



Jane K. Yura
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February 4, 2011

Advice 3187-G/3801-E

(Pacific Gas and Electric Company ID U 39 M)

Public Utilities Commission of the State of California

Subject: Revisions to Electric Rules 1 and 17 and Gas Rule 17

Pacific Gas and Electric Company ("PG&E") hereby submits for filing revisions to its gas and electric tariffs. The affected tariff sheets are listed on the enclosed Attachment 1.

Purpose

The purpose of this advice filing is to revise gas and electric Rule 17, Meter Tests and Adjustment of Bills for Meter Error, to clarify that the back-billing period for undercharges to a Small Business Customer due to a nonregistering gas or electric meter is reduced from "three years" to "three months" and to correct the definition of a "Small Business Customer" in electric Rule 1.

Background

On May 6, 2010, the California Public Utilities Commission ("Commission") issued Order Instituting Rulemaking ("OIR") 10-05-005 to determine whether revisions or updates are necessary to utility tariff rules governing adjustments of customer bills due to meter and/or billing errors and whether utility deposit rules need to be revised to address concerns raised by business customers that were faced with utility back-bills that may date back several years.

On October 28, 2010, the Commission issued Decision ("D.") 10-10-032 ("the Decision") directing the utilities to revise their tariff rules for non-residential electric customers using 40,000 kilowatt hours or less, or have a demand of 20 kilowatts or less, or gas customers using 10,000 therms or less, or non-residential customers meeting the requirements of a micro-business as defined in California Government Code Section 14837 (small business customers) as follows:

- a) Reduce the back-billing period from three years to three months for undercharges resulting from billing and metering errors;

- b) Reduce the deposit requirements to twice the average monthly bill and permit the utilities to offer alternative credit mechanisms in lieu of deposits if customers select this option;
- c) Establish that refund periods for overcharges resulting from metering and billing errors be a maximum of three years;
- d) Specify that re-establishment of service deposits shall not apply when failure to pay results from charges that are back-billed;
- e) Establish that a small business customer, as specified above, shall receive a warning letter after the first late payment during any twelve-month period, which informs that a deposit to reestablish credit may be required if another late payment occurs within the same twelve-month period; and
- f) Clearly define the small business customers which qualify for these tariff revisions.
- g) Inform nonresidential customers subject to back-billing that they may self-certify as a micro-business under Government Code Section 14837.

On December 13, 2010, in compliance with the decision, PG&E filed Advice 3175-G/3777-E¹ to revise the language in its Gas and Electric Rules 1, 6, 7, 17, 17.1 and propose a new customer affidavit form, "Affidavit in Support of Customer Claim as Qualifying as a Small Business Customer Under Government Code Section 14837" (Sample Form No. 79-1128).

With this filing, PG&E incorporates language in gas and electric Rule 17 to specify that the back-billing period for undercharges to a Small Business Customer resulting from a billing error due to a nonregistering meter would be reduced from "three years" to "three months." This language was inadvertently omitted from Advice 3175-G/3777-E. However, in accordance with Ordering Paragraph ("OP") 2 of the Decision, the change in the back-billing period for Small Business Customers for undercharges resulting from a nonregistering meter was implemented by December 27, 2010. PG&E is also submitting a correction to its definition of a Small Business Customer in electric Rule 1.

Tariff Revisions

In accordance with OPs 1 and 3 of D.10-10-032, PG&E proposes the following tariff modifications:

¹ D.10-11-037, dated November 18, 2010, corrected errors in OP 1(e) and 3 in D.10-10-032. Those corrections were incorporated into Advice 3175-G/3777-E.

Electric Rule 17 - Meter Tests and Adjustment of Bills for Meter Error

- Section B.3.b. was revised to decrease the maximum period for which PG&E will bill a Small Business Customer for undercharges resulting from a nonregistering meter from three years to three months.

Gas Rule 17 – Meter Tests and Adjustment of Bills for Meter Error

- Section B.3.b. was revised to decrease the maximum period for which PG&E will bill a Small Business Customer for undercharges resulting from a nonregistering meter from three years to three months.

In addition, PG&E is correcting the definition of a Small Business Customer in Electric Rule 1, Definitions. The phrase "at least 9 billing periods" was inadvertently inserted in the first criteria and should be removed. The corrected definition reads:

- **SMALL BUSINESS CUSTOMER:** A non-residential Customer who: (1) has a maximum billing demand of 20 kW, or less, per meter ~~for at least 9 billing periods~~ during the most recent 12 month period, or (2) has an annual usage of 40,000 kWh, or less, during the most recent 12 month period, or (3) meets the definition of a "micro-business" under California Government Code 14837. This definition does not include non-residential Customers who are on a fixed usage or unmetered usage rate schedule.

