropriately identified and addressed in the GRC final decision and allows Liberty to continue to fulfill its safety obligations.

ESTIMATED COST:

- No cost is allowed for recovery in this decision.

(Comr Guzman Aceves - Judge Ayoade)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=419145960>

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

Consent Agenda - Orders and Resolutions (continued)

20 (Rev.) **Energy Efficiency Actions to Enhance Summer 2022 and 2023
Electric Reliability**

[20024]

R.13-11-005

Order Instituting Rulemaking Concerning Energy Efficiency Rolling Portfolios, Policies, Programs, Evaluation, and Related Issues

PROPOSED OUTCOME:

- Responds to Governor Newsom's July 30, 2021 Emergency Proclamation.
- Approves \$180 million in additional energy efficiency funding in program years 2022 and 2023 to produce peak and/or net peak demand reductions and assist with summer electric system reliability.
- Makes certain process changes to expedite program delivery for summer electric reliability purposes.

SAFETY CONSIDERATIONS:

- This decision responds to the need to reduce peak and/or net peak demand starting in Summer of 2022 to prevent rotating electric outages.

ESTIMATED COST:

- This decision approves a total of \$180 million in new funding from ratepayers of Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company to fund incremental energy efficiency activities in 2022 and 2023.

(Comr Shiroma - Judge Fitch)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=427959221>

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

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

11/29/2021 - This revision was not listed on the agenda distributed to the public.

Consent Agenda - Intervenor Compensation Orders**21 Intervenor Compensation to Small Business Utility Advocates**

[20065]

R.18-10-007

Order Instituting Rulemaking to Implement Electric Utility Wildfire Mitigation Plans Pursuant to Senate Bill 901.

PROPOSED OUTCOME:

- Awards Small Business Utility Advocates (SBUA) \$40,549.00 for substantial contribution to Decision 20-03-004. That Decision addressed issues that are common and apply to Wildfire Mitigation Plans of all respondent electrical corporations. Additionally, the decision interprets Senate Bill 901; describes the procedural background of the proceeding; orders all electrical corporations to collect data and file reports on this year's Wildfire Mitigation Plans; initiates a process to establish "metrics" to evaluate the Wildfire Mitigation Plans and creates a process for next year's Wildfire Mitigation Plans. SBUA originally requested \$40,743.00.

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:

- \$40,549.00, plus interest, to be paid by the ratepayers of Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company, Liberty Utilities (CalPeco Electric), Bear Valley Electric Service and PacifiCorp.

(Comr Batjer - Judge Fogel)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=420859520>

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

Consent Agenda - Intervenor Compensation Orders (continued)

22

Intervenor Compensation to National Asian American Coalition

[20071]

R.18-07-006

Order Instituting Rulemaking to Establish a Framework and Processes for Assessing the Affordability of Utility Service.

PROPOSED OUTCOME:

- Awards National Asian American Coalition (NAAC) \$69,296.88 for substantial contribution to Decision 20-07-032. That Decision adopted Metrics and Methodologies for Assessing the Relative Affordability of Utility Service. NAAC originally requested \$68,566.88.

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:

- \$69,296.88 plus interest, to be paid by the Commission's Intervenor Compensation Fund.

(Comr Houck - Judge Watts-Zagha)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=421098749>

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

Consent Agenda - Intervenor Compensation Orders (continued)

23

Intervenor Compensation to Defenders of Wildlife

[20092]

R.16-02-007

Order Instituting Rulemaking to Develop an Electricity Integrated Resource Planning Framework and to Coordinate and Refine Long-Term Procurement Planning Requirements

PROPOSED OUTCOME:

- Awards Defenders of Wildlife \$46,726.25 for substantial contribution to Decision 19-09-040. That Decision evaluated the first round of individual integrated resource plan filings of all of the Commission-jurisdictional load serving entities. Defenders of Wildlife originally requested \$46,727.00.

