

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE  
SAN FRANCISCO, CA 94102-3298

Tel. No. (415) 703-1691



March 19, 2004

Advice Letter ~~2393-E-A, 2393-E-B~~  
2393-E-C

Ms Anita Smith, Rate Analyst  
Pacific Gas and Electric Company  
77 Beale Street, Mail Code 10B  
San Francisco, CA 94177

Subject: Tariff revisions to implement the adopted rules for Direct Access switching exemption

Dear Ms Smith:

Advice Letter 2393-E-A, 2393-E-B and 2393-E-C is effective January 8, 2004. A copy of the advice letter is returned herewith for your records.

Sincerely,

A handwritten signature in cursive script that reads "Paul Clanon".

Paul Clanon, Director  
Energy Division



**Pacific Gas and  
Electric Company**

**Karen A. Tomcala**  
Vice President  
Regulatory Relations

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December 11, 2003

**Advice 2393-E-A**  
(Pacific Gas and Electric Company ID U 39 E)

**Subject: Tariff Revisions to Implement the Adopted Rules for DA Direct  
Access Switching Exemption**

Public Utilities Commission of the State of California

Pacific Gas and Electric Company (PG&E) hereby submits this supplemental filing for tariff revisions to implement the Commission's adopted guidelines submitted in Advice 2393-E for the direct access ("DA") switching exemption in accordance with Resolution (R.) E-3843. The affected tariff sheets are listed on the enclosed Attachment I.<sup>1</sup> The tariffs in this filing replace and supersede the tariffs filed in Advice 2393-E.

In accordance with Decision (D.) 03-05-034, PG&E filed Advice 2393-E dated June 23, 2003, which contained proposed tariff revisions to implement rules related to DA switching and the tariff changes and accounting and tracking mechanisms necessary to apply requisite charges to the bills of DA customers returning to bundled service. On December 4, 2003, the CPUC issued R. E-3843, stating that within seven (7) days of the effective date of the resolution PG&E shall supplement AL 2393-E<sup>2</sup> to reflect the modifications to their proposed tariffs as specified and explicitly adopted in R. E-3843.

#### **Clarification of Customer Notifications**

In accordance with R. E-3843, no later than January 5, 2003, PG&E will issue a letter to bundled service customers that had DA service as of September 21, 2001 ("eligible bundled customers"), notifying them that they must decide within 45 days whether to return to DA service.<sup>3</sup>

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<sup>1</sup> PG&E reserves all legal rights to challenge the decisions or statutes under which it has been required to make this advice filing, and nothing in this advice filing constitutes a waiver of such rights. Also, PG&E reserves any additional legal rights to challenge the requirement to make this advice filing by reason of its status as a debtor under Chapter 11 of the Bankruptcy Code, and nothing in this advice filing constitutes a waiver of such rights.

<sup>2</sup> Also, SCE shall supplement AL 1717-E, and SDG&E shall supplement AL 1508-E (Ordering Paragraph 14).

<sup>3</sup> R. E-3843 dated December 4, 2003, orders the utilities to issue a customer notification letter 30 days after the date of the resolution, which would be Saturday, January 3, 2004. The utilities agreed to issue notification letters to eligible customers by Monday, January 5, 2004.



A second mailing will be made to these customers near the end of the 45-day notification period. By the end of a subsequent 60-day "safe harbor" period, a valid Direct Access Service Request (DASR) must be submitted by Energy Service Providers (ESPs) for these customers, in order for them to switch to Direct Access service. If no DASR is submitted for a customer, the customer will default into a period of three years during which they will not be eligible for Direct Access service. ESPs will be allowed a 20-day period after this safe harbor period to correct DASRs sent during the safe harbor period.

Once the tariffs submitted herein are effective, Direct Access customers will be able to specify by form their intent to return to bundled service. Customers that provide such written notice of their intent to return to bundled service will be allowed a three business day rescission period before such notice becomes binding.

Customers that have entered into a three-year commitment to bundled service will be noticed by PG&E, prior to the two and one-half year mark of that term, indicating the opportunity for the customer to elect to stay on bundled service or to sign up with an ESP for DA service at the end of the term.

### Tariff Revisions

To comply with D. 03-05-034 and R. E. 3843, PG&E is filing new rate Schedule TBCC--*Transitional Bundled Commodity Cost--Price Determination*, and new Rule 22.1 -- *Direct Access Switching Exemption Switching Rules*. PG&E is revising Schedule DA CRS--*Direct Access Cost Responsibility Surcharge*.

### Rate Schedule DA CRS -- Direct Access Cost Responsibility Surcharge

Resolution E-3843 requires a change to Schedule DA CRS filed in compliance with D. 03-05-034. Specifically, PG&E must describe the application of the DA CRS to continuous DA customers. In this supplemental filing, PG&E has merged the currently authorized Schedule DA CRS and the additions required by D. 03-05-034. In addition, PG&E has revised Special Condition 6 of Schedule DA CRS to comply with R. E-3843 as follows.

