

## 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



August 10, 2007

**Advice 2835-E-B  
(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. These tariffs entirely supersede the tariffs filed in 2835-E and 2835-E-A.

**Purpose**

The purpose of this advice letter is to update the DWR Power Charge and Power Charge Indifference Adjustment (PCIA) calculation methodology for the period from January 1, 2005 to June 30, 2006. These updates are in conformance with the Joint Statement filed on July 1, 2007, as described below.

**Background**

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 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).

On October 4, 2006, PG&E supplemented Advice 2835-E with Advice 2835-E-A to incorporate language from D.06-07-030. 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 tariff submitted with Advice 2835-E-A included that change.

In D.07-05-005 the Commission ordered PG&E to “promptly meet and confer with the legal representatives of the customers subject to Schedule E-NWDL and Schedule E-SDL to seek agreement concerning the necessary adjustment to the California Department of Water Resources (DWR) Power Charge to recover applicable obligations.”<sup>1</sup> The Commission further ordered “PG&E and representatives of Additional Customer Load and Split-Wheeling Departing Load customers to file and serve a joint statement ... on the results of its meet and confer session to seek agreement on the calculations required to the DWR Power Charge to result in a pay-down of any undercollections to zero for these customers.”<sup>2</sup>

On June 1, 2007, PG&E, the Power and Water Resources Pooling Authority (PWRPA), and the University of California, Davis (UC Davis)<sup>3</sup> filed a Joint Statement. The Joint Statement explained how to calculate historical (2005 and 2006) DWR Power Charges for Split Wheeling Departing Load (SDL) and New WAPA Departing Load (NWDL). NASA-Ames, PG&E’s other E-SDL customer, has indicated to PG&E that, while it did not explicitly support the Joint Statement, it had no specific objection to it.

### **Proposed Tariff Changes**

This advice letter only supersedes Advice 2835-E and Advice 2835-E-A to the extent that it provides updates to the attached tariff sheets to be consistent with the Joint Statement filed by the NWDL and SDL parties on June 1, 2007. These updates involve a new DWR Power Charge and PCIA calculation methodology for the period from January 1, 2005, through June 30, 2006.

### **Protests**

Anyone wishing to protest this filing may do so by letter sent via U.S. mail, by facsimile or electronically, any of which must be received no later than August 30, 2007, which is 20 days after the date of this filing. Protests should be mailed to:

CPUC Energy Division  
Tariff Files, Room 4005  
DMS Branch  
505 Van Ness Avenue  
San Francisco, California 94102

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

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<sup>1</sup> D.07-05-005, Ordering Paragraph (OP) 4

<sup>2</sup> *Id.* OP 5.

<sup>3</sup> PWRPA represents customers taking service under Schedule E-NWDL, and UC Davis takes service under Schedule E-SDL.

Copies of protests also should be mailed to the attention of the Director, Energy Division, Room 4004, at the address shown above.

The protest also should be sent via U.S. mail (and by facsimile and electronically, if possible) to PG&E at the address shown below on the same date it is mailed or delivered to the Commission:

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

Facsimile: (415) 973-7226  
E-mail: PGETariffs@pge.com

### **Effective Date**

PG&E requests that this advice filing become effective **January 1, 2005**, as required by D.06-05-018 pages 15 and Findings of Fact 8 & 11. PG&E believes that this filing is subject to Energy Division disposition and should be classified as Tier 2 (effective after staff approval) pursuant to GO 96-B.

### **Notice**

In accordance with General Order 96-B, Section IV, 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 to the General Order 96-B service list 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 cursive script that reads "Brian K. Cherry / vrc".

Vice President - Regulatory Relations

### Attachments

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 (ID U39 M)**

Utility type:

ELC

GAS

PLC

HEAT

WATER

Contact Person: Daren Chan

Phone #: (415) 973-5361

E-mail: d1ct@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-B**

**Tier: 2**

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

Keywords (choose from CPUC listing): Departed 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<sup>1</sup>: \_\_\_\_\_

Is AL requesting confidential treatment? If so, what information is the utility seeking confidential treatment for: N/A

Confidential information will be made available to those who have executed a nondisclosure agreement:  Yes  No

Name(s) and contact information of the person(s) who will provide the nondisclosure agreement and access to the confidential information: N/A