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:

- \$46,726.25, plus interest, to be paid by the ratepayers of Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company

(Comr Rechtschaffen - Judge Fitch)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=422023440>

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

Regular Agenda**Regular Agenda- Energy Orders****24 Actions to Prepare for Potential Extreme Weather in the Summers of 2022 and 2023**

[20018]

R.20-11-003

Order Instituting Rulemaking to Establish Policies, Processes, and Rules to Ensure Reliable Electric Service in California in the Event of an Extreme Weather Event in 2021.

PROPOSED OUTCOME:

- Directs and authorizes Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company to develop and modify existing programs and actions related to the Emergency Load Reduction Program (including the development of residential eligibility to participate), modifications to existing demand response and dynamic rate programs, and supply side procurement authorizations.
- Orders 2,000 to 3,000 megawatts of new supply- and demand-side resources to help address grid reliability concerns in the most extreme circumstances in 2022 and 2023.
- Adopts two attachments that outline the modifications to demand side programs, Attachment 2 being updates to Emergency Load Reduction Program rules.

SAFETY CONSIDERATIONS:

- This decision responds to the need for capacity resources and additional demand side management that became apparent after the heat events in August 2020 that resulted in rotating electric outages.

ESTIMATED COST:

- The expected costs authorized via this decision include (a) up to \$1.2 billion for the 4 years of the Emergency Load Reduction Program; actual costs will depend on its usage; (b) up to \$117.2 million in program costs for demand response, smart thermostat, dynamic rates pilots, and Flex Alert activities in 2022-2023; and (c) potential for additional significant cost for incremental procurement resources contracted by utilities that will be reviewed through separate Commission processes.

(Comr Batjer - Judge Thomas)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=427639152>

Regular Agenda- Energy Orders (continued)

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- Wildfire Safety Resolutions and Reports

25 **Addressing Administrative Consent Order and Agreement of the Safety and Enforcement Division and Southern California Edison Company Regarding the 2017/2018 Southern California Fires Pursuant to Resolution M-4846**

[20012]
Res SED-5

PROPOSED OUTCOME:

- Approves an Administrative Consent Order and Agreement between the Commission's Safety and Enforcement Division (SED) and Southern California Edison Company (SCE) to resolve all issues involving the 2017 Liberty, Rye, Meyers, and Thomas Fires and the 2018 Woolsey Fire (collectively, the 2017/2018 Southern California Fires).

SAFETY CONSIDERATIONS:

- Pursuant to the Administrative Consent Order and Agreement, SCE agrees to commit shareholder funds to Safety Measures, defined as a combination of system enhancements, community engagement and protection initiatives to protect against future harm to the environment, ecosystem, and natural resources, funding for CPUC regulatory safety program enhancements, and financial contributions to fire safety-focused non-profit organizations.

ESTIMATED COST:

- Pursuant to the Administrative Consent Order and Agreement, SCE agrees to fines, safety measures and disallowances totaling \$550,000,000.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=425865770>

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

Regular Agenda- Wildfire Safety Resolutions and Reports (continued)

26 **Addressing Administrative Consent Order and Agreement of the Safety and Enforcement Division and Pacific Gas and Electric Company Regarding the 2019 Kincade Fire Pursuant to Resolution M-4846**

[20013]
Res SED-6

PROPOSED OUTCOME:

- Approves an Administrative Consent Order and Agreement between the Commission's Safety and Enforcement Division (SED) and Pacific Gas and Electric Company (PG&E) to resolve all issues involving the 2019 Kincade Fire.

SAFETY CONSIDERATIONS:

- Pursuant to the Administrative Consent Order and Agreement, PG&E agrees to commit shareholder funds to the permanent removal of abandoned transmission conductors and structures.

ESTIMATED COST:

- Pursuant to the Administrative Consent Order and Agreement, PG&E agrees to pay a monetary penalty of \$40 million to the California State General Fund and \$85 million in disallowances for a total of \$125 million.

