

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE

SAN FRANCISCO, CA 94102-3298



March 30, 2012

**Advice Letters 3284-G**

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: Revisions to Gas Rule 23 – *GAS AGGREGATION SERVICE FOR CORE TRANSPORT CUSTOMERS* In Compliance With Resolution G-3265**

Dear Mr. Cherry:

Advice Letters 3284-G is effective February 16, 2012.

Sincerely,

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

Edward F. Randolph, Director  
Energy Division

March 9, 2012

**Advice 3284-G**

(Pacific Gas and Electric Company ID U 39 G)

Public Utilities Commission of the State of California

**Subject: Revisions to Gas Rule 23 – GAS AGGREGATION SERVICE FOR  
CORE TRANSPORT CUSTOMERS In Compliance With Resolution G-  
3265**

Pacific Gas and Electric Company (PG&E) hereby submits for filing revisions to its gas Rule 23 -- *Gas Aggregation Service For Core Transport Customers*. The affected tariff sheet is listed on the enclosed attachment 1.

The revised tariff sheet for gas Rule 23 replaces Sheet 29255-G filed in Advice 3244-G.

**Purpose**

The purpose of this advice letter is to submit modifications to gas Rule 23 to incorporate new consumer protection provisions, in compliance with Resolution G-3265.

**Background**

On August 20, 2010, PG&E and 24 other settling parties submitted a Joint Motion of Settlement Parties for Approval of the "Gas Accord V" Settlement Agreement. On April 14, 2011, the Commission issued D. 11-04-031 which granted the motion and approved the Gas Accord V (GAV) Settlement Agreement without modification.

In compliance with the CTA Settlement Agreement which was incorporated into the GAV Settlement by reference and approved by D.11-04-031, PG&E submitted Advice 3244-G on October 6, 2011, proposing revisions to gas Rule 23 to implement consumer protection provisions in compliance with D.11-04-031.

On October 26, 2011, Tiger Natural Gas, School Project for Utility Rate Reduction (SPURR), UTE dba Blue Spruce Energy Services and Gas and Power Technologies, collectively, the "Protesting Parties," filed a protest to PG&E's Advice Letter 3244-G. The Protesting Parties stated that they generally agreed with the proposed Customer Protection Rules with the following three exceptions: 1) Customer protection should apply to all Core Procurement Groups including PG&E, (2) Implementing the new rules will take between 60 and 90 days and cannot be completed in the 45 days, and (3)

recent mergers and acquisitions should be excluded from the definition of a CTA for the purposes of event tracking and suspension because pre-acquisition events are beyond the control of the acquiring CTA. PG&E filed a response to the Protesting Parties protest on November 2, 2011.

On February 16, 2012, Commission Resolution G-3465 approved PG&E's Advice 3244-G subject to the following modifications, (1) remove the reference to "recent mergers and acquisitions" from the definition of a CTA for the purpose of event tracking and suspension, and (2) revise the start date for event tracking from 45 days after Commission approval to 90 days.

### **Tariff Revisions**

In compliance with Ordering Paragraph 1 of Resolution G-3465, PG&E proposes to make the following revisions to Section E, *Termination of Service*, of Gas Rule 23 -- *Gas Aggregation Service For Core Transport Customers*:

1. Revise the definition of a CTA in Section E, Number 3, paragraph d, line 4, to delete the reference to "recent mergers and acquisitions." The revised line now reads: "A CTA, for the purpose of event tracking and suspension, includes any subsidiaries."
2. Revise the "Start Date" in Section E, Number 3, paragraph e, line 3, from 45 days after the date of Commission approval to 90 days which would be May 17, 2012. The revised line now reads: "A Non-Compliance Event will not be counted if the enrollment or underlying activity that generated the complaint occurred prior to May 17, 2012."

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 **March 29, 2012** 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: EDTariffUnit@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, Regulation and Rates  
Pacific Gas and Electric Company  
77 Beale Street, Mail Code B10C  
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 be approved effective **February 16, 2012**, which is the effective date of Resolution G-3265. 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 Service List A.09-09-013. Address changes to the General Order 96-B service list and all electronic approvals should be directed to email [PGETariffs@pge.com](mailto: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](mailto:Process_Office@cpuc.ca.gov). Advice letter filings can also be accessed electronically at: <http://www.pge.com/tariffs>.