- "6. Pursuant to Resolution E-3842, effective December 4, 2003, a customer who was on DA service prior to February 1, 2001 and returned to bundled service after September 20, 2001 shall be exempt from the DWR Bond Charge and the DWR Power Charge components of DA CRS. These customers are not exempt from the ongoing CTC and will be billed for these charges under their otherwise applicable rate schedule."
-



### Rate Schedule TBCC – Transitional Bundled Commodity Cost

PG&E is correcting an error in the Applicability and Rates Section of rate Schedule TBCC. The schedule should reference Rule 22.1 – *Direct Access Switching Exemption Rules*, rather than Rule 22 – *Direct Access*.

### Rule 22.1 – Direct Access Service -- Switching Exemption Rules

For clarity, PG&E has made minor wording changes and added specific implementation dates to Rule 22.1--Sections A.1, B.1, C.4, C.5, C.6, C.6.b, C.6.c and C.7. In addition, for consistency, PG&E changed references to "account" to "service account" throughout Rule 22.1.

Decision 03-05-034 adopted guidelines regarding the rights and obligations for DA customers to return to bundled service and subsequently switch back to DA service. In accordance with R. E-3843, PG&E has modified Sections A.2.c and C.6.c of Rule 22.1 to provide for returns to DA service with existing meters wherever possible and the completion of all necessary steps to allow the ESP to timely complete any necessary meter changes.

PG&E has added the following language to Section B.1.b of Rule 22.1 regarding customer notice to return to bundled service:

"Customers must provide a six-month advance notice to PG&E prior to becoming eligible for BPS [Bundled Procurement Service]. Such notification will be made by the customer submitting a Customer Advanced Notification Form in writing or electronically. PG&E will provide the customers written confirmation and necessary switching process information within 10 business days of receipt of the customers' notification. Once received by PG&E, *customers will have a three business day rescission period after which advance notifications cannot be cancelled.*"

Resolution E-3843 directs PG&E to include specific language in Rule 22.1 providing that continuous DA customers that commit to receive bundled procurement service for a three-year period shall retain their continuous DA status and their cost responsibility – of zero – if they resume DA service at the end of their three-year commitment. PG&E has revised Section B.1.d. of Rule 22.1 accordingly.

### Revisions to Other Tariffs

At the time PG&E implements DA switching rules, PG&E will revise the billing section in all rate schedules to include references to transitional bundled service. The specific language that PG&E expects to include in the "Billing" section of each rate schedule at the time the switching rules are implemented are as follows:



"Transitional Bundled Service customers take transitional bundled service as prescribed in Rule 22.1, or take bundled service prior to the end of the six (6) month advance notice period required to elect bundled portfolio service as prescribed in Rule 22.1. These customers shall pay charges for transmission, reliability services, distribution, nuclear decommissioning, public purpose programs, the FTA (where applicable), the DA CRS pursuant to Schedule DA CRS and short-term commodity prices as set forth in Schedule TBCC."

### Protests

Anyone wishing to protest this filing may do so by sending a letter by **December 31, 2003**, which is 20 days from the date of this filing. The protest must state the grounds upon which it is based, including such items as financial and service impact, and should be submitted expeditiously. Protests should be mailed to:

IMC Branch Chief – Energy Division  
California Public Utilities Commission  
505 Van Ness Avenue, 4<sup>th</sup> Floor  
San Francisco, California 94102

Facsimile: (415) 703-2200  
E-mail: [jjr@cpuc.ca.gov](mailto:jjr@cpuc.ca.gov)

Protests also should be sent by e-mail and facsimile to Mr. Jerry Royer, Energy Division, as shown above, and by U.S. mail to Mr. Royer at the above address.

The protest should be sent via both e-mail and facsimile to PG&E on the same date it is mailed or delivered to the Commission at the address shown below.

Pacific Gas and Electric Company  
Attention: Brian K. Cherry  
Director, Regulatory Relations  
77 Beale Street, Mail Code B10C  
P.O. Box 770000  
San Francisco, California 94177

Facsimile: (415) 973-7226  
E-mail: [RxDd@pge.com](mailto:RxDd@pge.com)

### Effective Date

PG&E requests that the Commission approve implementation of Advice 2393-E and this supplemental filing effective **December 4, 2003**, which is the effective



date of Resolution E-3843, subject to the Energy Division determining that this filing complies with R. E-3843. The tariffs themselves reflect the effective dates granted for implementation of the DA switching exemption rules in response to the September 8, 2003, Rule 48 request of the utilities as described in OP 14 of the Resolution.

### Notice

In accordance with General Order 96-A, Section III, Paragraph G, a copy of this advice letter is being sent electronically and via U.S. mail to parties shown on the attached list and the service list for Rulemaking 02-01-011. Address changes should be directed to Sandra Ciach at (415) 973-7572. Advice letter filings can also be accessed electronically at:

