

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



August 27, 2013

Advice Letter 4261-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: Clean-Up Advice Filing to Update Compliance Resolution
Citation in Tariff Footer in PG&E's Electric Rule 22-
Direct Access**

Dear Mr. Cherry:

Advice Letter 4261-E is effective June 27, 2013.

Sincerely,

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

Edward F. Randolph, Director
Energy Division



Brian K. Cherry
Vice President
Regulatory Relations

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

Fax: 415.973.7226

July 29, 2013

Advice 4261-E

(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

**Subject: Clean-Up Advice Filing to Update Compliance Resolution Citation in
Tariff Footer in PG&E's Electric Rule 22 – Direct Access**

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 1.

Purpose

On May 8, 2013, PG&E filed Advice 3983-E-B to modify its Electric Rule 22, Direct Access, in compliance with Resolution E-4479. On June 27, 2013, the California Public Utilities Commission (CPUC or Commission) issued Resolution E-4591, which replaces and supersedes Resolution E-4479 in its entirety. The purpose of this advice letter is to update the compliance citation in the footer of the tariff sheets filed in Advice 3983-E-B to reflect this change by replacing "Resolution E-4479" with "Resolution E-4591". This advice filing does not change rates or expand or restrict service to any customer.

Background

In compliance with Ordering Paragraphs 14, 15, 16 and 32 of the Commission's Decision 11-12-018, PG&E submitted Advice 3983-E on December 29, 2011 to make revisions to its Electric Rule 22, Direct Access, to incorporate the Electric Service Provider (ESP) financial security provisions and re-entry fee provisions applicable to the involuntary return of direct access (DA) customers, and its calculation of the financial security requirements for the ESPs serving customers within its service territory.

On January 18, 2012, the Alliance for Retail Energy Markets, the Direct Access Customer Coalition, the Retail Energy Supply Association, the Energy Users Forum and the School Project for Utility Rate Reduction ("Joint Protestors") filed a limited protest to PG&E's Advice 3983-E. While the Joint Protestors agreed that, "In general, the tariff revisions proposed by PG&E are appropriate," they suggested that the proposed tariff revisions did not adequately address that the financial security requirement approved for ESPs do not apply to a small commercial load that is affiliated with the load of a

large commercial or industrial customer and recommended a modification to PG&E's proposed language in Section Q of Rule 22.

On January 25, 2012, PG&E submitted its protest reply concurring with the Joint Protestors' recommendation and agreed to file a Supplemental Advice Letter adopting the modified language proposed by the Joint Protestors. The modified language was submitted by PG&E in Advice 3983-E-A on February 3, 2012.

On April 18, 2013, the Commission issued Resolution E-4479 which approved PG&E's Advice 3983-E and 3983-E-A with modification. On May 8, 2013, PG&E filed Advice 3983-E-B to submit the ordered modifications to Electric Rule 22, Direct Access.

On June 27, 2013, the Commission issued Resolution E-4591 which replaced and superseded Resolution E-4479 in its entirety and reapproved PG&E's Advice 3983-E and 3983-E-A with modification. As the requested modifications had been previously submitted by PG&E on May 8, 2013, the Commission approved Advice 3983-E, 3983-E-A and 3983-E-B on July 19, 2013, with an effective date of June 27, 2013. The purpose of this advice letter is to update the compliance citation in the footer of the tariff sheets filed in Advice 3983-E-B to reflect Resolution E-4591.

Tariff Revisions

The compliance citation in the footer of the tariff sheets has been updated to reference "Resolution E-4591" instead of "Resolution E-4479". No changes have been made to the tariff language itself.

Protests

Anyone wishing to protest this filing may do so by letter sent via U.S. mail, facsimile or E-mail, no later than August 19, 2013, which is 21 days* from the date of this filing. Protests should be submitted to:

CPUC Energy Division
ED Tariff Unit
505 Van Ness Avenue, 4th Floor
San Francisco, California 94102

Facsimile: (415) 703-2200
E-mail: EDTariffUnit@cpuc.ca.gov

* The 20 day protest period concludes on a weekend. PG&E hereby moves this date to the following business day, consistent with the provisions in General Order 96-B, Section 1.5.