Vice President - Regulation and Rates

cc: Service List A.09-09-013

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 G)**

Utility type:

ELC  GAS

PLC  HEAT  WATER

Contact Person: Britta Brown

Phone #: (415) 973-8584

E-mail: B2Bn@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) #: **3284-G**

**Tier: 1**

Subject of AL: **Revisions to Gas Rule 23 - GAS AGGREGATION SERVICE FOR CORE TRANSPORT CUSTOMERS In Compliance With Resolution G-3265**

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 #: **G-3265**

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: **February 16, 2012**

No. of tariff sheets: **3**

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: **Gas Rule 23**

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

EDTariffUnit@cpuc.ca.gov

Pacific Gas and Electric Company

Attn: Brian K. Cherry, Vice President, Regulation and Rates

77 Beale Street, Mail Code B10C

P.O. Box 770000

San Francisco, CA 94177

E-mail: PGETariffs@pge.com

**ATTACHMENT 1  
Advice 3284-G**

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

**Title of Sheet**

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

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29255-G      GAS RULE NO. 23  
                  GAS AGGREGATION SERVICE FOR CORE  
                  TRANSPORT CUSTOMERS  
                  Sheet 27

29576-G      GAS TABLE OF CONTENTS  
                  Sheet 1

29563-G

29577-G      GAS TABLE OF CONTENTS  
                  Sheet 6

29287-G



**GAS RULE NO. 23**  
**GAS AGGREGATION SERVICE FOR CORE TRANSPORT CUSTOMERS**

Sheet 27

E. TERMINATION OF SERVICE (Cont'd)

(N)

3. PENALTIES DUE TO NON-COMPLIANCE (Cont'd)

- d. If a CTA triggers the limits of verified Non-Compliance Events described in Table 1, below, PG&E may immediately suspend the CTA's ability to enroll any new customer accounts, of the type – residential, commercial, or both - involved with the complaints for the following three (3) calendar months. A CTA, for the purpose of event tracking and suspension, includes any subsidiaries.

Table 1: Rolling Time Periods and Non-Compliance Event Limits

Rolling Period (days)	Incident Limit - Verified Non-Compliance Events		
	Combined Commercial + Residential	Commercial	Residential
30	7	3	6
60	11	5	10
90	15	7	14
180	22	11	20

- e. PG&E will record the date when the customer, or its authorized agent, first contacts PG&E to report a complaint against a CTA. This date, the incident date, will be used when counting incidents of Non-Compliance Events. A Non-Compliance Event will not be counted if the enrollment or underlying activity that generated the complaint occurred prior to May 17, 2012.
- f. PG&E will notify the CTA via email that an incident of verified non-compliance will be counted as a Non-Compliance Event towards their limit, as well as the incident date, after the incident has followed the process outlined in Section E.1.

(N)

(Continued)



**GAS TABLE OF CONTENTS**

Sheet 1

<b>TITLE OF SHEET</b>	<b>CAL P.U.C. SHEET NO.</b>	
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Rate Schedules .....	29564,29565-G	
Preliminary Statements.....	29566,29341-G	
Rules .....	<b>29577-G</b>	(T)
Maps, Contracts and Deviations.....	29288-G	
Sample Forms .....	29289,28995,27262,28662,29290*,28503-G	

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**GAS TABLE OF CONTENTS**

Sheet 6

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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
Rule 06	Establishment and Reestablishment of Credit.....	22126-22127,28653-G
Rule 07	Deposits.....	28654,28655-G
Rule 08	Notices.....	21928,17580,21929,17581,15728-G
Rule 09	Rendering and Payment of Bills.....	24128-24129,27941,23518,29061, 27345,27346, 28562-G
Rule 10	Disputed Bills.....	18214-18216-G
Rule 11	Discontinuance and Restoration of Service.....	18217-18220,27251,23520, 18223-18227,27252,24860,19710-G
Rule 12	Rates and Optional Rates.....	18229,27253,24132,21981-21982,24474-G
Rule 13	Temporary Service.....	22832-G
Rule 14	Capacity Allocation and Constraint of Natural Gas Service.....	18231-18235,28274, 28275-28283, 28923, 28285-28292 -G
Rule 15	Gas Main Extensions.....	21543,18802-18803,27503,20350,29271,29272,26827,21544, 21545,22376,22377-22379,26828,26829,18814-G
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Rule 18	Supply to Separate Premises and Submetering of Gas.....	22790,17796,13401-G
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Rule 19.1	California Alternate Rates for Energy for Individual Customers and Submetered Tenants of Master-Metered Customers.....	24135,28967,28209,28210-G
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**PG&E Gas and Electric  
Advice Filing List  
General Order 96-B, Section IV**

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