<http://www.pge.com/tariffs/>

*Karen A. Jomcola/ss*

Vice President - Regulatory Relations

Attachments

cc: Service List - R. 02-01-011

**ATTACHMENT I  
ADVICE 2393-E-A**

Cal. P.U.C. Sheet No.	Title of Sheet	Canceling Cal P.U.C. Sheet No.
20988-E	Preliminary Statement Part CP—Energy Resource Recovery Account (ERRA)	19379-E
20989-E	Schedule DA CRS—Direct Access Cost Responsi- bility	20800-E
20990-E	Schedule DA CRS (Cont'd.)	New
20991-E	Schedule TBCC—Transitional Bundled Commodity Cost	New
20992-E	Schedule TBCC (Cont'd)	New
20993-E	Schedule TBCC (Cont'd)	New
20994-E	Schedule TBCC (Cont'd)	New
20995-E	Schedule TBCC (Cont'd)	New
20996-E	Rule 22.1—Direct Access Service – Switching Exemption Rules	New
20997-E	Rule 22.1 (Cont'd)	New
20998-E	Rule 22.1 (Cont'd)	New
20999-E	Rule 22.1 (Cont'd)	New
21000-E	Rule 22.1 (Cont'd)	New
21001-E	Rule 22.1 (Cont'd)	New
21002-E	Rule 22.1 (Cont'd)	New
21003-E	Rule 22.1 (Cont'd)	New
21004-E	Table of Contents – Rules (Cont'd)	New
21005-E	Table of Contents – Rules	20483-E
21006-E	Table of Contents – Preliminary Statements	19877-E
21007-E	Table of Contents – Rate Schedules	20474-E
21008-E	Table of Contents	20987-E



PRELIMINARY STATEMENT

CP. ENERGY RESOURCE RECOVERY ACCOUNT (ERRA)

1. **PURPOSE:** The purpose of the Energy Resource Recovery Account (ERRA) is to record and recover power costs, excluding California Department of Water Resources (DWR) contract costs, associated with PG&E's authorized procurement plan, pursuant to Decision 02-10-062, Decision 02-12-074 and California Public Utilities Code § 454.5(d)(3). Power costs recorded in ERRA include, but are not limited to, utility retained generation fuels, Qualifying Facility (QF) contracts, inter-utility contracts, California Independent System Operator (ISO) charges, irrigation district contracts and other Power Purchase Agreements (PPA), bilateral contracts, forward hedges, pre-payments and collateral requirements associated with procurement (including disposition of surplus power), and ancillary services. These costs are offset by reliability-must-run revenues (RMR), PG&E's allocation of surplus sales revenues and the ERRA revenue requirement. Revenues received from Schedule TBCC will also be recorded to the ERRA. (N)

California Public Utilities Code § 454.5(d)(3) mandates a trigger mechanism to ensure that an undercollection or overcollection in the ERRA does not exceed 5 percent of a utility's recorded generation revenues for the prior year excluding revenues collected for the Department of Water Resources.

Pursuant to Decision 02-12-074, Conclusion of Law 23 and Ordering Paragraph (O.P. 15), PG&E is authorized to file an expedited trigger application at any time that its forecast indicates the undercollection in the ERRA will be in excess of the 5 percent threshold or 5 percent of the prior calendar year generation revenues including surcharge revenues used as authorized in Decision 02-11-026 for utility retained generation and power procurement costs incurred during that year, less revenues collected for DWR during that year. An ERRA Trigger Application for overcollections will not be filed until the ERRA has been in operation for a full twelve months.

The ERRA annual revenue requirement for 2003 is \$2,035 million.

2. **APPLICABILITY:** The ERRA shall apply to all customer classes, except for those specifically excluded by the Commission.
3. **REVISION DATES:** The revision dates applicable to the ERRA shall be the (i) February 1 and August 1 filing dates established in Decision 02-12-074, and (ii) as determined in Section 1 above in the case of an ERRA Trigger Application.
4. **RATES:** The ERRA currently does not have a rate component.
5. **ACCOUNTING PROCEDURES:** The CPUC-jurisdictional portion of all entries shall be made at the end of each month as follows:
  - a) A credit entry equal to the authorized monthly ERRA revenue requirement;
  - b) A credit entry equal to RMR and ancillary services revenues from PG&E-owned generation facilities;
  - c) A credit entry equal to surplus sales revenues allocated to PG&E per the Operating Agreement between PG&E and the DWR, if applicable;
  - d) A credit entry equal to revenues received from Schedule TBCC; (N)
  - e) A debit entry equal to the amount paid for ISO-related charges; (T)

(Continued)







SCHEDULE TBCC—TRANSITIONAL BUNDLED COMMODITY COST

APPLICABILITY: This schedule applies to Direct Access customers who: (1) elect Transitional Bundled Service (TBS) as prescribed in Rule 22.1 (Direct Access Service Switching Exemption Rules) or (2) who take Bundled Service prior to the end of the mandatory six-month notice period required to elect Bundled Service as prescribed in Rule 22.1. (N)

TERRITORY: Schedule TBCC applies everywhere PG&E provides electric service as shown in Preliminary Statement, Part A.

RATES: This schedule will apply where the Transitional Bundled Commodity Cost (TBCC) is required for calculation of applicable power charges.

Direct Access customers who elect: (1) TBS as prescribed in Rule 22.1 or (2) take Bundled Service prior to the end of the mandatory six-month notice period required to elect Bundled Service as prescribed in Rule 22.1 will be charged the TBCC in addition to transmission, reliability services, distribution, public purpose programs, nuclear decommissioning, and fixed transition amount (where applicable) on the customer's otherwise applicable tariff, and the Direct Access Cost Responsibility Surcharge applicable under Schedule DA CRS for the duration of the period. The TBCC used for billing will consist of the market prices set forth below, adjusted by an allowance for franchise fees and uncollectibles and Distribution Loss Factors (DLFs).