This filing will not affect any other rates or charges, cause the withdrawal of service, or conflict with any other rate schedule or rule.

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 **February 24, 2011**, 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: jjn@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:

Jane K. Yura
Vice President, Regulations and Rates
Pacific Gas and Electric Company
77 Beale Street, Mail Code B10B
P.O. Box 770000
San Francisco, California 94177

Facsimile: (415) 973-6520
E-mail: PGETariffs@pge.com

Effective Date

PG&E requests that this advice filing become effective on **December 13, 2010**, in accordance with OP 2 of D.10-10-032. This advice letter is submitted with a Tier 1 designation.

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 the service list for R.10-05-005. Address changes to the General Order 96-B service list and all electronic approvals should be directed to e-mail PGETariffs@pge.com. For changes to any other service list, please contact the Commission's Process Office at (415) 703-2021 or at Process_Office@cpuc.ca.gov. Advice letter filings can also be accessed electronically at: <http://www.pge.com/tariffs>.

Handwritten signature of Jane Yura in cursive script.

Vice President - Regulation and Rates

cc: Service List for R.10-05-005

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: Linda Tom-Martinez

Phone #: (415) 973-4612

E-mail: lmt1@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) #: **3187-G/3801-E**

Tier: 1

Subject of AL: Revisions to Electric Rules 1 and 17 and Gas Rule 17

Keywords (choose from CPUC listing): Compliance, Rules

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

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #: D.10-10-032

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 AL¹: _____

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

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: _____

Resolution Required? Yes No

Requested effective date: **December 13, 2010**

No. of tariff sheets: 8

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: Electric Rules 1 and 17, Gas Rule 17

Service affected and changes proposed¹: N/A

Pending advice letters that revise the same tariff sheets: 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: Jane Yura
Vice President, Regulation and Rates
77 Beale Street, Mail Code B10B
P.O. Box 770000
San Francisco, CA 94177
E-mail: PGETariffs@pge.com

**ATTACHMENT 1
Advice 3187-G**

**Cal P.U.C.
Sheet No.**

Title of Sheet

**Cancelling Cal
P.U.C. Sheet No.**

| | | |
|---------|--|---------|
| 28764-G | GAS RULE NO. 17 METER TESTS AND ADJUSTMENT OF BILLS FOR METER ERROR Sheet 3 | 14452-G |
| 28765-G | GAS TABLE OF CONTENTS Sheet 1 | 28760-G |
| 28766-G | GAS TABLE OF CONTENTS Sheet 6 | 28611-G |



GAS RULE NO. 17
METER TESTS AND ADJUSTMENT OF BILLS FOR METER ERROR

Sheet 3

B. ADJUSTMENT OF BILLS FOR METER ERROR (Cont'd)

2. SLOW METER

a. RESIDENTIAL SERVICE

If a meter for residential service is found to be registering more than 25 percent slow, PG&E may bill the Customer for the amount of the undercharge based on the corrected usage or PG&E's estimate of the gas usage for a period of three months. However, if it is known that the period of meter error was less than three months, the undercharge will be calculated for only those months during which the meter error occurred.

b. NONRESIDENTIAL SERVICE

If a meter for nonresidential service is found to be registering more than two percent slow, PG&E may bill the Customer for the amount of the undercharge based on the corrected usage or PG&E's estimate of the gas usage for a period of three years. However, if it is known that the period of meter error was less than three years, the undercharge will be calculated for only those months during which the meter error occurred.

3. NONREGISTERING METER

a. RESIDENTIAL SERVICE

If a meter for residential service is found to be nonregistering, PG&E may bill the Customer for the amount of the undercharge based on PG&E's estimate of the gas used, but not registered, for a period of three months. However, if it is known that the period the meter was nonregistering was less than three months, the undercharge will be calculated for only those months the meter was nonregistering.

b. NONRESIDENTIAL SERVICE

If a meter for nonresidential service is found to be nonregistering, PG&E may bill the Customer for the amount of the undercharge based on PG&E's estimate of the gas used, but not registered, for a period of three months for (N)
 a Small Business Customer, as defined in Rule 1, or three years for all |
 other nonresidential service. However, if it is known that the period the |
 meter was nonregistering was less than three months for a Small Business |
 Customer, or three years for all other nonresidential service, the (N)
 undercharge will be calculated for only those months the meter was
 nonregistering.

