December 29, 2004  

Advice Letter 2482-E A

Rose de la Torre  
Pacific Gas & Electric  
77 Beale Street, Room 1088  
Mail Code B10C  
San Francisco, CA 94105

Subject: Direct access customer relocation/replacement declaration Form 79-1014

Dear Ms de la Torre,

Advice Letter 2482-E A is effective November 19, 2004. A copy of the advice letter is returned herewith for your records.

Sincerely,

[Signature]

Paul Clanon, Director  
Energy Division
March 15, 2004

Advice 2482-E
(Pacific Gas and Electric Company U39E)

Public Utilities Commission of the State of California (CPUC)

Subject: Direct Access Customer Relocation/Replacement Declaration Form (Form 79-1014)

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

Purpose

In compliance with Decision (D.) 03-04-057, as modified by D.04-02-024, PG&E hereby submits the attached Direct Access Customer Relocation/Replacement Declaration (Form 79-1014) for inclusion in its electric tariffs.

Background

D.03-04-057 addressed an earlier petition of Albertson’s to modify D.02-03-055, the Commission’s decision adopting rules for implementing the temporary suspension of Direct Access (DA). In that petition, Albertson’s had requested that the rules adopted in D.02-03-055 be modified to allow existing DA customers to add new locations or accounts to DA service provided there is no net increase in the amount of DA load that is served under DA as of September 20, 2001. D.03-04-057 also discussed the requirement calling for the DA customer and its Energy Service Provider (ESP) to sign an affidavit that would state, under penalty of perjury, that the customer’s aggregate DA load would not increase by virtue of the relocation or replacement of facilities.

In accordance with D.03-04-057, a proposed affidavit was circulated by PG&E, SDG&E, and SCE (collectively, the IOUs). The affidavit consists of two parts, an ESP Declaration and a Customer Declaration, as well as a Customer Relocation/Replacement Declaration. D.04-02-024 modifies D.03-04-057 and thereby revises the IOUs' proposed affidavit as described below.
Energy Service Providers (ESPs) shall be relieved from the requirement to sign an affidavit with respect to attesting that there is no net increase in DA load as a result of relocations or replacements. This requirement shall be limited to the DA customer.

The requirement that a customer may relocate DA load to a new location only on a "one-for-one" or "account-by-account" basis is eliminated. D.04-02-024 permits relocations of DA load so long as there is no net increase in the customer's amount of total eligible DA load within each utility service territory.

In accordance with the provisions of D.04-02-024, PG&E hereby submits the attached Direct Access Customer Relocation/Replacement Declaration (Form 79-1014), as proposed by the IOUs and modified by D.04-02-024.

This filing will not increase any rate or charge, cause the withdrawal of service, or conflict with any other schedule or rule.

Protests

Anyone wishing to protest this filing may do so by sending a letter by April 4, 2004, which is 20 days from the date of filing. The protest should be 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 K. Cherry  
Director, Regulatory Relations  
77 Beale Street, Mail Code B10C  
P.O. Box 770000  
San Francisco, California 94177  
Facsimile: (415) 973-7226  
E-mail: RxDd@pge.com
Effective Date

In compliance with General Order 96-A, PG&E requests that this filing is effective April 24, 2004, which is 40-days from the date of filing.

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 the service list parties for Rulemaking (R.) 02-01-011. Address changes should be directed to Sandra Ciach at (415) 973-7572. Advice letter filings can also be accessed electronically at:

http://www.pge.com/tariffs

Karen K. Stamey
Vice President – Regulatory Relations

Attachments

cc: Service List R. 02-01-011
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PACIFIC GAS AND ELECTRIC COMPANY

DIRECT ACCESS CUSTOMER RELOCATION/REPLACEMENT DECLARATION
FORM NO. 79-1014 (03/04)
(ATTACHED)
Direct Access Customer Relocation/Replacement Declaration

1. Electric Energy Service Provider (ESP) Declaration

I. ________________________________, state as follows:

1. I am an officer of ________________________________ (Name of ESP) ("ESP") authorized to make this declaration. I have personal knowledge of the matters set forth herein and if called upon as a witness could and would testify competently thereto.

