March 25, 2009

Advice Letter 3363-E-A

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

Subject: Supplemental Advice Letter Establishing Schedule NEMCCSF – Net Energy Metering Service for City and County of San Francisco Municipal Load Served by Hetch Hetchy At-Site Photovoltaic Generating Facilities

Dear Mr. Cherry:

Advice Letter 3363-E-A is effective December 17, 2008 per Resolution E-4228.

Sincerely,

Julie A. Fitch, Director  
Energy Division
March 2, 2009

Advice 3363-E-A  
(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

Subject: Supplemental Advice Letter Establishing Schedule NEMCCSF—Net Energy Metering Service For City and County of San Francisco Municipal Load Served by Hetch Hetchy At-Site Photovoltaic Generating Facilities

Purpose


Background

On November 17, 2008, within 10 days (pursuant to PU Code Section 2828(f) 1) of the City and County of San Francisco’s (CCSF’s) first designation of “Hetch Hetchy Water and Power (HHWP) solar generation facilities”, PG&E submitted to the CPUC an advice letter (AL) 3363-E, Establishment of Electric Rate Schedule NEMCCSF—Net Energy Metering Service For City and County of San Francisco Municipal Load Served by Hetch Hetchy and a Solar Generator.

On December 8, 2008, PG&E received a protest from the CCSF, regarding four aspects of PG&E’s proposed new tariff:

1) CCSF claimed ownership of the renewable attributes, in contrast to PG&E’s tariff, where PG&E claimed ownership.

2) CCSF claimed that export credits should be valued at the generation component of both the energy charge and the demand

__________________________________________

1 as establish by Assembly Bill (AB) 594, signed into law by the Governor on September 24, 2002 and subsequently modified by AB 2573, signed into law by the Governor on September 29, 2006.
charge. PG&E claimed the valuation should be based only on the generation component of the energy charge.

3) CCSF requested eligibility for the California Solar Initiative (CSI) incentives.

4) CCSF wanted the effective date of the resolution to be December 17, 2008, and not allow 30 more days if PG&E should have to resubmit its tariffs.

On December 15, 2008, PG&E filed its response to the CCSF’s protest arguing against the four points raised by the CCSF.

On December 17, the CPUC suspended PG&E Advice Letter 3363-E until February 20, 2009, pending the CPUC’s further review of the issues raised in the protest and to prepare a resolution.

On January 16, 2009, the Energy Division issued a Draft Resolution. On January 30, 2009, both PG&E and the CCSF submitted comments to the CPUC, and on February 5, 2009, both PG&E and the CCSF submitted reply comments to the CPUC.

On February 20, 2009, at its business meeting, the CPUC approved a revised Resolution E-4228 approving electric rate schedule NEMCCSF with modifications. Ordering Paragraph (O.P.) 4 of Resolution E-4228 requires PG&E to file a supplemental advice letter to AL 3363-E to revise its NEMCCSF tariff.

Filing Requirement

Resolution E-4228 ordered that:

1. The request of PG&E to provide a new electric rate schedule NEMCCSF as submitted in Advice Letter 3363-E is approved with modifications.

2. PG&E shall change the second to last paragraph of the “Applicability” section to read: “Ownership and use of the ”Environmental Attributes” associated with all the electricity generated by the HHWP At-Site Solar PV Generation Facility shall be retained by CCSF.”

3. PG&E shall make Clarifications a. through h. of the Discussion [and listed below for convenience] and change the definition of “Account”, referring to Rule 1 Definitions, in its proposed tariff.

a. Change the title and each applicable occurrence to: “Net Energy Metering Service for City and County of San Francisco Municipal Load Served by Hetch Hetchy and At-Site Photovoltaic Generating Facilities.”
This is to clarify that tariff only applies to At-Site PV solar systems.