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=425892791>

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

Regular Agenda- Orders Extending Statutory Deadline

27 **Order Extending Statutory Deadline**

[20062]

R.11-11-007

Order Instituting Rulemaking into the Review of the California High Cost Fund-A Program.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of this proceeding until December 31, 2022.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

ESTIMATED COST:

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Guzman Aceves - Judge Fortune - Judge Wercinski)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=420154116>

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

Regular Agenda- Orders Extending Statutory Deadline (continued)

28

Order Extending Statutory Deadline

[20094]

A.19-12-002

Application of San Jose Water Company for Approval of Cost Recovery for Advanced Metering infrastructure.

PROPOSED OUTCOME:

- Extends Statutory Deadline for completion of this proceeding until June 6, 2022.

SAFETY CONSIDERATIONS:

- There are no safety considerations implicated with this Order Extending Statutory Deadline.

ESTIMATED COST:

- There are no costs associated with this Order Extending Statutory Deadline.

(Comr Houck - Judge Glegola - Judge Miles)

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=420088530>

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

Regular Agenda- Legal Division Matters

29

**Comments to the Federal Communications Commission Regarding
Notice of Proposed Rulemaking**

[20121]

FCC 21-99

Federal Communications Commission (FCC), Notice of Proposed Rulemaking (FCC 21-99), In the Matter of Resilient Networks (PS 21-346), Amendments to Part 4 of the Commission's Rules Concerning Disruptions to Communications (PS 15-80), and New Part 4 of the Commission's Rules Concerning Disruptions to Communications (ET 04-35).

The FCC seeks comment on the Wireless Resiliency Cooperative Framework's (Wireless Framework) effectiveness. The Wireless Framework is a voluntary commitment by the wireless industry to promote both resilient wireless networks and situational awareness during disasters [1]. Through this Notice of Proposed Rulemaking (NPRM), the FCC is reassessing the Wireless Framework's effectiveness for purposes of restoring communications during and following disasters. The FCC noted how the Wireless Framework does not operate during California's planned power outages and wildfires. The NPRM asks for comments on the different outage notification rules for covered 911 service providers, which are Public Safety Answering Points (PSAP) call centers, and originating service providers, which are the carriers the public use to call 911. The NPRM also requests information to help identify actions that the FCC, communications providers, and power companies can cooperatively take to encourage and increase coordination in the power and communications sectors, before, during, and after an emergency or disaster. The due date for comments is December 6, 2021.

[1] See <https://www.fcc.gov/wireless-resiliency-cooperative-framework> (last visited November 16, 2021).

<http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=425808258>

Regular Agenda- Legislative and Other Matters

Regular Agenda- Management Reports and Resolutions

30 **Report and Discussion on Recent Consumer Protection and Safety
Activities**
[20096]

Regular Agenda- Management Reports and Resolutions (continued)

31
[20097]

Management Report on Administrative Activities

Regular Agenda- Commissioner Reports

32
[19867]

Environmental and Social Justice Action Plan

Environmental and Social Justice Action Plan for the California Public Utilities Commission.

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

33 **Conference with Legal Counsel - Application for Rehearing**
[20098]

Compilation of applications for rehearing recently filed with the commission.

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

Closed Session - Applications for Rehearing (continued)

34 **Conference with Legal Counsel - Application for Rehearing**
[19842]
A.15-09-010

Application for Rehearing of Decision 21-02-027 filed by Protect Our Communities Foundation (PCF) concerning intervenor compensation. The Decision awarded PCF fifty percent of its requested compensation for its contribution to the U.S. Supreme Court's denial of a petition for writ of certiorari filed by San Diego Gas & Electric Company.

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

Agenda 3494, Item 31 10/7/2021

Agenda 3496, Item 25 11/4/2021

Closed Session - Applications for Rehearing (continued)

35

Conference with Legal Counsel - Application for Rehearing

[20067]

A.20-02-009, A.20-06-001 and A.20-04-002 - Related matters.

