

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298

Tel. No. (415) 703-1691



March 17, 2008

Advice Letter 2835-E/E-A/E-B

Brian K. Cherry
Pacific Gas & Electric Company
77 Beale Street, Mail Code B10C
P. O. Box 770000
San Francisco, CA 94177

Subject: Staff Disposition of Revised New WAPA Departing Load Tariffs in Compliance
with Decisions 06-05-018 and 07-05-005 – PG&E Advice Letter 2835-E/E-A/E-B

Dear Mr. Cherry:

The Energy Division has verified that Advice Letter (AL) 2835-E filed on May 26, 2006, as supplemented by AL 2835-E-A filed on October 4, 2006 and AL 2835-E-B filed on August 10, 2007, with substitute sheets submitted on February 29, 2008, is in compliance with Decision (D.) 06-05-018 and D. 07-05-005, and shall be effective January 1, 2005.

Issues raised by the Power and Water Resources Pooling Authority (PWRPA) in its June 14, 2006 protest to AL 2835-E, October 24, 2006 protest to AL 2835-E-A, and August 30, 2007 protest to AL 2835-E-B were either addressed and resolved in Commission Resolutions E-3999 and E-4064, or resolved through modifications submitted in the February 29, 2008 substitute sheets. Issues raised by the Modesto Irrigation District (Modesto ID) in its June 14, 2006 protest to AL 2835-E are not grounds for denial of the relief requested in AL 2835-E because these issues have been discussed and resolved in Commission Resolutions E-3999 and E-4064. While Modesto ID has petitioned the California Supreme Court for Writ of Review of Resolution E-4064 regarding these issues, it does not seek to re-litigate its position in connection with AL 2835-E.

The Energy Division's approval of AL 2835-E, as supplemented by AL 2835-E-A and AL 2835-E-B is a "ministerial" act, as that term is used regarding advice letter review and disposition (See D. 02-02-049), made upon the determination that the filing was in compliance with Decisions 06-05-018 and 07-05-005.

Sincerely,

A handwritten signature in black ink, appearing to read "Sean H. Gallagher".

Sean H. Gallagher, Director

Energy Division

cc: Daren Chan, PG&E
Scott Blaising, Braun & Blaising, P.C. (Attorney for PWRPA)
Dan Carroll, Downey Brand LLP (Attorney for Modesto ID)
Joy Warren, Modesto ID



Brian K. Cherry
Vice President
Regulatory Relations

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October 4, 2006

Advice 2835-E-A
(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

**Subject: Supplement - Submission of Electric Rate Schedule E-NWDL –
New WAPA Departing Load.**

Pacific Gas and Electric Company (PG&E) hereby submits for filing supplemental revisions to its electric tariffs. The affected tariff sheets are listed on the enclosed Attachment I.

Purpose

Advice Letter 2835-E was filed on May 26, 2006 to propose new electric Rate Schedule E-NWDL – *New WAPA Departing Load (E-NWDL)*. As authorized by the Commission in Decision (D.) 06-05-018, this tariff proposes to recover nonbypassable charges (NBCs) from customers that took bundled power from PG&E on or after February 1, 2001 and subsequently took electric service from the Western Area Power Administration (WAPA) or a similarly situated entity at one of the specific delivery points listed in Appendix C to the Service Agreement for Wholesale Distribution Service to WAPA, filed with the Federal Energy Regulatory Commission and approved in 109 FERC ¶61,255 (2004).

PG&E is hereby supplementing Advice 2835-E to incorporate language from D.06-07-030, which was issued by the Commission after Advice 2835-E was already filed. Based on D.06-07-030, on July 1, 2006, the Power Charge Indifference Amount superseded and replaced the DWR Power Charge such that after July 1, 2006, eligible customers no longer incur additional DWR Power Charges but instead incur the Power Charge Indifference Amount. The tariffs being submitted along with this supplemental advice letter now provide for this change.

Proposed Tariff Changes

PG&E is supplementing Advice Letter 2835-E to add language to Schedule E-NWDL in compliance with D.06-07-030 to allow for the Power Charge Indifference Amount to replace the DWR Power Charge such that after July 1, 2006, eligible customers no longer incur additional DWR Power Charges but instead incur the Power Charge Indifference Amount.

This advice letter only supersedes Advice 2835-E to the extent that it provides updates to the attached tariff sheets.