1. Development of the Hourly Market Prices

The hourly market price shall consist of the Hourly Cal-Independent System Operator (ISO) Ex Post price for North of Path 15 (NP15), multiplied by an allowance for Unaccounted for Energy (UFE), plus an allowance for Ancillary Services and the ISO Grid Management Charges (GMC).

The UFE allowance is 2 percent of the NP15 Ex Post price.

The allowance for Ancillary Services, calculated hourly, will equal the ISO's system Day Ahead and Hour Ahead Ancillary Services procurement costs divided by the total ISO control area system load. The data used to calculate the Ancillary Services rate is subject to change by the ISO without notice. Therefore, the Ancillary Service rate will be calculated using the best available data at the time of downloading.

The ISO GMC is \$1.865 per MWh, equal to the sum of the Control Area and Ancillary Services and Real Time Energy Operations GMCs.

2. Adjustments for DLFs and Franchise Fees and Uncollectibles:

The hourly cost at the transmission/distribution interface, as determined in Part 1, is multiplied by the DLF and a franchise fees and uncollectible factor to determine the appropriate price to be paid by end-use customers served at each voltage level. DLFs will be calculated by PG&E based on the forecast hourly PG&E Service Area Load (Direct Access, plus Bundled Service) per Decision 97-08-056. The hourly DLFs will be broken out by service voltage level and made available each day to market. PG&E will calculate the hourly DLFs based on samples of hourly service area load by applying the approach approved in Decision 92-12-057. The franchise fees and uncollectible factor is equal to 1.009057. (N)

(Continued)



SCHEDULE TBCC—TRANSITIONAL BUNDLED COMMODITY COST  
(Continued)

CALCULATION  
OF TBCC  
CHARGES:

1. Calculation of TBCC Charges:

(N)

For purposes of determining TBCC charges, an average for each schedule (or TOU period) is developed through the use of a statistical load profile which represents the average load profile for all customers (both Direct Access and Bundled Service) on a given rate schedule. For Agricultural, Traffic Control, Streetlighting, and Outdoor Lighting rate schedules, the statistical load profiles are "static" and are determined hourly for the entire year based on average historical data for three recorded years. These latter static statistical load profiles are updated each calendar year based on available data for the previous three years. For all remaining rate schedules, the statistical load profile is determined "dynamically," using the most current load research information available. This current data will become available and will be posted approximately seven days from the date of occurrence.

The sum of the products of the: (1) hourly prices, including adjustments, and (2) the hourly loads, divided by the use associated with the statistical load profile (expressed as a fraction of the profile period use allocated to each hour) will yield an average price for a specific customer group and TOU period. These average prices will be updated weekly.

Under static statistical load profiles, the load selected from the statistical load profile will correspond exactly to the date and hour for a given price. When dynamic statistical load profiles are used, the load selected from the statistical load profile will correspond exactly to the date and hour for a given price, except for the most recent seven days. The dynamic statistical load profile for these most recent seven days will be a duplicate of the dynamic statistical load profile for the seven days immediately prior to these most recent seven days. This duplicate statistical load profile of the most recent week will be replaced for the next weekly update by the dynamic load corresponding to the date and hour of the price, which will have become available. In other circumstances where dynamic load profile information is not available, an estimated static profile corresponding to the same date and hour will be substituted.

The customer's actual usage (by TOU period if service is otherwise taken on a TOU rate schedule) multiplied by the average TBCC price is equal to the TBCC charge.

(N)

(Continued)



SCHEDULE TBCC—TRANSITIONAL BUNDLED COMMODITY COST  
(Continued)

CALCULATION  
OF TBCC  
CHARGES:  
(Cont'd.)

2. Revisions to Average TBCC Prices

(N)

Average TBCC prices will be revised weekly. The average TBCC price shall be specific to the billing period of the customer and shall span all weeks from the time of the customer's previous billing through the week prior to the current billing. Billing periods that span 4 or less weeks shall use the 4-week average. Billing periods that span 12 or more weeks shall use the 12-week average.

Exception: In some instances at the beginning of the summer billing season, the 30-day record period will include fewer than three summer season billing days. In such cases, price data from up to the last three winter billing season weekdays (those lying closest to the start of the summer billing season) will be used in order to calculate proxy average TBCC prices for those TOU periods that are applicable only to summer season usage. Also, beginning approximately one month after the start of the winter billing season, the 30-day record period may not include enough summer season billing days to calculate average TBCC prices for summer-only TOU periods. In such instances, the last average TBCC prices that have been calculated for the summer-only TOU periods will be retained as proxies, for use as needed with usage information from subsequent record periods.

