

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



December 5, 2012

Advice Letter 4063-E

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: PG&E-San Francisco Community Choice Aggregator Service Agreement

Dear Mr. Cherry:

Advice Letter 4063-E is effective November 8, 2012 per Resolution E-4397.

Sincerely,

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

Edward F. Randolph, Director
Energy Division



Brian K. Cherry
Vice President
Regulation and Rates

Pacific Gas and Electric Company
77 Beale St., Mail Code B10C
P.O. Box 770000
San Francisco, CA 94177

Fax: 415.973.6520

June 15, 2012

Advice 4063-E

(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

Subject: PG&E-San Francisco Community Choice Aggregator Service Agreement

Pursuant to General Order 96-B, Section 8.2.3, Pacific Gas and Electric Company (PG&E) hereby submits for California Public Utilities Commission (Commission or CPUC) review and approval an amendment to the negotiated Community Choice Aggregator Service Agreement between PG&E and the City and County of San Francisco (CCSF) submitted in Advice 3682-E.

Purpose

This Advice Filing seeks Commission approval of an amendment, First Amendment, to the negotiated Community Choice Aggregator Service Agreement between PG&E and CCSF.

Background

In 2002, the California Legislature approved Assembly Bill (AB) 117, authorizing Community Choice Aggregator Service. In Decision (D.) 04-12-046 and D.05-12-041, the Commission developed detailed rules for implementing such Service. In D.05-12-041 and Advice 2784-E-A, the Commission approved a form service agreement, to be executed prior to a Community Choice Aggregator (CCA) initiating service, to address the obligations of the utility and the CCA. The Community Choice Aggregator Service Agreement is an approved tariff form, Electric Form 79-1029. D.05-12-041 provided that the standard form Service Agreement is exemplary and may be modified. In 2010, CCSF approached PG&E to negotiate a service agreement between the parties that differed from the form Service Agreement. This negotiated Service Agreement was submitted for Commission approval in Advice 3682-E on June 3, 2010.

Section 3 of the negotiated Service Agreement provided for a two-year term with an obligation to negotiate in good faith a new Community Choice Aggregator Service Agreement within two years after the Effective Date. CCSF and PG&E wish to amend Section 3 of the Service Agreement to extend the provision concerning the term of the

Agreement by an additional six and a half years, and to amend the deadline to negotiate in good faith a new Community Choice Aggregator Service Agreement. In addition, Section 20 was amended to recognize the enactment of changes to state law on community choice aggregation and the authorization of additional electric rules and schedules that apply to community choice aggregation.

Tariff Revisions

PG&E is requesting the following amendments to the previously filed negotiated Community Choice Aggregator Service Agreement:

1. Section 3 was amended to extend the provision concerning the term of the Agreement by an additional six and a half years, and the deadline to negotiate a new Community Choice Aggregator Service Agreement.
2. Section 20 was amended to recognize the enactment of changes to state law on community choice aggregation and the authorization of additional electric rules and schedules that apply to community choice aggregation.

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 **July 5, 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

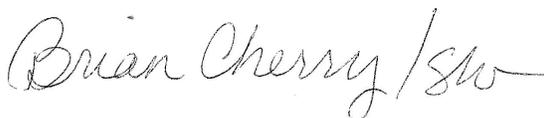
Facsimile: (415) 973-6520
E-mail: PGETariffs@pge.com

Effective Date

PG&E submits this advice letter as a Tier 3 filing. In accordance with General Order 96-B, the First Amendment became effective upon execution by the parties. As this First Amendment modifies the PG&E-CCSF Community Choice Aggregator Service Agreement previously filed in Advice 3682-E, PG&E respectfully requests that this advice filing be approved concurrently with Advice 3682-E, with Advice 3682-E retaining its requested approval date of June 24, 2010, and that this advice filing be approved no later than **July 16, 2012**.

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. Address changes to the General Order 96-B service list should be directed to PG&E at email address 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. Send all electronic approvals to PGETariffs@pge.com. Advice letter filings can also be accessed electronically at: <http://www.pge.com/tariffs>

A handwritten signature in cursive script that reads "Brian Cherry /sw".