Protests

Anyone wishing to protest this filing may do so by sending a letter by October 24, 2006, 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, 4th Floor
San Francisco, California 94102

Facsimile: (415) 703-2200
E-mail: 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 Cherry
Vice President, Regulatory Relations
77 Beale Street, Mail Code B10C
P.O. Box 770000
San Francisco, California 94177
Facsimile: (415) 973-7226
E-mail: PG&ETariffs@pge.com

Effective Date

PG&E requests that this advice filing become effective **January 1, 2005**.

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 to the R.02-01-011 and WAPA Dual Supply Customers service lists. Address changes should be directed to Rose De La Torre at (415) 973-4716. Advice Letter filings can also be accessed electronically at:

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

A handwritten signature in black ink, appearing to read "Scott Blaising". The signature is written in a cursive style with a large, sweeping "S" and "B".

Vice President - Regulatory Relations

Attachments:

Attachment 1 – Tariff Changes

Attachment 2 – WAPA Dual Supply Customers Service List

Cc: R.02-01-011

WAPA Dual Supply Customers Service List

Scott Blaising, Attorney for Braun & Blaising, P.C.

CALIFORNIA PUBLIC UTILITIES COMMISSION

ADVICE LETTER FILING SUMMARY ENERGY UTILITY

MUST BE COMPLETED BY UTILITY (Attach additional pages as needed)

Company name/CPUC Utility No. Pacific Gas and Electric Company U39M

Utility type:

ELC GAS
 PLC HEAT WATER

Contact Person: David Poster

Phone #: (415) 973-1082

E-mail: dxpu@pge.com

EXPLANATION OF UTILITY TYPE

ELC = Electric GAS = Gas
PLC = Pipeline HEAT = Heat WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: 2835-E-A

Subject of AL: Supplement -Submission of Rate Schedule E-NWDL – New WAPA Departing Load

Keywords (choose from CPUC listing): Departing Load

AL filing type: Monthly Quarterly Annual One-Time Other _____

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution: N/A

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL: 2592-E

Summarize differences between the AL and the prior withdrawn or rejected AL: In D.06-05-018, the Commission held that the first two categories of new allottees should not be held responsible for NBCs, but that the third category – Additional Customer Load – should pay PG&E's NBCs.

Resolution Required? Yes No

Requested effective date: 1-1-05

No. of tariff sheets: 5

Estimated system annual revenue effect: (%): N/A

Estimated system average rate effect (%): N/A

When rates are affected by AL, include attachment in AL showing average rate effects on customer classes (residential, small commercial, large C/I, agricultural, lighting).

Tariff schedules affected: E-NWDL

Service affected and changes proposed¹: N/A

Pending advice letters that revise the same tariff sheets: 2835-E

Protests and all other correspondence regarding this AL are due no later than 20 days after the date of this filing, unless otherwise authorized by the Commission, and shall be sent to:

CPUC, Energy Division
Attention: Tariff Unit

Utility Info (including e-mail)

505 Van Ness Ave.,
San Francisco, CA 94102

jjr@cpuc.ca.gov and jnj@cpuc.ca.gov

**rATTACHMENT 1
Advice 2835-E-A**

Cal P.U.C. Sheet No.	Title of Sheet	Cancelling Cal P.U.C. Sheet No.
25381-E	Schedule E-NWDL--New WAPA Departing Load	25015-E
25382-E	Schedule E-NWDL (Cont.)	25016-E
25383-E	Schedule E-NWDL (Cont.)	25017-E
25384-E	Table of Contents -- Rate Schedules	25022-E
25385-E	Table of Contents -- Rate Schedules	25021-E



SCHEDULE E-NWDL—NEW WAPA DEPARTING LOAD

(N)

APPLICABILITY: This schedule is applicable to customers that have New WAPA Departing Load as defined in Special Condition 1.a., below.

TERRITORY: The entire territory served.

RATES: Customers under this schedule are responsible for the following charges unless expressly exempted from such charges under Special Condition 2, below:

1. **DWR BOND CHARGE:** The California Department of Water Resources (DWR) Bond Charge recovers DWR's bond financing costs, and is set by dividing the annual revenue requirement for DWR's bond-related costs by an estimate of the annual consumption not excluded from this charge. The DWR Bond Charge is the property of DWR for all purposes under California law. The DWR Bond Charge applies to New WAPA Departing Load unless sales under the Otherwise Applicable Schedule (OAS) were CARE or medical baseline. The DWR Bond Charge is separately shown in the customer's OAS.
2. **DWR POWER CHARGE:** The DWR Power Charge recovers the uneconomic portion of DWR's prospective power purchase costs. The DWR Power Charge applies to New WAPA Departing Load. The DWR Power Charge shall be set equal to the difference between \$0.02700 per kWh and the sum of: (a) the DWR Bond Charge (Section 1, above); (b) the Regulatory Asset Charge (Section 7, below) or its successor charge, the Energy Cost Recovery Amount (Section 8, below); and (c) the Competition Transition Charge (Section 3, below). If a customer is exempt from any of the charges (a) through (c), the DWR Power Charge shall be set equal to the difference between \$0.02700 per kWh and the sum of just the charges (a) through (c) for which the customer is not exempt. On July 1, 2006, the Power Charge Indifference Amount (Section 9, below) superseded and replaced the DWR Power Charge such that after July 1, 2006, eligible customers no longer incur additional DWR Power Charges but instead incur the Power Charge Indifference Adjustment.
3. **COMPETITION TRANSITION CHARGE (CTC):** The CTC recovers the cost of qualifying facilities and power purchase agreements that are in excess of a market benchmark determined by the California Public Utilities Commission (Commission), plus employee transition costs, and is determined in the annual Energy Resource Recovery Account proceeding. The currently approved CTC rate is equal to \$0.00431 per kilowatt-hour.
4. **TRUST TRANSFER AMOUNT (TTA) CHARGE:** The TTA funds the cost of bonds used for paying for a 10 percent rate reduction for residential and small commercial customers and is shown in the OAS.
5. **NUCLEAR DECOMMISSIONING (ND) CHARGE:** The ND charge collects the funds required for site restoration when a nuclear power plant is removed from service and is shown in the OAS.
6. **PUBLIC PURPOSE PROGRAM (PPP) CHARGE:** The PPP charge collects the costs of state-mandated low income, energy efficiency and renewable generation programs and is shown in the OAS.
7. **REGULATORY ASSET (RA) CHARGE:** The RA charge recovers the costs associated with the Regulatory Asset adopted by the Commission in Decision (D.) 03-12-035. The RA Charge is separately shown in the customer's OAS. On March 1, 2005, the Energy Cost Recovery Amount (ECRA) (Section 8, below) Charge superseded and replaced the RA Charge such that after March 1, 2005, eligible customers no longer incur additional RA Charges but instead incur ECRA Charges.

(N)

(Continued)



SCHEDULE E-NWDL—NEW WAPA DEPARTING LOAD
(Continued)

(N)

- RATES: (Cont'd.)
- 8. ENERGY COST RECOVERY AMOUNT (ECRA) CHARGE: The ECRA Charge recovers the costs associated with the Energy Cost Recovery Amount adopted by the Commission in Decision 04-11-015. The ECRA Charge is shown in the customer's OAS. On March 1, 2005, the ECRA Charge superseded and replaced the RA Charge.
 - 9. POWER CHARGE INDIFFERENCE ADJUSTMENT: The adjustment (either a charge or credit) intended to ensure that customers that purchase electricity from non-utility suppliers pay their share of cost for generation acquired prior to 2003. The Power Charge Indifference Adjustment applies to New WAPA Departing Load. The Power Charge Indifference Adjustment is equal to $-\$0.00427$ per kilowatt-hour. On July 1, 2006, the Power Charge Indifference Adjustment superseded and replaced the DWR Power Charge.

SPECIAL CONDITIONS:

- 1. DEFINITIONS: The following terms when used in this tariff have the meanings set forth below:
 - a. New WAPA Departing Load: That portion of a New WAPA Departing Load Customer's electric load that (1) took bundled power from PG&E on or after February 1, 2001, and, (2) subsequently took electric service from WAPA or a similarly situated entity, and (3) relates to the specific list of delivery points listed in Appendix C, Exhibit 1 of the PG&E/WAPA WDT Service Agreement.
 - b. New WAPA Departing Load Customer: A customer with New WAPA Departing Load.
 - c. Non-bypassable Charges: The DWR Bond Charge, the DWR Power Charge, the Power Charge Indifference Adjustment, the CTC, the TTA Charge, the ND Charge, the PPP Charge, the RA Charge, and the ECRA Charge.
 - d. Otherwise-Applicable Schedule (OAS): The Otherwise-Applicable Schedule is the last PG&E rate schedule under which the New WAPA Departing Load Customer took service prior to departure for service by WAPA or another similarly situated entity.
 - e. Cost Responsibility Surcharge (CRS): The Cost Responsibility Surcharge is the energy cost obligations recoverable from New WAPA Departing Load Customers consistent with D. 06-05-018. The CRS includes (1) the DWR Bond Charge, (2) either the DWR Power Charge or the Power Charge Indifference Adjustment (whichever is applicable for a particular billing period), (3) the CTC, and (4) either the RA Charge or the ECRA Charge (whichever is applicable for a particular billing period).
 - f. WAPA: The Western Area Power Administration.
 - g. WDT Agreement: The PG&E/WAPA Wholesale Distribution Tariff Service Agreement, Third Revised Service Agreement No. 17, Federal Regulatory Energy Commission (FERC) Electric Tariff, First Revised Volume No. 4, filed with the Federal Energy Regulatory Commission and approved in 109 FERC ¶61,255 (2004).