(N)

(Continued)



**SCHEDULE TBCC—TRANSITIONAL BUNDLED COMMODITY COST**  
(Continued)

DISTRIBUTION LOSS FACTORS:	UDC Load MW	Primary LF	Secondary LF	UDC Load MW	Primary LF	Secondary LF	(N)
	4300	N/A	N/A	8700	1.0190	1.0683	
	4400	N/A	N/A	8800	1.0192	1.0686	
	4500	N/A	N/A	8900	1.0193	1.0689	
	4600	1.0135	1.0659	9000	1.0195	1.0692	
	4700	1.0136	1.0655	9100	1.0197	1.0695	
	4800	1.0136	1.0651	9200	1.0198	1.0698	
	4900	1.0137	1.0649	9300	1.0200	1.0701	
	5000	1.0138	1.0646	9400	1.0202	1.0704	
	5100	1.0139	1.0644	9500	1.0203	1.0707	
	5200	1.0141	1.0642	9600	1.0205	1.0711	
	5300	1.0142	1.0640	9700	1.0206	1.0714	
	5400	1.0143	1.0639	9800	1.0208	1.0717	
	5500	1.0144	1.0638	9900	1.0210	1.0721	
	5600	1.0145	1.0637	10000	1.0211	1.0724	
	5700	1.0146	1.0636	10100	1.0213	1.0728	
	5800	1.0148	1.0636	10200	1.0215	1.0731	
	5900	1.0149	1.0635	10300	1.0216	1.0735	
	6000	1.0150	1.0635	10400	1.0218	1.0738	
	6100	1.0152	1.0635	10500	1.0220	1.0742	
	6200	1.0153	1.0636	10600	1.0221	1.0746	
	6300	1.0154	1.0636	10700	1.0223	1.0749	
	6400	1.0156	1.0637	10800	1.0225	1.0753	
	6500	1.0157	1.0638	10900	1.0226	1.0757	
	6600	1.0158	1.0639	11000	1.0228	1.0761	
	6700	1.0160	1.0640	11100	1.0230	1.0764	
	6800	1.0161	1.0641	11200	1.0231	1.0768	
	6900	1.0163	1.0642	11300	1.0233	1.0772	
	7000	1.0164	1.0644	11400	1.0235	1.0776	
	7100	1.0166	1.0645	11500	1.0236	1.0780	
	7200	1.0167	1.0647	11600	1.0238	1.0784	
	7300	1.0168	1.0649	11700	1.0240	1.0788	
	7400	1.0170	1.0651	11800	1.0241	1.0792	
	7500	1.0172	1.0653	11900	1.0243	1.0796	
	7600	1.0173	1.0655	12000	1.0245	1.0800	
	7700	1.0175	1.0657	12100	1.0246	1.0803	
	7800	1.0176	1.0659	12200	1.0248	1.0807	
	7900	1.0178	1.0662	12300	1.0250	1.0811	
	8000	1.0179	1.0664	12400	1.0251	1.0816	
	8100	1.0181	1.0666	12500	1.0253	1.0820	
	8200	1.0182	1.0669	12600	1.0255	1.0823	
	8300	1.0184	1.0672	12700	1.0256	1.0827	
	8400	1.0186	1.0674	12800	1.0258	1.0831	
	8500	1.0187	1.0677	12900	1.0259	1.0835	
	8600	1.0189	1.0680	13000	1.0262	1.0841	
				13100	1.0263	1.0844	
				13200	1.0265	1.0848	(N)

(Continued)



**SCHEDULE TBCC—TRANSITIONAL BUNDLED COMMODITY COST**  
(Continued)

DISTRIBUTION LOSS FACTORS: (Cont'd.)	UDC Load MW	Primary LF	Secondary LF	UDC Load MW	Primary LF	Secondary LF	(N)
	13300	1.0267	1.0853	15100	1.0298	1.0932	
	13400	1.0268	1.0857	15200	1.0300	1.0936	
	13500	1.0270	1.0861	15300	1.0301	1.0941	
	13600	1.0271	1.0865	15400	1.0303	1.0945	
	13700	1.0274	1.0870	15500	1.0305	1.0949	
	13800	1.0275	1.0875	15600	1.0306	1.0954	
	13900	1.0277	1.0878	15700	1.0308	1.0958	
	14000	1.0278	1.0882	15800	1.0310	1.0962	
	14100	1.0280	1.0887	15900	1.0312	1.0967	
	14200	1.0281	1.0890	16000	1.0313	1.0971	
	14300	1.0283	1.0895	16100	1.0315	1.0975	
	14400	1.0286	1.0901	16200	1.0317	1.0980	
	14500	1.0287	1.0906	16300	1.0318	1.0984	
	14600	1.0289	1.0910	16400	1.0320	1.0988	
	14700	1.0291	1.0914	16500	1.0322	1.0992	
	14800	1.0293	1.0919	16600	1.0323	1.0997	
	14900	1.0294	1.0923	16700	1.0325	1.1001	
	15000	1.0296	1.0928	16800	1.0327	1.1005	
				16900	1.0329	1.1010	
				17000	1.0330	1.1014	(N)

(Continued)



**RULE 22.1—DIRECT ACCESS SERVICE SWITCHING EXEMPTION RULES**

The following terms and conditions apply to both PG&E customers and electric Energy Service Providers (ESP) who participate in Direct Access (DA) as defined in Rule 22.