2. Under the provisions of the Agreement, the Customer has the right to receive direct access service from ESP for electric service loads located at the Current Location service address under the service accounts identified below and at the New Location. "Current Location" means one or more existing customer sites where the electric load of one or more customer accounts is currently being served under direct access, or is eligible for direct access service. "New Location" means either (1) the Current Location site or sites after the facilities have been refurbished, reconstructed or remodeled or (2) a different site or sites from the Current Location which has been acquired by customer for the purpose of, or at which the customer has engaged in new construction for the purpose of, accommodating the relocated business and operations from the Current Location.

3. All conditions of the Agreement necessary for a transfer of electric service from Customer’s Current Location to New Location have been satisfied, including any necessary approvals by ESP.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this _____ day of ________________, __________ at __________________________ [city, state].

__________________________________ [signature]

__________________________________ [title]
2. Customer Declaration

I, ____________________________, state as follows:

1. I am an authorized representative of ____________________________ ("Customer") and I am authorized to make this declaration.

2. I have personal knowledge of the matters set forth herein and if called upon as a witness could and would testify competently thereto.

3. On or before September 20, 2001, Customer entered into an agreement for direct access service (Agreement) with 1) the ESP as identified above, or 2) the following ESP, ____________________________.

4. Customer seeks to transfer its electric service from Current Location, as noted on the attached form, to New Location. This replacement or relocation is in the normal course of business. "Current Location" means one or more existing customer sites where the electric load of one or more customer accounts is currently being served under direct access, or is eligible for direct access service. "New Location" means either (1) the Current Location site or sites after the facilities have been refurbished, reconstructed or remodeled or (2) a different site or sites from the Current Location which has been acquired by customer for the purpose of, or at which the customer has engaged in new construction for the purpose of, accommodating the relocated business and operations from the Current Location.

5. Customer warrants that there is no net increase in the customer’s total direct access load from all such facilities that were eligible to be served by direct access within Pacific Gas and Electric's (PG&E) service territory between all of the original facilities that were eligible to be served by direct access as of September 20, 2001 and the replacement or relocation facilities.

6. Customer agrees to maintain, and make available to the California Public Utilities Commission upon request, all records since at least September 20, 2001, associated with its electricity service and consumption at Current Location and New Location, including, but not limited to, the applicable meter and account numbers, and the associated direct access load.

7. If the New Location is at a different site from the Current Location, Customer agrees to close its accounts at Current Location on _______________[date].

8. Customer agrees that continuous direct access status for purposes of Ordering Paragraph 4 of CPUC Decision 02-11-022 (exemption from paying DACRS) will not transfer to accounts at the New Location unless (a) the entire load at the Current Location qualifies for continuous direct access service and (b) the load at the New Location does not exceed the load at the Current Location.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this ____ day of ____________, _______ at ____________________________, ____________________________ [city, state].

______________________________ [signature]

______________________________ [title]
Name on Account:

Current Location Information

Service ID Number ________________________________
Service Address ________________________________
City, State, ZIP ________________________________
Meter Number ________________________________

Service ID Number ________________________________
Service Address ________________________________
City, State, ZIP ________________________________
Meter Number ________________________________

Service ID Number ________________________________
Service Address ________________________________
City, State, ZIP ________________________________
Meter Number ________________________________

New Location Information

(The direct access service will occur at the New Location)

Service ID Number ________________________________
Service Address ________________________________
City, State, ZIP ________________________________
Meter Number ________________________________
Start Date for Relocation or Replacement: ________________________________

Service ID Number ________________________________
Service Address ________________________________
City, State, ZIP ________________________________
Meter Number ________________________________
Start Date for Relocation or Replacement: ________________________________

Service ID Number ________________________________
Service Address ________________________________
City, State, ZIP ________________________________
Meter Number ________________________________
Start Date for Relocation or Replacement: ________________________________

(For more accounts, please list the additional information on a separate sheet and attach it to this form)
Upon receipt by Utility of the Direct Access Customer Relocation/Replacement Declaration, Utility shall review the information and notify ESP within five business days either that (a) the New Location has been added to the ESP Listing; or (b) Utility has reasonable cause not to process the Direct Access Customer Relocation/Replacement Declaration. Upon receiving notification under subsection (a) above, ESP may submit a DASR to allow Utility to process the transaction. Upon receiving notification under subsection (b) above, Utility and ESP shall confer as soon as possible to determine what further information needs to be provided in order for ESP to submit a DASR as provided above. This document may be executed in counterparts and submitted by fax, provided the originals are delivered to the Utility within 10 calendar days thereafter.
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