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| TITLE OF SHEET | CAL P.U.C. SHEET NO. | |
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| Rules | 28766-G | (T) |
| Maps, Contracts and Deviations..... | 28468-G | |
| Sample Forms | 27715,28300,27262,28662,28503-G | |

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| Rule 02 | Description of Service..... | 23062-23066,26825-G |
| Rule 03 | Application for Service..... | 27248,27249-G |
| Rule 04 | Contracts..... | 17051-G |
| Rule 05 | Special Information Required on Forms..... | 17641,13348-13349-G |
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**ATTACHMENT 1
Advice 3801-E**

| Cal P.U.C. Sheet No. | Title of Sheet | Cancelling Cal P.U.C. Sheet No. |
|---------------------------------|---|--|
| 29954-E | ELECTRIC RULE NO. 1 DEFINITIONS Sheet 25 | 29720-E |
| 29955-E | ELECTRIC RULE NO. 17 METER TESTS AND ADJUSTMENT OF BILLS FOR METER ERROR Sheet 3 | 12051-E |
| 29956-E | ELECTRIC TABLE OF CONTENTS Sheet 1 | 29935-E |
| 29957-E | ELECTRIC TABLE OF CONTENTS RULES Sheet 18 | 29906-E |
| 29958-E | ELECTRIC TABLE OF CONTENTS RULES Sheet 19 | 29907-E |



ELECTRIC RULE NO. 1
DEFINITIONS

Sheet 25

SCHEDULED METER READING DATE: The date PG&E has scheduled a Customer's meter to be read for the purposes of ending the current billing cycle and beginning a new one. PG&E's meter reading schedule is published annually, but is subject to periodic change.

SCHEDULING COORDINATOR: An entity meeting requirements as set forth by the Commission, FERC, and these tariffs.

SERVICE ACCOUNT: Same as "Account."

SINGLE-CUSTOMER SUBSTATION: A substation owned by PG&E and dedicated to serve a specific customer. Substations transform electricity from transmission to distribution voltage.

SMALL BUSINESS CUSTOMER: A non-residential Customer who: (1) has a maximum billing demand of 20 kW, or less, per meter during the most recent 12 month period, or (2) has an annual usage of 40,000 kWh, or less, during the most recent 12 month period, or (3) meets the definition of a "micro-business" under California Government Code 14837. This definition does not include non-residential Customers who are on a fixed usage or unmetered usage rate schedule. (D)

SMALL CUSTOMER: Customers on demand-metered schedules (A-10 and E-19V), with less than 20 kW maximum billing demand per meter for at least 9 billing periods during the most recent 12 month period; or (2) any customer on a non-demand metered schedule (A-1 and A-6); or (3) any customer on a residential rate schedule.

(Continued)



ELECTRIC RULE NO. 17
 METER TESTS AND ADJUSTMENT OF BILLS FOR METER ERROR

Sheet 3

B. ADJUSTMENT OF BILLS FOR METER ERROR (Cont'd)

2. SLOW METER (Cont'd)

b. NONRESIDENTIAL SERVICE

If a meter for nonresidential service is found to be registering more than two percent slow, PG&E may bill the Customer for the amount of the undercharge based on the corrected usage or PG&E's estimate of the energy usage for a period of three years. However, if it is known that the period of meter error was less than three years, the undercharge will be calculated for only those months during which the meter error occurred.

3. NONREGISTERING METER

a. RESIDENTIAL SERVICE

If a meter for residential service is found to be nonregistering, PG&E may bill the Customer for the amount of the undercharge based on PG&E's estimate of the electricity used, but not registered, for a period of three months. However, if it is known that the period the meter was nonregistering was less than three months, the undercharge will be calculated for only those months the meter was nonregistering.

b. NONRESIDENTIAL SERVICE

If a meter for nonresidential service is found to be nonregistering, PG&E may bill the Customer for the amount of the undercharge based on PG&E's estimate of the electricity used, but not registered, for a period of three months for a Small Business Customer, as defined in Rule 1, or three years for all other nonresidential service. However, if it is known that the period the meter was nonregistering was less than three months for a Small Business Customer, or three years for all other nonresidential service, the undercharge will be calculated for only those months the meter was nonregistering.