By mutual agreement of PG&E, the CCSF and the Energy Division, PG&E is correcting a typo by removing the word “and” from the title to make it read, “Net Energy Metering Service for City and County of San Francisco Municipal Load Served by Hetch Hetchy At-Site Photovoltaic Generating Facilities”

b. Clarify, where applicable, “meter” as “utility meter” or “PG&E meter” and “grid” as “PG&E grid”.

c. Change the last paragraph under “Applicability” to say: “HHWP At-Site PV Generating Facility Interconnections in portions of San Francisco where PG&E has a network grid may be export limited. The CCSF is strongly encouraged to contact PG&E regarding any export limitations, before beginning any work on a HHWP At-Site PV Generating Facility that is expected to export under NEMCCSF”. CCSF would not know where the networks are and therefore could not notify PG&E.

d. Delete or change last sentence under “Rates” to: “Costs to administer this tariff will be funded through bundled customer rates.” This is to clarify that not all implementation costs, like meters and grid modifications, are funded through bundled customer rates. This sentence does not generally appear in other tariffs.

e. Change the second paragraph under “Billing” to read “Any electricity exported to the PG&E grid by a HHWP At-Site PV Generating Facility shall be valued in dollars at the generation component of the Energy Charge of the Appropriate TOU Tariff for each time-of-use period, and applied monthly as a credit or offset against the invoice created pursuant to the Interconnection Agreement.” Delete the remainder of the paragraph because it is a repetition of the previous sentence or violates the required carry-over of credits to the end of the year.

f. Change the second sentence of the third paragraph under “Billing” to “A separate true-up shall be performed annually for each site served …”

g. In the second sentence of the fourth paragraph under “Billing” add “site” to “For any HHWP At-Site PV Generating Facility site …”

h. Under “Special Conditions 2.” change “…Parallel Operation, the customer generator must …” to “… Parallel Operation, CCSF must …”
In the same section, PG&E also changed the term “customer-generator” to “CCSF” where it appears in the second sentence.

4. PG&E shall submit a supplemental AL revised per Ordering Paragraphs 2 and 3 within 10 days.

5. The tariff, as modified by this resolution, shall be effective as of December 17, 2008.

PG&E’s attached, revised NEMCCSF tariff has been modified per Resolution E-4228.

**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 23, 2009**, which is 21 days after the date of this filing.\(^2\) 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 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

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\(^2\) The 20 day protest period concludes on a weekend. PG&E is hereby moving this date to the following business day.
Effective Date

PG&E requests that this advice filing become effective on December 17, 2008, as specified in Resolution E-4228, O.P. 5.

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 on the service list for PG&E’s 2003 General Rate Case Application, A.02-11-017. 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

Vice President, Regulatory Relations

Attachments
**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

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**EXPLANATION OF UTILITY TYPE**

- ELC = Electric  
- GAS = Gas  
- PLC = Pipeline  
- HEAT = Heat  
- WATER = Water

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**Advice Letter (AL) #: 3363-E-A**  
**Tier:** 2

Subject of AL: Supplemental Advice Letter Establishing Schedule NEMCCSF—Net Energy Metering Service  
For City and County of San Francisco Municipal Load Served by Hetch Hetchy At-Site  
Photovoltaic Generating Facilities

Keywords (choose from CPUC listing): Compliance, Metering

AL filing type:  
- [ ] Monthly  
- [ ] Quarterly  
- [ ] Annual  
- **[ ]** One-Time  
- [ ] Other _____________________________

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #: Res. E-4228

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**

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Resolution Required?  
- [ ] Yes  
- **[ ]** No

Requested effective date: **December 17, 2008**  
No. of tariff sheets: 6

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: Rate Schedule NEMCCSF

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
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ELECTRIC SCHEDULE NEMCCSF

Sheet 1

NET ENERGY METERING SERVICE FOR CITY AND COUNTY OF SAN FRANCISCO MUNICIPAL LOAD SERVED BY HETCH HETCHY AT-SITE PHOTOVOLTAIC GENERATING FACILITIES

APPLICABILITY: This rate schedule is applicable to photovoltaic electricity generating facilities owned by the City and County of San Francisco ("CCSF") and designated by the CCSF as "HHWP At-Site Solar Generation Facilities" where all of the following conditions are met:

1) The CCSF has provided PG&E with written notice to designate the facility as an HHWP At-Site Solar Generation Facility;
2) The HHWP At-Site Solar Generation Facility utilizes a PG&E meter, or multiple PG&E meters, capable of separately measuring electricity flow in both directions;
3) The CCSF does not sell electricity delivered to the PG&E electric grid from the HHWP At-Site Solar Generation Facility to a third party;
4) The total peak generating capacity of all HHWP At-Site Solar Generation Facilities shall not exceed fifteen megawatts;
5) The HHWP At-Site Solar Generation Facility shall be located at a site to which electricity is delivered by PG&E as Municipal Load under the CCSF IA.;
6) The CCSF may terminate its election of service under this rate schedule upon providing Pacific Gas And Electric Company (PG&E) with a minimum of 60 days written notice.