Copies 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 E-mail or U.S. Mail (and by facsimile, 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

Any person (including individuals, groups, or organizations) may protest or respond to an advice letter (General Order 96-B, Section 7.4). The protest shall contain the following information: specification of the advice letter protested; grounds for the protest; supporting factual information or legal argument; name, telephone number, postal address, and (where appropriate) e-mail address of the protestant; and statement that the protest was sent to the utility no later than the day on which the protest was submitted to the reviewing Industry Division (General Order 96-B, Section 3.11).

Effective Date

PG&E requests that this Tier 1 advice filing be approved on **July 29, 2013**, the date of filing, and made effective on June 27, 2013, consistent with the Commission's approval as noted above.

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". The signature is written in black ink and is positioned above the typed name.

Vice President, Regulatory Relations

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 E)**

Utility type:

ELC GAS
 PLC HEAT WATER

Contact Person: **Shirley Wong**

Phone #: **(415) 972-5505**

E-mail: **slwb@pge.com and pgetariffs@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) #: **4261-E**

Tier: **1**

Subject of AL: **Clean-Up Advice Filing to Update Compliance Resolution Citation in Tariff Footer in PG&E's Electric Rule 22 – Direct Access**

Keywords (choose from CPUC listing): **Compliance, Rules, Text Changes**

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:

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: **June 27, 2013**

No. of tariff sheets: **4**

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:

Service affected and changes proposed:

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
EDTariffUnit
505 Van Ness Ave., 4th Floor
San Francisco, CA 94102
EDTariffUnit@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

**ATTACHMENT 1
Advice 4261-E**

| Cal P.U.C. Sheet No. | Title of Sheet | Cancelling Cal P.U.C. Sheet No. |
|---------------------------------|---|--|
| 32758-E | ELECTRIC RULE NO. 22 DIRECT ACCESS Sheet 12 | 32649-E |
| 32759-E | ELECTRIC RULE NO. 22 DIRECT ACCESS Sheet 14 | 32650-E |
| 32760-E | ELECTRIC TABLE OF CONTENTS Sheet 1 | 32725-E |
| 32761-E | ELECTRIC TABLE OF CONTENTS RULES Sheet 21 | 32652-E |



ELECTRIC RULE NO. 22
DIRECT ACCESS

Sheet 12

C. CUSTOMER INQUIRIES AND DATA ACCESSIBILITY (Cont'd.)

1. Customer Inquiries (Cont'd.)

- b. Pursuant to D.03-12-015, all ESPs are required to register with the CPUC. A list of CPUC-registered ESPs eligible to do business in PG&E's service territory is available on the CPUC's website. PG&E is under no obligation to assure the accuracy of the CPUC's list.

New customers will receive general information concerning their choices for electric services by contacting PG&E.

2. Customer Request to Initiate Service

For customers initiating a request for electric service from PG&E, PG&E shall inform customers of their ability to choose their electric provider and that the information described in Section C.1 is available. PG&E shall also inform customers of the toll-free number of the Electric Education Call Center so long as it remains in operation.

3. Access to Customer Usage Data

PG&E will provide customer-specific usage data to parties specified by the customer, subject to the following provisions:

- a. Except as provided in Section E, the inquiring party must have written authorization from the customer to release such information to the inquiring party only. At the customer's request, this authorization may also indicate if customer information may be released to other parties as specified by the customer.
- b. Subject to customer authorization, PG&E will provide a maximum of the most recent twelve (12) months of customer usage data or the amount of data for that specific service account in a format approved by the CPUC. Customer information will be released to the customer or its authorized agent up to two (2) times per year per service account at no cost to the requesting party. Thereafter, PG&E will have the ability to assess a processing charge only if approved by the CPUC.

(Continued)



ELECTRIC RULE NO. 22
DIRECT ACCESS

Sheet 14

C. CUSTOMER INQUIRIES AND DATA ACCESSIBILITY (Cont'd.)

5. Customer Inquiries Related to Emergency Situations and Outages (Cont'd.)

- d. PG&E will be responsible for implementing Commission-approved load curtailment programs, including providing notification to participating "non-firm" customers who are the Direct Access customers of the ESP.
- e. The ESP will be responsible for notifying its Scheduling Coordinator of any notice received from PG&E under Section C5.