(N)

The following rules implement the Switching Exemption Decision (D.) 03-05-034, which adopted guidelines regarding the rights and obligations of DA customers who return to Bundled Service and subsequently switch back to DA service. D.03-05-034 established provisions for eligible DA customers regarding: (1) Transitional Bundled Service, (2) Bundled Portfolio Service, and (3) Initial Transition Period.

**A. Transitional Bundled Service**

1. Transitional Bundled Service (TBS) is effective February 19, 2004, and allows DA customers to return to Bundled Service on a transitional basis while switching from one ESP to another, or for similar or related reasons where TBS is needed.
2. The TBS provision is limited to a sixty (60) day period. The sixty (60) day period begins on the day the DA service is disconnected, which is the day PG&E starts supplying power to the service account (Day 1). By no later than the end of the sixty (60) day period (Day 60 of PG&E supplying power), PG&E must be in receipt of a Direct Access Service Request (DASR) from the customer's new ESP to switch the service account to DA service. In addition to meeting the DASR provisions set forth in Rule 22, Section E, DASRs to switch the service account back to DA service must comply with the following special conditions:
  - a. Accepted DASRs that do not require a meter change will be processed based on normal DASR processing timeframes as defined in Rule 22, Section E. PG&E will include the TBS requirements with the DASR status notification that is sent to the customer as provided for in Rule 22 Section E.7. The customer is responsible for providing its new ESP with this information.
  - b. Rejected DASRs must be corrected and resubmitted by the ESP and be acceptable to PG&E no later than twenty (20) days following the conclusion of the TBS period (Day 80 of PG&E supplying power). DASRs not corrected by the ESP within this time period will be cancelled by PG&E.

(N)

(Continued)



RULE 22.1—DIRECT ACCESS SERVICE SWITCHING EXEMPTION RULES  
(Continued)

A. Transitional Bundled Service (Cont'd.)

(N)

2. (Cont'd.)

c. For accepted DASRs that require a meter change, the meter change must be completed no later than sixty (60) days following the conclusion of the TBS period, or the corrected DADR timing established in Section A.2.b. If a meter change is not completed within sixty (60) days, PG&E will switch the service account to DA service on the customer's next scheduled meter read date with notification to the ESP and customer at the conclusion of the sixty (60) day period. If special metering services are required, such metering services will be done in accordance with rate Schedules E-ESP and E-EUS.

3. Services accounts failing to meet the time limitations and DADR requirements as set forth in Section A.2, above will be in default of the TBS provisions and returned to Bundled Portfolio Service for a three (3) year minimum period, subject to the conditions set forth in Section B of this tariff. Such a default initiates the six (6) month notice of return to Bundled Portfolio Service, which is not subject to cancellation. During this six (6) month period, the service account will be subject to the pricing conditions established in Section A.4, below. PG&E will notify the customer within ten (10) business days of the default, providing an explanation of the default situation, actions being taken and the customer's new Bundled Portfolio Service requirements.

4. Customers electing the TBS option will: (1) be subject to Transitional Bundled Commodity pricing, as defined in rate Schedule TBCC; (2) be subject to the provisions and applicable charges of the Direct Access Cost Responsibility Surcharge (DA CRS) as defined in rate Schedule DA-CRS; and (3) be ineligible to receive Revenue Cycle Services Credits as defined in rate Schedule E-CREDIT.

5. DA customers electing the TBS option may continue to use the same meter provided it is compatible with the PG&E's meter reading system. Incompatible meters will be replaced by PG&E with a meter that meets the customer's applicable tariff requirements, unless PG&E has the capability to do a special read for a fee or the customer and PG&E can agree on an alternative arrangement. Special metering requirements while receiving TBS will be subject to costs as set forth in rate Schedules E-ESP and E-EUS.

6. Customers returning to DA service at the conclusion of their TBS term will retain their continuous DA status associated with rate Schedule DA-CRS, if applicable.

(N)

(Continued)



RULE 22.1—DIRECT ACCESS SERVICE SWITCHING EXEMPTION RULES

(Continued)

A. Transitional Bundled Service (Cont'd.)

(N)

- 7. Customers receiving TBS shall not be permitted to switch to DA service for any additional load beyond that level that was eligible for DA service as of the September 20, 2001, suspension date.

B. Bundled Portfolio Service

- 1. This service option is effective February 19, 2004, and is applicable to DA customers who return to Bundled Service for a minimum of three (3) years. This three (3) year minimum Bundled Service commitment will be referred to herein as PG&E's Bundled Portfolio Service (BPS). The following conditions will apply:
  - a. Customers electing this service make a three (3) year commitment and will not be allowed to return to DA service until their three (3) year minimum period has been completed. The three (3) year minimum period will begin on the date the customer is switched to BPS after the conclusion of the six (6) month advance notice period as set forth in Section B.1.b of this tariff. No premature departures from the three (3) year commitment will be allowed.
  - b. Customers must provide a six (6) month advance notice to PG&E prior to becoming eligible for BPS so PG&E can adjust its procurement activity to accommodate the additional load. Such notification will be made by the customer submitting the Customer Advance Notification form in writing or electronically. PG&E will provide the customer with written confirmation and the necessary switching process information within ten (10) business days of receipt of the customer's notification. Once received by PG&E, customers will have a three (3) business day rescission period after which advance notifications cannot be canceled. PG&E will process requests to receive BPS in the following manner:
    - 1) Service account transfers to BPS will be switched on the customer's next scheduled meter read date after the completion of the six (6) month advance notice period. For service accounts with meters that are incompatible with PG&E's meter reading system, PG&E will replace the incompatible meter with a meter that is acceptable to PG&E. Such metering service will be done in accordance with rate Schedule E-EUS.
    - 2) PG&E will initiate a DASR to transfer the service account to BPS and will provide notification to the customer and ESP in accordance with Rule 22, Section E.7.