Resolution Required?  Yes  No

Requested effective date: **January 1, 2005**

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 proposed<sup>1</sup>: N/A

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

Protests, dispositions, 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**

**Tariff Files, Room 4005**

**DMS Branch**

**505 Van Ness Ave.,**

**San Francisco, CA 94102**

**anj@cpuc.ca.gov and mas@cpuc.ca.gov**

**Pacific Gas and Electric Company**

**Attn: Brian K. Cherry**

**Vice President, Regulatory Relations**

**77 Beale Street, Mail Code B10C**

**P.O. Box 770000**

**San Francisco, CA 94177**

**E-mail: PGETariffs@pge.com**

**ATTACHMENT 1  
Advice 2835-E-B**

<b>Cal P.U.C. Sheet No.</b>	<b>Title of Sheet</b>	<b>Cancelling Cal P.U.C. Sheet No.</b>
26409-E	Schedule E-NWDL--New WAPA Departing Load	25381-E
26410-E	Schedule E-NWDL (Cont.)	25382-E
26411-E	Schedule E-NWDL (Cont.)	25383-E
26412-E	Table of Contents -- Rate Schedules	25994-E
26413-E	Table of Contents -- Title Page	26323-E







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 Amount (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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E-TMDL	Transferred Municipal Departing Load.....	25880-25891-E
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(T)

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**PG&E Gas and Electric  
Advice Filing List  
General Order 96-B, Section IV**

ABAG Power Pool	Douglass & Liddell	PG&E National Energy Group
Accent Energy	Downey, Brand, Seymour & Rohwer	Pinnacle CNG Company
Aglet Consumer Alliance	Duke Energy	PITCO
Agnews Developmental Center	Duke Energy North America	Plurimi, Inc.
Ahmed, Ali	Duncan, Virgil E.	PPL EnergyPlus, LLC
Alcantar & Kahl	Dutcher, John	Praxair, Inc.
Ancillary Services Coalition	Dynergy Inc.	Price, Roy
Anderson Donovan & Poole P.C.	Ellison Schneider	Product Development Dept
Applied Power Technologies	Energy Law Group LLP	R. M. Hairston & Company
APS Energy Services Co Inc	Energy Management Services, LLC	R. W. Beck & Associates
Arter & Hadden LLP	Exelon Energy Ohio, Inc	Recon Research
Avista Corp	Exeter Associates	Regional Cogeneration Service
Barkovich & Yap, Inc.	Foster Farms	RMC Lonestar
BART	Foster, Wheeler, Martinez	Sacramento Municipal Utility District
Bartle Wells Associates	Franciscan Mobilehome	SCD Energy Solutions
Blue Ridge Gas	Future Resources Associates, Inc	Seattle City Light
Bohannon Development Co	G. A. Krause & Assoc	Sempra
BP Energy Company	Gas Transmission Northwest Corporation	Sempra Energy
Braun & Associates	GLJ Energy Publications	Sequoia Union HS Dist
C & H Sugar Co.	Goodin, MacBride, Squeri, Schlotz &	SESCO
CA Bldg Industry Association	Hanna & Morton	Sierra Pacific Power Company
CA Cotton Ginners & Growers Assoc.	Heeg, Peggy A.	Silicon Valley Power
CA League of Food Processors	Hitachi Global Storage Technologies	Smurfit Stone Container Corp
CA Water Service Group	Hogan Manufacturing, Inc	Southern California Edison
California Energy Commission	House, Lon	SPURR
California Farm Bureau Federation	Imperial Irrigation District	St. Paul Assoc
California Gas Acquisition Svcs	Integrated Utility Consulting Group	Sutherland, Asbill & Brennan
California ISO	International Power Technology	Tabors Caramanis & Associates
Calpine	Interstate Gas Services, Inc.	Tecogen, Inc
Calpine Corp	IUCG/Sunshine Design LLC	TFS Energy
Calpine Gilroy Cogen	J. R. Wood, Inc	Transcanada
Cambridge Energy Research Assoc	JTM, Inc	Turlock Irrigation District
Cameron McKenna	Luce, Forward, Hamilton & Scripps	U S Borax, Inc
Cardinal Cogen	Manatt, Phelps & Phillips	United Cogen Inc.
Cellnet Data Systems	Marcus, David	URM Groups
Chevron Texaco	Matthew V. Brady & Associates	Utility Resource Network
Chevron USA Production Co.	Maynor, Donald H.	Wellhead Electric Company
City of Glendale	MBMC, Inc.	White & Case
City of Healdsburg	McKenzie & Assoc	WMA
City of Palo Alto	McKenzie & Associates	
City of Redding	Meek, Daniel W.	
CLECA Law Office	Mirant California, LLC	
Commerce Energy	Modesto Irrigation Dist	
Constellation New Energy	Morrison & Foerster	
CPUC	Morse Richard Weisenmiller & Assoc.	
Cross Border Inc	Navigant Consulting	
Crossborder Inc	New United Motor Mfg, Inc	
CSC Energy Services	Norris & Wong Associates	
Davis, Wright, Tremaine LLP	North Coast Solar Resources	
Defense Fuel Support Center	Northern California Power Agency	
Department of the Army	Office of Energy Assessments	
Department of Water & Power City	OnGrid Solar	
DGS Natural Gas Services	Palo Alto Muni Utilities	