(N)

(Continued)



SCHEDULE E-NWDL—NEW WAPA DEPARTING LOAD
(Continued)

(N)

SPECIAL
CONDITIONS:
(Cont'd.)

- 2. EXEMPTIONS: The following exemptions apply:
 - a. New WAPA Departing Load that qualifies under the OAS as CARE or medical baseline is exempt from the DWR Bond Charge and from either the DWR Power Charge or the Power Charge Indifference Adjustment (whichever is applicable for a particular billing period), for that portion of the New WAPA Departing Load.
 - b. New WAPA Departing Load that would have been exempt under its OAS from payment of the TTA charge as specified in Schedule RRB remains exempt from the TTA charge.
- 3. PROCEDURES FOR NEW WAPA DEPARTING LOAD: The following procedures apply to New WAPA Departing Load Customers who wish to reduce or discontinue retail electric service from PG&E:
 - a. Customer Notice to PG&E: New WAPA Departing Load Customers who wish to reduce or discontinue retail electric service from PG&E are obligated to notify PG&E, in writing or by reasonable means, through a designated PG&E representative authorized to receive such notification, of their intention to take steps that will qualify some or all of their load as New WAPA Departing Load at least 30 days in advance of reduction or discontinuation of electric service from PG&E. The customer shall specify in its notice the following:
 - 1) The date on which the customer will reduce or discontinue its electric service from PG&E to take electric service from WAPA or another similarly situated entity (Date of Departure);
 - 2) A description of the load that will qualify as New WAPA Departing Load;
 - 3) The PG&E account number assigned to this load; and
 - 4) An identification of any Non-bypassable Charge exemptions that the customer believes are applicable to the load.

Failure to provide notice including all the elements specified above will constitute a violation of this tariff and a breach of the customer's obligations to PG&E, entitling PG&E (subject to the provisions of Electric Preliminary Statement Part BB.4.f. and g.) to collect the applicable Non-bypassable Charges from the customer.

(N)

(Continued)



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(N)

(Continued)

WAPA Dual Supply Customers

<p>Gregory J. Oliver, County Counsel Office of the County Counsel County of Tuolumne 2 South Green Street Sonora, CA 95370</p> <p>Phone: 209-533-5517 Fax: 209-533-5593 E-mail: countycounsel@co.tuolumne.ca.us</p>	<p>Mr. Luther Hintz, General Manager Reclamation District 108 975 Wilson Bend Road Grimes, CA 95950</p> <p>Phone: 530-437-2221 Fax: E-mail: luhintz@direcway.com</p>
<p>Dennis Dickman, General Manager Calaveras Public Power Agency Government Center San Andreas, CA 95249</p> <p>Phone: 209-293-7211 Fax: 209-775-5700 E-mail: dda@volcano.net</p>	<p>Mr. Mike Russell Table Mountain Rancheria 23736 Sky Harbor Road Friant, CA 93626</p> <p>Phone: 559-325-0351 Fax: E-mail:</p>
<p>Peter C. Kissel GKRSE 1500 K Street NW, Suite 330 Washington, D.C. 20005</p> <p>Phone: 202-408-5400 Fax: 202-408-5406 E-mail: pckissel@gkrse-law.com</p>	<p>Mr. Einar Maisch Placer County Water Agency 144 Ferguson Road Auburn, CA 95603</p> <p>Phone: 530-823-4882 Fax: E-mail:</p>
<p>Michael N. McCarty Brickfield, Burchette, Ritts & Stone, P.C. 1025 Thomas Jefferson Street NW Eighth Floor, West Tower Washington, D.C. 20007</p> <p>Phone: 202-342-0800 Fax: 202-342-0807 E-mail: mnm@bbrslaw.com</p>	<p>Ms. Sharon Ebara Coyote Valley Band of Pomo Indians 7751 North State Street Redwood Valley, CA 95470</p> <p>Phone: 707-485-8723 Fax: E-mail: quailtop70@yahoo.com</p>
<p>Scott Blaising Braun & Blaising 915 L Street, Suite 1420 Sacramento, CA 95814</p> <p>Phone: 916-326-5812 Fax: 916-326-5813 E-mail: blaising@braunlegal.com</p>	<p>Bob Cheskey Western Area Power Administration Sierra Nevada Customer Service Region 111 Parkshore Drive Folsom, CA 95630</p> <p>Phone: Fax: E-mail:</p>