Ownership and use of the "Environmental Attributes" associated with all the electricity delivered to the PG&E electric grid by the HHWP At-Site Solar PV Generation Facility and purchased by PG&E shall be retained by the CCSF.

HHWP At-Site Solar Generation Facility interconnections in portions of San Francisco where PG&E has a network grid may be export limited. The CCSF is strongly encouraged to contact PG&E regarding any export limitations, before beginning any work on a HHWP At-Site PV Generating Facility that is expected to export under NEMCCSF.

TERRITORY: Municipal Facilities served under the CCSF IA.

RATES: Each HHWP At-Site Solar Generation Facility must be assigned, as determined by PG&E, an "Appropriate TOU Tariff".

All credits for exports to the PG&E grid shall be valued at the generation component of the energy charge of the Appropriate TOU tariff assigned to the HHWP At-Site Solar Generation Facility by PG&E, unless the California Public Utilities Commission (CPUC) determines it is appropriate to increase the credit to reflect any additional value derived from the location or environmental attributes of the HHWP At-Site Solar Generation Facility.

Costs to administer this tariff will be funded through bundled customer rates.

Note 1 – See Special Condition 4 – DEFINITIONS
BILLING: PG&E shall assign the Appropriate TOU Tariff for each Account served by an HHWP At-Site Solar Generation Facility.

Any electricity exported to the PG&E grid by a HHWP At-Site Solar PV Generation Facility shall be valued in dollars at the generation component of the Energy Charge of the Appropriate TOU Tariff for each time-of-use period and applied monthly as a credit or offset against the invoice created pursuant to the Interconnection Agreement.

Monthly credit amounts are interim and subject to an accounting true-up. A separate true-up shall be performed annually for each site served under this rate schedule each March and also 1) upon the CCSF’s election to terminate service under this rate schedule or 2) upon the termination, for any reason, of the CCSF IA or 3) for any individual Account, upon the termination of its FERC IA2. The true-up shall accomplish the following:

1) If the total electricity delivered to the Account by PG&E since the previous true-up equals or exceeds the total electricity exported to the PG&E grid by the HHWP At-Site Solar Generation Facility, the CCSF is a net electricity consumer for that Account. For any HHWP At-Site Solar Generation Facility site where the CCSF is a net electricity consumer, there shall be no change to the monthly credits as a result of the true-up. However, if there is no invoiced obligation to be reduced, there is no applicable credit.

2) If the total electricity delivered to the Account by PG&E since the previous true-up is less than the total electricity exported to the PG&E grid by the designated HHWP At-Site Solar Generation Facility, the CCSF is a net electricity producer at that Account.

For any HHWP At-Site Solar Generation Facility where the CCSF is a net electricity producer, the CCSF shall receive no credit or offset for the electricity exported to the PG&E grid in excess of the electricity delivered to the Account from the PG&E grid. PG&E shall use the last-in, first-out method to determine what electricity delivered to the PG&E grid from the Account will not earn a credit or offset.

If the CCSF IA terminates, the CCSF and PG&E shall develop an alternative mechanism to convey credits earned under this section in a manner that accomplishes the same result as that accomplished pursuant to the Interconnection Agreement.

Note 2 – See Special Condition 4. – DEFINITIONS
SPECIAL CONDITIONS:

1. METERING EQUIPMENT: The HHWP At-Site Solar Generation Facility shall utilize a PG&E meter, or multiple PG&E meters, capable of separately measuring electricity flow in both directions. All PG&E meters shall provide "time-of-use" measurement information. If the existing PG&E meter at the site of the designated HHWP At-Site Solar Generation Facility is not capable of providing time-of-use information or is not capable of separately measuring total flow of energy in both directions, the CCSF is responsible for all expenses involved in purchasing and installing a PG&E meter or PG&E meters that are both capable of providing time-of-use information and able to separately measure total electricity flow in both directions.