Disposition of the application for rehearing of Decision (D.) 21-07-013 filed by Pacific Gas and Electric Company (PG&E) and the application for rehearing of D.21-07-018 filed by San Diego Gas and Electric Company (SDG&E). The decisions at issue resolve Phase I issues in PG&E and SDG&E's 2019 Electric Resource Recovery Account (ERRA) compliance proceedings, respectively. The proceedings have since been consolidated with Southern California Edison's 2019 ERRA application. The challenged decisions provide for a Phase II in the now-consolidated 2019 ERRA compliance proceeding to address Public Safety Power Shutoff (PSPS) events.

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

36 **Modified Presiding Officer's Decision to Show Cause Why Southern California Gas Company is Entitled to Shareholder Incentives for Energy Efficiency Codes and Standards Advocacy, and Other Reasonable Remedies**

[20099]

R.13-11-005

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

Pub. Util. Code §1701.1 -- This portion of the proceeding is categorized as Adjudicatory.

Closed Session - Existing Litigation - Non-Federal

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

[20100]

Case No. A161002

Alice Stebbins vs. California Public Utilities Commission, Court of Appeal of the State of California First Appellate District, Case No. A161002.

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

Closed Session - Existing Litigation - Non-Federal (continued)

38

Conference with Legal Counsel - Existing Litigation

[20101]

Case No: CGC-20-588148

Alice Stebbins vs. California Public Utilities Commission, et al., Superior Court of California of the City and County of San Francisco, Case No: CGC-20-588148.

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

Closed Session - Existing Litigation - Non-Federal (continued)

39

Conference with Legal Counsel - Existing Litigation

[20102]

Case No. B310811

Southern California Gas Company v. California Public Utilities Commission, Petition for Writ of Review, Second District Court of Appeals, Case No. B310811.

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

Closed Session - Existing Litigation - Non-Federal (continued)

40

Conference with Legal Counsel - Existing Litigation

[20103]

Case Nos. 20-1228 EK, Case Nos. 21-0066 WEK - Related matters.

Bernard Azevedo vs. California Public Utilities Commission, California State Personnel Board, Appeals Division, Case Nos. 20-1228 EK and 21-0066 WEK.

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

Closed Session - Existing Litigation - Non-Federal (continued)

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

[20104]

Case No: S270145

Brandon Rittiman and Tegna Inc. vs. California Public Utilities Commission, Supreme Court of the State of California, Case No: S270145.

Gov. Code § 11126(e)(2)(A), 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 - 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.

42

[20105]

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

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.

43

Conference with Legal Counsel - Initiation of Litigation

[19959]

I. _____

Deliberation on institution of investigation of proceedings or disciplinary actions against persons or entities under the Commission's jurisdiction. (Disclosure of the case name would fail to protect the private economic or business reputation of the person or entity if the proceeding or disciplinary actions is not commenced.)

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

Agenda 3495, Item 40 10/21/2021

Agenda 3496, Item 35 11/4/2021

Closed Session - Existing Litigation - Federal

Existing Litigation - Federal

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

[20077]

FERC Docket ER19-1553 (TO 2022)

Southern California Edison Company, FERC Docket ER19-1553 (TO 2022)

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

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

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

[20106]

Case No. 19-30088

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 - Existing Litigation - Federal (continued)

Existing Litigation - Federal

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

[20107]

District Court Case No. 14-cr-00175-WHA

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

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

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

[20108]

Case No. 6:21-bk-12821-SY

Western Community Energy, Debtor. Case No. 6:21-bk-12821-SY; United States Bankruptcy Court, Central District of California, Riverside Division.

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

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

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

[20109]

Case No. 21-1016 (D.C. Circuit)

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

Closed Session - Existing Litigation - Federal (continued)

Existing Litigation - Federal

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

[20110]

Docket No. 21-15969

Gov. Code § 11126(e)(2)(A), 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 - 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 - Federal

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