January 7, 2010

Advice Letter 3564-E

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: Methodology for Calculation of Non-Bypassable Charges for Mountain House Customers (Modesto Irrigation District)

Dear Mr. Cherry:

Advice Letter 3564-E is effective December 30, 2009.

Sincerely,

Julie A. Fitch, Director  
Energy Division
November 30, 2009

Advice 3564-E
(Pacific Gas and Electric Company ID U39E)

Subject: Methodology for Calculation of Non-Bypassable Charges for Mountain House Customers (Modesto Irrigation District)

Public Utilities Commission of the State of California

This filing is made in accordance with Decision (D.) 04-03-036, dated March 16, 2004, for Pacific Gas and Electric Company’s (PG&E) Application (A.) 03-02-005 pertaining to the authorization to lease and sell certain electric distribution facilities serving the Mountain House Area to Modesto Irrigation District (MOD). PG&E hereby files the annual advice letter to describe its calculations and methodologies for determining applicable non-bypassable charges (NBCs) for customers in the Mountain House Area of San Joaquin County, California, served by MOD.

Background

Pursuant to Public Utilities Code § 9610, a total of 137 Mountain House customers departed PG&E’s service territory on January 1, 2001, and began receiving electric service from MOD. D.04-03-036 approved, among other things, an agreement between PG&E and MOD for the lease of certain electric distribution facilities in the Mountain House area (“the Lease Agreement”) (Application 03-02-005 dated February 7, 2003). The Lease Agreement provides that MOD will pay NBCs on behalf of the departing customers. Ordering Paragraph 6 of D.04-03-036 requires that PG&E shall annually file an advice letter that contains the proposed calculations and methodologies for determining the amount of NBCs to be paid by MOD for the year at least 90 days before the due date for MOD’s payment of the NBCs for approval by the Commission Energy Division. This Advice Letter fulfills PG&E’s requirement as detailed in Ordering Paragraph 6 of D.04-03-036.
Methodology and Illustrative Calculations

Attachment 1 to this filing is PG&E’s statement of methodology for calculating NBCs to be paid by MOD on behalf of departing customers.

Consistent with Paragraph 6.2 of the Lease Agreement, on or before January 31, 2010, PG&E will provide MOD with PG&E’s calculation of the 2009 NBC bill for the Mountain House customers that departed PG&E’s service territory on January 1, 2001, and began receiving electric service from MOD. This calculation will cover NBCs with interest for the period from January 1, 2009 through December 31, 2009.

Commission Resolution E-3903 authorized PG&E to calculate and collect “the amount of ND charges that it should have but did not collect from DL customers from the date Schedule E-DEPART expired through the effective date of this Resolution,” to amortize this amount over a three-year period, and to bill DL customers accordingly. (Res. E-3903, page 10). As the 2008 calculation included the final portion of amortized ND charges, no such charges are included in this bill.

Commission Resolution E-3999 authorized PG&E to calculate and collect current and past CTCs. Because “some transferred MDL customers may owe large amounts, it is appropriate to allow the customer the option to pay off any amounts owed over a 36-month period.” (Res. E-3999, page 57). Accordingly, PG&E’s calculation for 2009 will include one-third of the amortized CTCs for the Mountain House customers from March 31, 2002 (the date the E-DEPART tariff expired) through December 31, 2006. (The CTCs from January 1, 2009, through December 31, 2009, are included in the total NBCs for 2009.)

Some of the 137 transferred accounts have subsequently gone out of existence, to make way for new development. Accordingly, PG&E will adjust the NBCs for the period January 1, 2009 through December 31, 2009 to account for these removals (and their removal dates), and PG&E will exclude these removed accounts from future NBC billings. As noted in Attachment 1, Mountain House customers are not obligated to pay the DWR-related components of the CRS imposed by D.03-07-028, since they departed prior to the February 1, 2001, threshold date adopted in that decision.1