Vice President, Regulation and Rates

cc: Mike Cambell, SFPUC
Gurbux Kahlon, CPUC – Energy Division
Jeanne Sole, CCSF
Jonathan Tom, CPUC – Energy Division
Carlos Velasquez, CPUC – Energy Division

Attachment A: First Amendment to PG&E-CCSF CCA Service Agreement

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 E)**

Utility type:

ELC GAS
 PLC HEAT WATER

Contact Person: Shirley Wong

Phone #: (415) 972-5505

E-mail: slwb@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) #: **4063-E**

Tier: [3]

Subject of AL: **PG&E-San Francisco Community Choice Aggregator Service Agreement**

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

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

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #: N/A

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: July 16, 2012

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).

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

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

Advice 4063-E

Attachment A: First Amendment to PG&E-CCSF Community Choice Aggregator (CCA) Service Agreement

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**First Amendment To PG&E-CCSF Community Choice Aggregator (CCA)
Service Agreement**

This First Amendment To Community Choice Aggregator (CCA) Service Agreement ("Agreement") is made and entered into as of this 25th day of May, 2012, by and between the City and County of San Francisco, a municipal corporation organized and existing under the laws of the state of California ("CCA"), and Pacific Gas and Electric Company ("PG&E"), a corporation organized and existing under the laws of the state of California. From time to time, CCA and PG&E are referred to herein collectively as the "Parties."

RECITALS

1. PG&E and CCA entered into the Agreement effective May 27, 2010.
2. Section 3 of the Agreement now provides that the Agreement will terminate on the earlier of various dates, including in subpart (d), two years after the Effective Date.
3. Section 3 of the Agreement also provides that the Parties will negotiate in good faith a new CCA Service Agreement within two years after the Effective Date.
4. The Parties wish to extend the provision concerning the term of the Agreement by an additional six and a half years, and also amend the deadline to negotiate in good faith a new CCA Service Agreement. Therefore, the Parties wish to amend Section 3 of the Agreement as set forth below.
5. The Parties wish to amend Section 20 to recognize the enactment of changes to state law on community choice aggregation and authorization of additional electric rules and schedules that apply to community choice aggregation.
6. The Parties do not wish to amend remaining terms of the Agreement at this time.

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FIRST AMENDMENT TO AGREEMENT

1. Therefore, the Parties agree to amend Section 3 of the Agreement so that it reads as follows:

Section 3: Term of Service

The term of this Agreement shall commence on the date of execution by both Parties hereto (the "Effective Date") and shall terminate on the earlier of (a) the date CCA informs PG&E that it is no longer operating as a CCA in PG&E's service territory; (b) the earlier termination pursuant to Section 4 hereof; (c) the effective date of a new CCA Service Agreement between the Parties hereto; or (d) December 31, 2018. Unless the CCA has ceased operating as a result of events (a) or (b) above, the Parties agree to negotiate in good faith a new CCA Service Agreement that would become effective on or before December 31, 2018.

Notwithstanding the Effective Date of this Agreement, the CCA acknowledges that it may only offer Community Choice Aggregation Services to customers after it has complied with applicable laws and tariffs governing the commencement of service to customers.

2. The Parties also agree to amend Section 20 of the Agreement so that it reads as follows:

Section 20: Conflicts Between this Agreement and State Statutes or PG&E's Community Choice Aggregation Tariff

Should a conflict exist or develop between the provisions of this Agreement and California statutes or PG&E's community choice aggregation tariff, PG&E Electric Rule 23 and PG&E Electric Schedule E-CCA, as approved by the CPUC, the provisions of California statutes and PG&E's community choice aggregation tariff shall prevail over this Agreement. Further, this Agreement is not intended to limit the applicability of California statutes, CPUC orders or PG&E tariffs approved by the CPUC to the extent these apply to community choice aggregation.

3. The remaining terms of the Agreement remain unchanged.

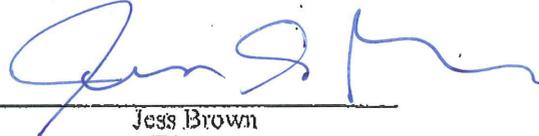
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The Parties have executed this Agreement on the dates indicated below, to be effective upon the later date.

On Behalf of CCA

On Behalf of PG&E



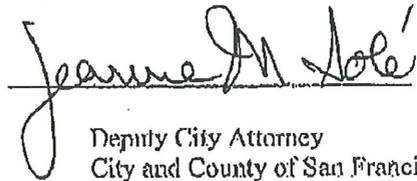
Ed Harrington
General Manager
San Francisco Public Utilities
Commission

Jess Brown
Director
Energy Solutions & Service

Date: MAY 25, 2012

Date: MAY 25, 2012

Approved as to form:


Deputy City Attorney
City and County of San Francisco

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

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