2. INTERCONNECTION: Prior to receiving approval for Parallel Operation, the CCSF must complete PG&E's interconnection review process including completing an interconnection application provided by PG&E, signing a Federal Energy Regulatory Commission (FERC) jurisdictional interconnection agreement and, if special facilities are needed to complete the interconnection signing a FERC jurisdictional special facilities agreement (SFA). The CCSF must meet all applicable safety and performance standards established by the National Electrical Code, the Institute of Electrical and Electronics Engineers, and accredited testing laboratories such as Underwriters Laboratories and, where applicable, the FERC rules regarding safety and reliability.

3. Nothing in this section shall waive or modify the rights of parties under the CCSF IA or the jurisdiction of the FERC over rates set forth in the CCSF IA.

4. DEFINITIONS

A. "Account" as defined in Electric Rule 1, Definitions.

B. "Appropriate TOU Tariff" means the Time-of-Use (TOU) tariff that would be applicable to the CCSF Account at the photovoltaic project site if the facility at the site were a PG&E bundled customer, as determined by PG&E.

C. "CCSF IA" means the 1987 Interconnection Agreement between PG&E and the CCSF or its successor agreement, as filed with and accepted by the Federal Energy Regulatory Commission (FERC), and as amended from time to time with FERC approval, which provides for rates for transmission, distribution, and sales of supplemental electricity to the CCSF.

D. "Environmental Attributes" are those associated with the HHWP At-Site Solar Generation Facilities and include, but are not limited to, the credits, benefits, emissions reductions, environmental air quality credits, and emissions reduction credits, offsets, and allowances, however entitled, resulting from the avoidance of the emission of any gas, chemical, or other substance attributable to the HHWP At-Site Solar Generation Facilities owned by the CCSF.

(Continued)
SPECIAL CONDITIONS:

4. DEFINITIONS (Cont’d.)

   A. “FERC IA” – the FERC jurisdictional interconnection agreement for the HHWP At-Site Solar Generation Facility between CCSF and PG&E.

   B. “HHWP At-Site Solar Generation Facility” means the eligible CCSF owned, photovoltaic (PV) electricity generation facility on the CCSF’s side of a single PG&E service point (Account) designated by the CCSF to be served under rate schedule NEMCCSF.

   C. Municipal Load, which is load eligible under the CCSF IA for certain services from PG&E, has the same meaning as in the most recent definition included in the CCSF IA.

   D. Municipal Facility is where Municipal Load is located.
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**Sheet 1**

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Advice Letter No: 3363-E-A  
Issued by: Brian K. Cherry  
Vice President  
Regulatory Relations

Date Filed: March 2, 2009  
Effective: December 17, 2008  
Resolution No.: E-4228
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General Order 96-B, Section IV

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Goodin, MacBride, Squeri, Schlotz & Ritchie
Green Power Institute
Hanna & Morton
Heeg, Peggy A.
Hitachi
Hogan Manufacturing, Inc.
Imperial Irrigation District
Inercite
International Power Technology
Interstate Gas Services, Inc.
J. R. Wood, Inc.
JTM, Inc.
Los Angeles Dept of Water & Power
Luce, Forward, Hamilton & Scripps LLP
MBMC, Inc.
MRW & Associates
Manatt Phelps Phillips
Matthew V. Brady & Associates
McKenzie & Associates
Meek, Daniel W.
Merced Irrigation District
Mirant
Modesto Irrigation District
Morgan Stanley
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New United Motor Mfg., Inc.
Norris & Wong Associates
North Coast SolarResources
Northern California Power Association
Occidental Energy Marketing, Inc.
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RCS, Inc.
RMC Lonestar
Recon Research
SCD Energy Solutions
SCE
SESCO
SMUD
SPURR
Santa Fe Jets
Seattle City Light
Sempra Utilities
Sequoia Union HS Dist
Sierra Pacific Power Company
Silicon Valley Power
Smurfit Stone Container Corp
Southern California Edison Company
St. Paul Assoc.
Sunshine Design
Sutherland, Asbill & Brennan
TFS Energy
Tabors Caramanis & Associates
Tecogen, Inc.
Tiger Natural Gas, Inc.
Tioga Energy
TransCanada
Turlock Irrigation District
U S Borax, Inc.
United Cogen
Utility Cost Management
Utility Resource Network
Utility Specialists
Vandenberg Air Force
Verizon
Wellhead Electric Company
Western Manufactured Housing
Communities Association (WMA)
White & Case
eMeter Corporation