

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



REVISED

August 15, 2013

Advice Letter 3461-E

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

**Subject: Limited One Time Agreement to Perform Tariff Scheduled Related Work
for the California Department of Water Resources**

Dear Mr. Cherry:

Advice Letter 3461-E is effective May 22, 2009.

Sincerely,

A handwritten signature in cursive script that reads "Edward F. Randolph".

Edward F. Randolph, Director
Energy Division



Brian K. Cherry
Vice President
Regulatory Relations

Pacific Gas and Electric Company
77 Beale St., Mail Code B10C
P.O. Box 770000
San Francisco, CA 94177

415.973.4977
Fax: 415.973.7226

May 22, 2009

Advice 3461-E

(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

Subject: Limited One Time Agreement to Perform Tariff Scheduled Related Work for the California Department of Water Resources

Pacific Gas and Electric Company (PG&E) hereby submits for filing a limited one time agreement modifying PG&E's standard indemnity clause as it appears on Form 62-4527.

Purpose

Approval of indemnity clause as it appears in attached Limited One Time Agreement to Perform Tariff Scheduled Related Work.

Background

The California Department of Water Resources (DWR) has requested that PG&E relocate certain overhead electric distribution facilities located on the north levee and within the floodway of the Sutter Bypass in Sutter, California. DWR requested the relocation of PG&E's distribution facilities to accommodate the building expansion of the Sutter Bypass Levee Project, Pumping Plant No. 3. Electric Rule 15.I.1 governs the relocation of distribution facilities. Relocation is generally performed under PG&E's general contract form, Agreement to Perform Tariff Scheduled Related Work, Form 62-4527. DWR has objected to the scope of the indemnity provision in Form 62-4527, and has requested that its obligation to indemnify PG&E be limited to any losses that are caused by or result from DWR's negligent or intentional acts or omissions. To address this concern, PG&E has agreed to modify the indemnity language found in Form 62-4527 and to use revised language in a limited One Time Agreement to Perform Tariff Scheduled Related Work.

One Time Form 62-4527 Revisions

Please see attached Limited One Time Agreement to Perform Tariff Scheduled Related Work.

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 **June 11, 2009**, 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: ijnj@cpuc.ca.gov and mas@cpuc.ca.gov

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 submits this as a Tier 1 filing and requests that this advice filing become effective on **May 22, 2009**.

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. Address changes to the General Order 96-B service list should be directed to Rose de la Torre at (415) 973-4716. Send all electronic approvals to PGETariffs@pge.com. Advice letter filings can also be accessed electronically at:

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

A handwritten signature in black ink that reads "Brian O'Leary". To the right of the signature are the initials "SH".

Vice President, Regulatory Relations

Attachments

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: San Heng

Phone #: 415-973-2640

E-mail: S1HQ@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) #: 3461-E

Tier: [1]

Subject of AL: Limited One Time Agreement to Perform Tariff Scheduled Related Work for the California Department of Water Resources

Keywords (choose from CPUC listing): Agreements

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

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #: Does AL replace a withdrawn or rejected AL?

If so, identify the prior AL: No

Summarize differences between the AL and the prior withdrawn or rejected AL:

Is AL requesting confidential treatment? If so, what information is the utility seeking confidential treatment for: No

Confidential information will be made available to those who have executed a nondisclosure agreement: N/A

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

Resolution Required? Yes No

Requested effective date: May 22, 2009

No. of tariff sheets: N/A

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: N/A

Service affected and changes proposed: N/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

jnj@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



Pacific Gas and Electric Company

Limited One Time Agreement to Perform Tariff Scheduled Related Work

DISTRIBUTION:
[] DIVISION (Original)
[] APPLICANT (Original)
[] CUSTOMER CARE

REFERENCE:
103105458
1085921
30647589

CALIFORNIA DEPARTMENT OF WATER RESOURCES, A Government Agency, (Applicant) has requested PACIFIC GAS AND ELECTRIC COMPANY, a California corporation (PG&E), to perform the tariff schedule related work as located and described in paragraph 3 herein.

PG&E agrees to perform the requested work and furnish all necessary labor, equipment, materials and related facilities required therefore, subject to the following conditions:

- 1. Whenever part or all of the requested work is to be furnished or performed upon property other than that of Applicant, Applicant shall first procure from such owners all necessary rights-of-way and/or permits in a form satisfactory to PG&E and without cost to it.
2. Applicant shall indemnify and hold harmless PG&E, its officers, agents, and employees, against all loss, damage, expense, and liability, resulting from injury to or death of person, including, but not limited to employees of PG&E, Applicant, or any third party, or damage to property, including, but not limited to, property of PG&E, Applicant, or any third party, arising out of or in any way connected with the Services to be provided under this Agreement, but only in proportion to and to the extent such liability, loss, expense, attorneys' fees, or claims for injury or damages are caused by or result from the negligent or intentional acts or omissions of the Applicant, its officers, employees or agents. Applicant shall pay any costs that may be incurred by PG&E in enforcing this indemnity, including reasonable attorneys' fees.
3. The location and requested work are described as follows: (Describe in detail the materials and facilities to be furnished and/or work to be performed by PG&E. If more space is required, use other side and attach any necessary drawings as Exhibits A, B, C, etc):

LOCATION: BYPASS OFF LEVY RD- FRANKLIN & ACACIA, SUTTER, 95982

DESCRIPTION OF WORK: Relocate power pole, upgrade transformer, and reroute power line (including hookup) to pumping plant to accommodate building expansion

At the request of the CALIFORNIA DEPARTMENT OF WATER RESOURCES, PG&E will perform all engineering, project management, administration, and construction necessary to relocate existing overhead electric facilities to clear conflict for the Applicant's BUILDING EXPANSION Project. Based on the land rights of the existing facilities, Applicant is responsible for 100% of the project costs.