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1 See D.03-07-028, Ordering Paragraph 2. For PG&E, the CRS adopted by D.03-07-028 consists of the DWR Bond Charge (DWRBC), the DWR Power Charge (DWRPC), and the Competition Transition Charge (CTC). The DWRBC and DWRPC components of the CRS only apply to customers who departed PG&E service after February 1, 2001, and thus not to Mountain House customers (who departed on the January 1, 2001 transfer date). However, Mountain House customers are obligated to pay the CTC component of the CRS, which is applicable to customers who depart after December 20, 1995. Per Public Utilities Code Section 848(k), Mountain House customers are not obligated to pay the Energy Cost Recover Amount (ECRA) charge.
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 December 21, 2009 which is 21 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: 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
San Francisco, California 94177

Facsimile: (415) 973-7226
E-mail: PGETariffs@pge.com

Effective Date

PG&E requests that this advice filing become effective on regular notice, December 30, 2009, which is 30 days after the date of this filing.
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.03-02-005. Address changes to the General Order 96-B service list should be directed to PGETariffs@pge.com. Advice letter filings can also be accessed electronically at: http://www.pge.com/tariffs.

Vice President - Regulatory Relations

Attachments

Attachment 1: Methodology for Calculation of 2009 Non-Bypassable Charges for Mountain House Customers

Attachment 2: Preliminary 2009 Non-Bypassable Charge Invoice for Mountain House Customers

cc: Service List A.03-02-005
    Joy A. Warren, Modesto Irrigation District
Company name/CPUC Utility No. **Pacific Gas and Electric Company (ID U39 M)**

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<td>Phone #: 415.973.9312</td>
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<td>E-mail: <a href="mailto:oxb4@pge.com">oxb4@pge.com</a></td>
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**EXPLANATION OF UTILITY TYPE**

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

**Advice Letter (AL) #:** 3564-E

**Tier:** 2

**Subject of AL:** Methodology for Calculation for Non-Bypassable Charges for Mountain House Customers (Modesto Irrigation District)

**Keywords (choose from CPUC listing):** Compliance

**AL filing type:** ☒ Annual  ☐ One-Time  ☐ Monthly  ☐ Quarterly  ☐ Other

**If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #:** D.04-03-036

**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:** N/A

**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:** N/A

**Resolution Required?** ☐ Yes  ☒ No

**Requested effective date:** December 30, 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):** N/A

**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
ADVICE 3564-E
Attachment 1:
Methodology for Calculation of 2009 Non-Bypassable Charges for Mountain House Customers
Methodology for Calculation of 2009 Non-Bypassable Charges
For Mountain House Customers

Pursuant to Ordering Paragraph 6 of Decision 04-03-036, this attachment describes PG&E’s method of calculating the non-bypassable charge (NBC) obligations for 2009 associated with PG&E’s Mountain House customers that departed to Modesto Irrigation District (MOD).

A total of 137 Mountain House customers departed PG&E service on January 1, 2001 and began receiving electric service from MOD. Just prior to their departure, PG&E took a “snapshot” of each customer’s billing determinants for the period of January 2000 to December 2000 (i.e., the 12 months immediately prior to their departure on January 1, 2001).

The NBC obligations of the Mountain House customers include Competition Transition Charges (CTCs, per Public Utilities Code Sections 367, 368, 375 and 376), Trust Transfer Amount (TTA, per Code Section 840(d)), and Nuclear Decommissioning (ND, per Code Section 379) Charges.

CTCs — The opportunity for utilities to recover and the obligation for customers to pay CTCs has been established both by Commission policy decisions and California law. Except for those specific activities expressly exempted by the California legislature or the Commission, these costs are to be paid by all energy consumers. Commission Resolution E-3999 authorized PG&E to calculate and collect current and past CTCs. Accordingly, the bill also includes the third installment of the amortized CTCs for the Mountain House customers from March 31, 2002 (the date the E-DEPART tariff expired) through December 31, 2006 (the first installment was billed from March 2007 through December 2007 and the second installment was billed from January 2008 to December 2008). The CTCs from January 1, 2009, through December 31, 2009, are included in the total NBCs for 2009.