<p>Tom Boyco Western Area Power Administration Sierra Nevada Customer Service Region 111 Parkshore Drive Folsom, CA 95630</p> <p>Phone: <i>Fax:</i> E-mail:</p>	<p>Koji Kawamura Western Area Power Administration 12155 Alameda Parkway Lakewood, CO 80228</p> <p>Phone: <i>Fax:</i> E-mail:</p>
<p>Len Pettis CSU Chancellor's Office Chief, Plant, Energy & 401 Golden Shore Long Beach, CA 90802</p> <p>Phone: 562-951-4122 <i>Fax:</i> 562-951-4921 E-mail: lpettis@calstate.edu</p>	<p>Maric Munn Associate Director, Facilities Management UCOP University of California 1111 Franklin Street, 6th Floor Oakland, CA 94607</p> <p>Phone: 510-987-9392 <i>Fax:</i> 510-987-0752 E-mail: Maric.Munn@ucop.edu</p>

**PG&E Gas and Electric Advice
Filing List
General Order 96-A, Section III(G)**

ABAG Power Pool
Accent Energy
Aglet Consumer Alliance
Agnews Developmental Center
Ahmed, Ali
Alcantar & Elsesser
Ancillary Services Coalition
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
California Energy Commission
California Farm Bureau Federation
California Gas Acquisition Svcs
California ISO
Calpine
Calpine Corp
Calpine Gilroy Cogen
Cambridge Energy Research Assoc
Cameron McKenna
Cardinal Cogen
Cellnet Data Systems
Chevron Texaco
Chevron USA Production Co.
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City of Healdsburg
City of Palo Alto
City of Redding
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Constellation New Energy
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Cross Border Inc
Crossborder Inc
CSC Energy Services
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Defense Fuel Support Center
Department of the Army
Department of Water & Power City
DGS Natural Gas Services
Douglass & Liddell
Downey, Brand, Seymour & Rohwer
Duke Energy
Duke Energy North America
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Dutcher, John
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Ellison Schneider
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International Power Technology
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J. R. Wood, Inc
JTM, Inc
Luce, Forward, Hamilton & Scripps
Manatt, Phelps & Phillips
Marcus, David
Matthew V. Brady & Associates
Maynor, Donald H.
MBMC, Inc.
McKenzie & Assoc
McKenzie & Associates
Meek, Daniel W.
Mirant California, LLC
Modesto Irrigation Dist
Morrison & Foerster
Morse Richard Weisenmiller & Assoc.
Navigant Consulting
New United Motor Mfg, Inc
Norris & Wong Associates
North Coast Solar Resources
Northern California Power Agency
Office of Energy Assessments
OnGrid Solar
Palo Alto Muni Utilities
PG&E National Energy Group
Pinnacle CNG Company
PITCO
Plurimi, Inc.
PPL EnergyPlus, LLC
Praxair, Inc.
Price, Roy
Product Development Dept
R. M. Hairston & Company
R. W. Beck & Associates
Recon Research
Regional Cogeneration Service
RMC Lonestar
Sacramento Municipal Utility District
SCD Energy Solutions
Seattle City Light
Sempra
Sempra Energy
Sequoia Union HS Dist
SESCO
Sierra Pacific Power Company
Silicon Valley Power
Smurfit Stone Container Corp
Southern California Edison
SPURR
St. Paul Assoc
Stanford University
Sutherland, Asbill & Brennan
Tabors Caramanis & Associates
Tecogen, Inc
TFS Energy
Transcanada
Turlock Irrigation District
U S Borax, Inc
United Cogen Inc.
URM Groups
Utility Cost Management LLC
Utility Resource Network
Wellhead Electric Company
Western Hub Properties, LLC
White & Case
WMA