(N)
 |
 |
 (N)

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| | Preliminary Statements | 29899,29900,29901,29902,29903,29904,29905-E | |
| | Rules | 29957,29958,29908-E | (T) |
| | Maps, Contracts and Deviations..... | 29909-E | |
| | Sample Forms | 29910,29911,29912,29913,29914,29915,29916,29917,29918,29919,29920,29921-E | |

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| Rule 08 | Notices | 20965,14145,20966,14146,13139, 29673-E |
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| Rule 16 | Service Extensions..... | 20096,15595,14880-14881,15596-15598,16987,15600, 15601-15608,14254,13775,15609-15610-E |
| Rule 17 | Meter Tests and Adjustment of Bills for Meter Error..... | 20099,29723,29955,25149-E (T) |
| Rule 17.1 | Adjustment of Bills for Billing Error | 22706,29724-E |
| Rule 17.2 | Adjustment of Bills for Unauthorized Use | 22707,12056,12057,12058-E |
| Rule 18 | Supply to Separate Premises and Submetering of Electric Energy | 14329*,27037,29056,28910,28911-E |
| Rule 19 | Medical Baseline Quantities | 18974,18975,18976-E |
| Rule 19.1 | California Alternate Rates for Energy for Individual Customers and Submetered Tenants of Master-Metered Customers | 25150, 29289,29290,29291-E |
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| Rule 19.3 | California Alternate Rates for Energy for Qualified Agricultural Employee Housing Facilities..... | 25153,29294,29295,27807-E |

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

| | | |
|--|---|--|
| Alcantar & Kahl LLP | Division of Business Advisory Services | Occidental Energy Marketing, Inc. |
| Ameresco | Douglass & Liddell | OnGrid Solar |
| Anderson & Poole | Downey & Brand | Praxair |
| Arizona Public Service Company | Duke Energy | R. W. Beck & Associates |
| BART | Dutcher, John | RCS, Inc. |
| Barkovich & Yap, Inc. | Economic Sciences Corporation | Recurrent Energy |
| Bartle Wells Associates | Ellison Schneider & Harris LLP | SCD Energy Solutions |
| Bloomberg | Foster Farms | SCE |
| Bloomberg New Energy Finance | G. A. Krause & Assoc. | SMUD |
| Boston Properties | GLJ Publications | SPURR |
| | Goodin, MacBride, Squeri, Schlotz & Ritchie | San Francisco Public Utilities Commission |
| Braun Blaising McLaughlin, P.C. | Green Power Institute | Santa Fe Jets |
| Brookfield Renewable Power | Hanna & Morton | Seattle City Light |
| CA Bldg Industry Association | Hitachi | Sempra Utilities |
| CLECA Law Office | In House Energy | Sierra Pacific Power Company |
| CSC Energy Services | International Power Technology | Silicon Valley Power |
| California Cotton Ginners & Growers Assn | Intestate Gas Services, Inc. | Silo Energy LLC |
| California Energy Commission | Lawrence Berkeley National Lab | Southern California Edison Company |
| California League of Food Processors | Los Angeles Dept of Water & Power | Spark Energy, L.P. |
| California Public Utilities Commission | Luce, Forward, Hamilton & Scripps LLP | Sun Light & Power |
| Calpine | MAC Lighting Consulting | Sunshine Design |
| Casner, Steve | MBMC, Inc. | Sutherland, Asbill & Brennan |
| Chris, King | MRW & Associates | Tabors Caramanis & Associates |
| City of Palo Alto | Manatt Phelps Phillips | Tecogen, Inc. |
| City of Palo Alto Utilities | McKenzie & Associates | Tiger Natural Gas, Inc. |
| Clean Energy Fuels | Merced Irrigation District | TransCanada |
| Coast Economic Consulting | Modesto Irrigation District | Turlock Irrigation District |
| Commercial Energy | Morgan Stanley | United Cogen |
| Consumer Federation of California | Morrison & Foerster | Utility Cost Management |
| Crossborder Energy | NLine Energy, Inc. | Utility Specialists |
| Davis Wright Tremaine LLP | NRG West | Verizon |
| Day Carter Murphy | Navigant Consulting | Wellhead Electric Company |
| Defense Energy Support Center | Norris & Wong Associates | Western Manufactured Housing Communities Association (WMA) |
| | | eMeter Corporation |
| Department of Water Resources | North America Power Partners | |
| Dept of General Services | North Coast SolarResources | |