TTA Charges — The TTA charge is comprised of FTA (Fixed Transition Amount) and RRBMA (Rate Reduction Bond Memorandum Account) and only applicable to PG&E’s residential and small commercial customers, to pay back rate reduction bonds issued to finance a 10 percent reduction in rates for these

---

1 Preliminary Statements Part AS and Part AT of PG&E’s electric tariffs establish a Fixed Transition Amount (FTA) charge and Rate Reduction Bond Memorandum Account (RRBMA) for residential and small commercial customers who received the 10 percent rate reduction on January 1, 1998, as mandated in Assembly Bill (AB) 1890 (Code § 368 (a)).

2 Electric Restructuring Policy Decision (D.95-12-063), as modified by the Revised Policy Decision (D.96-01-009), primarily Conclusions of Law 54 and 58, and Ordering Paragraph 28, and AB 1890, primarily Code Sections 367, 368, 375, 376 and 840(d). (A.00-01-056)
customers. While the FTA portion of the TTA charge has been paid off, the
RRBMA portion still remains. The RRBMA charges from January 1, 2009,
through December 31, 2009, are included in the total NBCs for 2009.

ND Charges — ND costs are separately identified in Code Section 379 as a
non-bypassable charge that will continue until those costs are fully recovered.
Per PG&E Advice 1614-E, filed October 11, 1996, PG&E’s Commission-
jurisdictional nuclear decommissioning accrual is approximately $33 million per
year.\(^3\) Per Commission Resolution E-3903, PG&E is authorized to bill
previously-transferred Mountain House customers responsible for past ND
charges for the period between March 31, 2002 (when Schedule E-DEPART
temporarily expired) through January 31, 2005 (when Schedule E-DEPART was
reinstated), amortized over a three-year period. The 2008 bill contained the final
portion of such ND amortization charges (the first was billed from April 2005 to
December 2005, the second – from January 2006 to December 2006, the third –
from January 2007 to December 2007 and the final portion of the three-year
amortization period was billed over the first three months of 2008, January 2008
through March 2008). The 2009 bill does not contain ND amortization charges.
The ND charges from January 1, 2009, through December 31, 2009, are
included in the total NBCs for 2009.

The Department of Water Resources’ Bond and Power Charges, imposed by
Decision 03-07-028, do not apply to the Mountain House customers due to the
fact that these customers departed prior to February 1, 2001.

Since January 2002 PG&E has been annually billing MOD for all NBCs for which
it had tariff authorization to bill. To date, PG&E has sent MOD eight annual NBC
obligations of the 137 departing customers.

The first NBC bill (for 2001) was calculated by: (1) aggregating the usage
“snapshots” of all customers on each rate schedule; (2) applying then-current
schedule-specific NBC rates to the usage totals by schedule; and (3) summing
the resulting NBC bills across schedules to obtain a total bill. Since then,
however, each of the 137 customers was individually set up for departing load
billing in PG&E’s Customer Information System (CIS).\(^4\) PG&E’s CIS calculates
each departed customer’s NBC bill based on monthly usage from the customer’s
12-month historic “snapshot” and the then-current NBC rates\(^5\) applicable to the

\(^3\) Nuclear Decommissioning costs were approved in the 1996 General Rate Case at $36 million
per year, and then reduced by Advice 1614-E to $33 million per year after a ruling by the Internal
Revenue Service.

\(^4\) Some of these 137 accounts have subsequently gone out of existence to make way for new
developments. PG&E has adjusted the bill to account for the removal.