D. ESP SERVICE ESTABLISHMENT

The ESP must satisfy the following requirements before an ESP can provide Direct Access services in PG&E 's service territory:

- 1. All ESPs must submit an executed standard Energy Service Provider Agreement (ESP Service Agreement - Form No. 79-948).
- 2. The ESP must warrant to PG&E that the ESP has registered with the CPUC and has selected an Independent Verification Agent (IVA) for all transactions for which independent verification is required by law.
- 3. The ESP will provide PG&E with the CPUC certification that the ESP has posted a bond or demonstrated insurance sufficient to cover the ESP financial security requirements specified in Section Q.1.
- 4. The ESP must satisfy PG&E credit-worthiness requirements as specified in Section P, Credit Requirements.
- 5. The ESP must satisfy applicable CPUC Electronic Data Exchange requirements, including:
 - a. ESP must complete all necessary electronic interfaces for the ESP and PG&E to communicate for DASRs, general communications and if providing Metering and Data Management Agent (MDMA) services, to satisfy meter reading communications including communicating to and from MDMA Servers for sharing of meter reading and usage data.
 - b. The ESP must have the capability to exchange data with PG&E via the Internet. Alternative arrangements may be allowed if mutual agreement is made between PG&E and the ESP.

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Advice Letter No: 4261-E
 Decision No. Resolution E-4591

Issued by
Brian K. Cherry
 Vice President
 Regulatory Relations

Date Filed July 29, 2013
 Effective June 27, 2013
 Resolution No. _____



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

| | | |
|---|---|--|
| 1st Light Energy | Division of Ratepayer Advocates | Occidental Energy Marketing, Inc. |
| AT&T | Douglass & Liddell | OnGrid Solar |
| Alcantar & Kahl LLP | Downey & Brand | Pacific Gas and Electric Company |
| Anderson & Poole | Ellison Schneider & Harris LLP | Praxair |
| BART | G. A. Krause & Assoc. | Regulatory & Cogeneration Service, Inc. |
| Barkovich & Yap, Inc. | GenOn Energy Inc. | SCD Energy Solutions |
| Bartle Wells Associates | GenOn Energy, Inc. | SCE |
| Bear Valley Electric Service | Goodin, MacBride, Squeri, Schlotz & Ritchie | SDG&E and SoCalGas |
| Braun Blaising McLaughlin, P.C. | Green Power Institute | SPURR |
| CENERGY POWER | Hanna & Morton | San Francisco Public Utilities Commission |
| California Cotton Ginners & Growers Assn | In House Energy | Seattle City Light |
| California Energy Commission | International Power Technology | Sempra Utilities |
| California Public Utilities Commission | Intestate Gas Services, Inc. | SoCalGas |
| California State Association of Counties | Kelly Group | Southern California Edison Company |
| Calpine | Linde | Spark Energy |
| Casner, Steve | Los Angeles Dept of Water & Power | Sun Light & Power |
| Center for Biological Diversity | MAC Lighting Consulting | Sunshine Design |
| City of Palo Alto | MRW & Associates | Tecogen, Inc. |
| City of San Jose | Manatt Phelps Phillips | Tiger Natural Gas, Inc. |
| Clean Power | Marin Energy Authority | TransCanada |
| Coast Economic Consulting | McKenna Long & Aldridge LLP | Utility Cost Management |
| Commercial Energy | McKenzie & Associates | Utility Power Solutions |
| County of Tehama - Department of Public Works | Modesto Irrigation District | Utility Specialists |
| Crossborder Energy | Morgan Stanley | Verizon |
| Davis Wright Tremaine LLP | NLine Energy, Inc. | Water and Energy Consulting |
| Day Carter Murphy | NRG Solar | Wellhead Electric Company |
| Defense Energy Support Center | Nexant, Inc. | Western Manufactured Housing Communities Association (WMA) |
| Dept of General Services | North America Power Partners | |