(N)

(Continued)



RULE 22.1—DIRECT ACCESS SERVICE SWITCHING EXEMPTION RULES  
(Continued)

B. Bundled Portfolio Service (Cont'd.)

(N)

1. (Cont'd.)

- c. During the six (6) month advance notice period, but before they become eligible for BPS, customers may either continue on DA Service or return to Bundled Service and receive TBS pricing as set forth in Section A.4 of this tariff. PG&E will process any DASR returning the customer to Bundled Service during the six (6) month advance notice period in accordance with Rule 22, Section E, and will provide Bundled Service to the customer at the TBS rate for the remainder, if any, of the six (6) month advance notice period. PG&E will initiate the necessary transfer of the service account to BPS at the conclusion of the six (6) month advance notice period with notification to the customer. The metering requirements of Section B.1.b(1) above, will apply during the six (6) month advance notice period. Customers returning to Bundled Service during the six (6) month advance notice period (i.e., before the commencement of BPS), cannot return to DA service.
- d. Customers returning to DA service at the conclusion of their BPS term will retain their continuous DA status associated with rate Schedule DA-CRS, if applicable. DA customers responsible for DA CRS continue to be responsible for DA CRS undercollections and subject to the terms of rate Schedule DA-CRS.

(N)

(Continued)



RULE 22.1—DIRECT ACCESS SERVICE SWITCHING EXEMPTION RULES  
(Continued)

B. Bundled Portfolio Service (Cont'd.)

(N)

2. At the end of the customer's initial three (3) year BPS commitment, customers will have the option of switching back to DA service or remaining on BPS based on the then current applicable rules in effect. PG&E will provide the customer with a courtesy reminder eight (8) months before the expiration of the customer's three (3) year commitment. This timeframe will allow for the six (6) month notification period and will provide a sixty (60) day transitional period for the customer to notify PG&E of its intent to return to DA service. If for any reason the customer is not sent, or does not receive, a courtesy reminder from PG&E, customer is not relieved of its responsibility for providing PG&E the notice required in Section B.2.a. below.

a. Customers electing to return to DA service at the conclusion of the three (3) year BPS commitment period shall provide advance notice to PG&E at least six (6) months prior to the conclusion of the three (3) year commitment. PG&E will provide to the customer a written confirmation and necessary switching process information within ten (10) business days of the customer's notification, including the final date to be in receipt of a DASR to return to DA Service. The customer is responsible for providing its ESP with this information.

(N)

(Continued)



RULE 22.1—DIRECT ACCESS SERVICE SWITCHING EXEMPTION RULES  
(Continued)

B. Bundled Service (Cont'd.)

(N)

2. (Cont'd.)

a. (Cont'd.)

- 1) The customer's ESP shall submit a DASR to ensure that the necessary switch to DA service under the DA switching rules occurs on the service account's next scheduled meter read date after the completion of the six (6) month advance notice period. Meter changes must be completed in accordance with Section A.2.c. of this tariff.
- 2) If PG&E is not in receipt of a DASR, or if the meter change is not completed as set forth in Section B.2.a(1), above, by the end of the customer's three (3) year commitment, the customer's request to return to DA service will be cancelled and the customer will be subject to the terms of Section B.2.b, below.
- 3) Customers returning to DA service at the end of their three (3) year BPS commitment period shall not be permitted to switch to DA service for any additional load beyond that level that was eligible for DA service as of the September 20, 2001, suspension date.

- b. Customers electing to remain on BPS are not required to take any action and will automatically be subject to a new commitment period, if any, based upon the then current applicable rules in effect. Unless a customer has submitted a six (6) month advance notice to return to DA service by the end of the three (3) year BPS commitment period, the customer will automatically be subject to a new commitment period, if any, based upon the then current applicable rules in effect.

C. Initial Transition Period

- 1. Section C is applicable to those DA customers that have already returned from DA to Bundled Service subsequent to September 20, 2001, up through the implementation date of D.03-05-034 or DA eligible customers still pending on PG&E's listings described in D.02-03-055 who have not yet taken DA service.