\(^5\) CTC rates in effect for 2009 vary by customer rate schedule and can be found in otherwise
applicable rate schedules available on www.pge.com. RRBMA rates of -$0.00033/kWh for
customer's rate schedule or otherwise approved by the Commission for municipal departing load. The monthly NBC charges for each customer plus interest at the three-month commercial paper rate are then summed across all customers to create one annual bill to send to MOD covering the preceding year.

residential customers and -$0.00034/kWh for small commercial customers and ND rate is $0.00028/kWh for all customers are in effect for 2009.
ADVICE 3564-E
Attachment 2:
Preliminary 2009 Non-Bypassable Charge Invoice for Mountain House Customers
## Non-Energy Invoice

**Invoice Number**: 0006973551-2  
**Invoice Date**: 11/25/2009  
**Amount Due**: $9,757.84

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**MODESTO IRRIGATION DISTRICT**  
**ATTN**: ROBERT HONDEVILLE  
**P.O. BOX 4060**  
**MODESTO CA 95352**

---

**PG&E**  
**Box 997300**  
**Sacramento, CA 95899-7300**

---

Please return this portion with your payment. Thank you.

---

When Making Inquiries or Address Changes,  
Please Contact:

**Departing Load**  
**Mail Code B12C**  
**P.O. Box 770000**  
**SAN FRANCISCO CA 94177-0001**  
**(800) 743-5000**

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Departing Load Nonbypassable Charges

Rate schedule: E 1SB

Please see PG<->&->E tariffs for rate component price

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When Making Inquiries or Address Changes,  
Please Contact:

Departing Load  
Mail Code B12C  
P.O. Box 770000  
SAN FRANCISCO CA  94177-0001  
(800) 743-5000

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## Non-Energy Invoice

**MODesto Irrigation District**  
**ATTN: Robert HonDeville**  
P.O. Box 4060  
Modesto CA 95352

When Making Inquiries or Address Changes,  
Please Contact:

- Departing Load  
- Mail Code B12C  
- P.O. Box 770000  
- San Francisco CA 94177-0001  
- (800) 743-5000

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Note: This invoice reflects current charges only. Any past due amounts will be billed separately.
Alcantar & Kahl  
Ameresco  
Anderson & Poole  
Arizona Public Service Company  
BART  
BP Energy Company  
Barkovich & Yap, Inc.  
Bartle Wells Associates  
C & H Sugar Co.  
CA Bldg Industry Association  
CAISO  
CLECA Law Office  
CSC Energy Services  
California Cotton Ginners & Growers Assn  
California Energy Commission  
California League of Food Processors  
California Public Utilities Commission  
Calpine  
Cameron McKenna  
Cardinal Cogen  
Casner, Steve  
Chamberlain, Eric  
Chevron Company  
Chris, King  
City of Glendale  
City of Palo Alto  
Clean Energy Fuels  
Coast Economic Consulting  
Commerce Energy  
Commercial Energy  
Consumer Federation of California  
Crossborder Energy  
Davis Wright Tremaine LLP  
Day Carter Murphy  
Defense Energy Support Center  
Department of Water Resources  
Department of the Army  
Dept of General Services  
Division of Business Advisory Services  
Douglas & Liddell  
Douglas & Liddell  
Downey & Brand  
Duke Energy  
Dutcher, John  
Ellison Schneider & Harris LLP  
FPL Energy Project Management, Inc.  
Foster Farms  
G. A. Krause & Assoc.  
Goodin, MacBride, Squeri, Schlotz & Ritchie  
Green Power Institute  
Hanna & Morton  
Hitachi  
International Power Technology  
Intestate Gas Services, 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  
Merced Irrigation District  
Mirant  
Modesto Irrigation District  
Morgan Stanley  
Morrison & Foerster  
New United Motor Mfg., Inc.  
Norris & Wong Associates  
North Coast Solar Resources  
Northern California Power Association  
Occidental Energy Marketing, Inc.  
OnGrid Solar  
Praxair  
R. W. Beck & Associates  
RCS, Inc.  
Recon Research  
SCD Energy Solutions  
SCE  
SMUD  
SPURR  
Santa Fe Jets  
Seattle City Light  
Sempra Utilities  
Sierra Pacific Power Company  
Silicon Valley Power  
Silo Energy LLC  
Southern California Edison Company  
Sunshine Design  
Sutherland, Asbill & Brennan  
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 Specialists  
Verizon  
Wellhead Electric Company  
Western Manufactured Housing Communities Association (WMA)  
eMeter Corporation