If, after the cost estimate has been completed or prior to its completion, the Applicant cancels this project, PG&E will calculate the amount due for the work performed and will reconcile this amount with the Applicant's deposit.

PG&E will not exceed the amount shown in #4 below without authorization and will not proceed with further necessary work until further payment is received from Applicant.

The estimated costs associated with this project are set forth in Attachment 1 to this Agreement.

- 4. Applicant shall pay to PG&E, promptly upon demand by PG&E, as the contract price hereunder, the sum of forty thousand one hundred twenty four dollars and ninety two cents (\$40,124.92).

Upon completion of requested work, ownership shall vest in: X PG&E [] Applicant

Executed this 1st day of May 2009

Applicant

By:

[Signature of Richard Sanchez]
RICHARD SANCHEZ
(Print/Type Name)

PACIFIC GAS AND ELECTRIC COMPANY

By:

[Signature of Mike Williams]
MIKE WILLIAMS
(Print/Type Name)

Title: CHIEF, DIVISION OF ENGINEERING Title: SERVICE PLANNING SUPERVISOR

Mailing Address:

Attachment 1 to Limited One Time Agreement To Perform Tariff Scheduled Related Work

Engineering & Administrative Cost	<u>\$7445.52</u>
Facilities (Cable & Transformers)	<u>\$13,378.49</u>
Trench, Conduits & Substructures	<u>\$6,712.00</u>
Sub Total	<u>\$27,536.00</u>
Plus ITCC @ 22.0%	<u>\$6057.92</u>
Plus Non Taxable Work	<u>\$6531.00</u>
Total Payment	<u>\$40,124.92</u>

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

Aglet	Department of the Army	Northern California Power Association
Agnews Developmental Center	Dept of General Services	Occidental Energy Marketing, Inc.
Alcantar & Kahl	Division of Business Advisory Services	OnGrid Solar
Ancillary Services Coalition	Douglas & Liddell	PPL EnergyPlus, LLC
Anderson & Poole	Douglass & Liddell	Pinnacle CNG Company
Arizona Public Service Company	Downey & Brand	Praxair
BART	Duke Energy	R. W. Beck & Associates
BP Energy Company	Duncan, Virgil E.	RCS, Inc.
Barkovich & Yap, Inc.	Dutcher, John	RMC Lonestar
Bartle Wells Associates	Ellison Schneider & Harris LLP	Recon Research
Blue Ridge Gas	Energy Management Services, LLC	SCD Energy Solutions
Braun & Associates	FPL Energy Project Management, Inc.	SCE
C & H Sugar Co.	Foster Farms	SESCO
CA Bldg Industry Association	Foster, Wheeler, Martinez	SMUD
CAISO	Franciscan Mobilehome	SPURR
CLECA Law Office	G. A. Krause & Assoc.	Santa Fe Jets
CSC Energy Services	GLJ Publications	Seattle City Light
	Goodin, MacBride, Squeri, Schlotz & Ritchie	Sempra Utilities
California Cotton Ginners & Growers Assn	Green Power Institute	Sequoia Union HS Dist
California Energy Commission	Hanna & Morton	Sierra Pacific Power Company
California League of Food Processors	Heeg, Peggy A.	Silicon Valley Power
California Public Utilities Commission	Hitachi	Smurfit Stone Container Corp
Calpine	Hogan Manufacturing, Inc.	Southern California Edison Company
Cameron McKenna	Imperial Irrigation District	St. Paul Assoc.
Cardinal Cogen	Innercite	Sunshine Design
Casner, Steve	International Power Technology	Sutherland, Asbill & Brennan
Cerox	Intestate Gas Services, Inc.	TFS Energy
Chamberlain, Eric	J. R. Wood, Inc.	Tabors Caramanis & Associates
Chevron Company	JTM, Inc.	Tecogen, Inc.
Chris, King	Los Angeles Dept of Water & Power	Tiger Natural Gas, Inc.
City of Glendale	Luce, Forward, Hamilton & Scripps LLP	Tioga Energy
City of Palo Alto	MBMC, Inc.	TransCanada
City of San Jose	MRW & Associates	Turlock Irrigation District
Clean Energy Fuels	Manatt Phelps Phillips	U S Borax, Inc.
Coast Economic Consulting	Matthew V. Brady & Associates	United Cogen
Commerce Energy	McKenzie & Associates	Utility Cost Management
Commercial Energy	Meek, Daniel W.	Utility Resource Network
Constellation	Merced Irrigation District	Utility Specialists
Constellation New Energy	Mirant	Vandenberg Air Force
Consumer Federation of California	Modesto Irrigation District	Verizon
Crossborder Energy	Morgan Stanley	Wellhead Electric Company
Davis Wright Tremaine LLP	Morrison & Foerster	Western Manufactured Housing Communities Association (WMA)
		White & Case
Day Carter Murphy	New United Motor Mfg., Inc.	eMeter Corporation
Defense Energy Support Center	Norris & Wong Associates	
Department of Water Resources	North Coast SolarResources	