(N)

(Continued)



RULE 22.1—DIRECT ACCESS SERVICE SWITCHING EXEMPTION RULES

(Continued)

C. Initial Transition Period (Cont'd.)

- 2. A forty-five (45) day Initial Transitional Period (ITP) will be provided to applicable customers identified in Section C.1, above to make an election either to remain on Bundled Service or elect DA service. Only DA-eligible load with written and executed contracts as of September 20, 2001, will be permitted to switch to DA service.
- 3. Customers electing to return to DA service will be subject to the provisions and applicable charges of rate Schedule DA CRS.
- 4. Customers electing to remain on Bundled Service are not required to take any action and will be automatically placed on a three (3) year BPS commitment period, effective April 20, 2004, before having the option of returning to DA service as set forth in Section B.2.
- 5. PG&E will notify the customer of the forty-five (45) day ITP and its requirements by letter by January 5, 2004. The forty-five (45) day ITP will begin from the date of such notification. PG&E will send a reminder notice to customers before February 19, 2004, reminding them that immediate action is necessary to return to DA service.
- 6. For customers planning to return to DA service, PG&E must be in receipt of a DASR from the customer's ESP on or before April 19, 2004. In addition to meeting the DASR provisions set forth in Rule 22, Section E, ITP DASRs to switch the service account back to DA service must comply with the following special conditions:
  - a. Accepted DASRs that do not require a meter change will be processed based on normal DASR processing timeframes as defined in Rule 22, Section E.
  - b. Rejected DASRs must be corrected and resubmitted by the ESP and accepted by PG&E no later than twenty (20) days following April 19, 2004. DASRs not corrected by the ESP within this time period will be cancelled by PG&E.

(N)

(N)

(Continued)



RULE 22.1—DIRECT ACCESS SERVICE SWITCHING EXEMPTION RULES

(Continued)

C. Initial Transition Period (Cont'd.)

(N)

6. (Cont'd.)

c. For accepted DASRs that require a meter change, the meter change must be completed on or before June 18, 2004. For DASRs not completed by this date, PG&E will switch the service account to DA service on the customer's next scheduled meter read date with notification to the ESP and customer. If special metering services are required, such metering services will be done in accordance with rate Schedules E-ESP and E-EUS.

7. Service accounts failing to meet the requirements in Section C.6 will be placed on a three (3) year BPS commitment as set forth in Section B of this tariff effective April 20, 2004.

8. Customers returning to DA service shall not be permitted to switch any additional load to DA service beyond that level that was eligible for DA service as of September 20, 2001, suspension date.

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Alcantar & Elsesser  
Anderson Donovan & Poole P.C.  
Applied Power Technologies  
APS Energy Services Co Inc  
Arter & Hadden LLP  
Avista Corp  
Barkovich & Yap, Inc.  
BART  
Bartle Wells Associates  
Blue Ridge Gas  
Bohannon Development Co  
BP Energy Company  
Braun & Associates  
C & H Sugar Co.  
CA Bldg Industry Association  
CA Cotton Ginners & Growers Assoc.  
CA League of Food Processors  
CA Water Service Group  
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California ISO  
Calpine  
Calpine Corp  
Calpine Gilroy Cogen  
Cambridge Energy Research Assoc  
Cameron McKenna  
Cardinal Cogen  
Cellnet Data Systems  
Childress, David A.  
City of Glendale  
City of Healdsburg  
City of Palo Alto  
City of Redding  
CLECA Law Office  
Constellation New Energy  
CPUC  
Creative Technology  
Crossborder Inc  
CSC Energy Services  
Davis, Wright Tremaine LLP  
Davis, Wright, Tremaine, LLP  
Defense Fuel Support Center  
Department of the Army  
Department of Water & Power City  
Dept of the Air Force  
DGS Natural Gas Services  
DMM Customer Services  
Downey, Brand, Seymour & Rohwer  
Duke Energy  
Duke Energy North America

Duncan, Virgil E.  
Dutcher, John  
Dynergy Inc.  
Ellison Schneider  
Energy Law Group LLP  
Enron Energy Services  
Exeter Associates  
Foster, Wheeler, Martinez  
Franciscan Mobilehome  
Future Resources Associates, Inc  
GLJ Energy Publications  
Goodin, MacBride, Squeri, Schlotz &  
Grueneich Resource Advocates  
Hanna & Morton  
Heeg, Peggy A.  
Hogan Manufacturing, Inc  
House, Lon  
Imperial Irrigation District  
Integrated Utility Consulting Group  
International Power Technology  
J. R. Wood, Inc  
JTM, Inc  
Kaiser Cement Corp  
Korea Elec Power Corp  
Marcus, David  
Masonite Corporation  
Matthew V. Brady & Associates  
Maynor, Donald H.  
McKenzie & Assoc  
McKenzie & Associates  
Meek, Daniel W.  
Meyer, Joseph  
Mirant California, LLC  
Modesto Irrigation Dist  
Morrison & Foerster  
Morse Richard Weisenmiller & Assoc.  
New United Motor Mfg, Inc  
Norris & Wong Associates  
North Coast Solar Resources  
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PG&E National Energy Group  
Pinnacle CNG Company  
PPL EnergyPlus, LLC  
Price, Roy  
Product Development Dept  
Provost Pritchard  
R. M. Hairston & Company  
R. W. Beck & Associates  
Recon Research  
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RMC Lonestar  
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SCD Energy Solutions  
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Sempra Energy  
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URM Groups  
Utility Cost Management LLC  
Utility Resource Network  
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Western Hub Properties, LLC  
White & Case  
WMA