

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE



February 20, 2020

Advice Letter 5658-E

Erik Jacobson
Director, Regulatory Relations
Pacific Gas and Electric Company
77 Beale Street, Mail Code B10C
P.O. Box 770000
San Francisco, CA 94177

SUBJECT: Approval of Amendments to Decrease Price of a Renewable Auction Mechanism Power Purchase Agreement and an Energy Storage Contract.

Dear Mr. Jacobson:

Advice Letter 5658-E is effective as of January 16, 2020 as per resolution E-5049 ordering paragraphs. .

Sincerely,

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

Edward Randolph
Deputy Executive Director for Energy and Climate Policy/
Director, Energy Division

October 15, 2019

Advice 5658-E

(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

Subject: Approval of Amendments to Decrease Price of a Renewable Auction Mechanism Power Purchase Agreement and an Energy Storage Contract

Purpose

Pacific Gas and Electric Company (PG&E or Utility) respectfully submits this advice letter seeking California Public Utilities Commission (CPUC or Commission) approval of amendments to two contracts in PG&E's existing energy supply portfolio. One of the amendments is to a power purchase agreement (PPA) arising out of PG&E's 2015 Renewable Auction Mechanism (RAM) Program Solicitation with Java Solar, LLC.¹ The other amendment is to a capacity agreement with an energy storage provider arising out of PG&E's Local Sub-Area Energy Storage Request for Offers (LSA ES RFO). The storage agreement is with Dynegy Marketing and Trade, LLC (Dynegy). This Advice Letter refers to the two contracts collectively as the "Agreements" and to the two amendments to the Agreements collectively as the "Amendments".

In each of the Amendments, PG&E agrees, subject to bankruptcy court and Commission approval respectively, to assume the Agreements as part of PG&E's ongoing bankruptcy proceeding in exchange for a price reduction of the Agreements and other changes.

The Amendments are reasonable and in the interest of customers, and thus should be approved. PG&E respectfully requests that the Commission issue a Final Resolution on this Advice Letter by no later than January 5, 2020, which is 90 days from the submittal date of this advice letter, in order to provide certainty to the parties going forward as to

¹ The Commission requires PG&E to file any "significant modification" of an approved Renewables Portfolio Standard ("RPS") contract, like those resulting from the RAM Program, by Advice Letter. See Commission Decision ("D.") 19-02-007, p. 92 ("PG&E must seek the Commission's approval through an advice letter for any significant modification to any procurement contract for RPS-eligible resources that was approved by the Commission.").

whether the Amendments are effective and to allow the development of the projects to continue.

Background

The following table summarizes the Amendments that PG&E is submitting for Commission review and approval.

Project	Original Contractual Online Date (COD)	Project Capacity	Summary of Amendment²
Java Solar, LLC PPA (Java PPA)	10/1/2020 ³	13.5 MW	Contract price reduction of ten percent for the entire term of the agreement; deferral of COD to 10/1/2022 and adjustment of related development milestones; and contract assumption in PG&E's bankruptcy case.
Dynegy Marketing and Trade, LLC Energy Storage Resource Adequacy Agreement (Dynegy ESA)	12/1/2020	300 MW/ 1,200 MWh	Contract price reduction of five percent for the entire term of the agreement; deferral of COD to 6/1/2021; and contract assumption in PG&E's bankruptcy case.

A. Regulatory Background regarding the RAM Program PPAs

The RAM Program was established by the CPUC on December 17, 2010. This program was established to provide a streamlined process for PG&E to procure energy from new and existing Renewables Portfolio Standard (RPS) eligible generators. In its Decision conditionally approving the investor-owned utilities' (IOU) 2014 RPS Plans, the CPUC ordered IOUs to conduct a sixth RAM process (RAM 6).⁴ On June 17, 2015, the Commission approved Advice Letter 4605-E, which approved PG&E's protocols for RAM 6. The Java PPA was selected as a winning bid in the RAM 6 solicitation, and the Commission approved the Java PPA through its disposition of Advice Letter 4780-E.

² A more detailed description of each Amendment is provided in Confidential Attachment A.

³ The original COD was 8/31/2015, this was previously amended in an amendment executed on July 19, 2017 between PG&E and Java and approved by the CPUC on December 14, 2017 via Resolution E-4890 in reference to Advice Letter 5126-E filed on August 16, 2017.

⁴ D.14-11-042, pp. 102 *et seq.*

B. Regulatory Background regarding the Storage Agreements

PG&E issued its LSA ES RFO in February 2018 in compliance with Commission Resolution E-4909. That Resolution had directed PG&E to procure energy storage and/or preferred resources in certain local sub-areas. PG&E executed both the Dynegy ESA as a result of the LSA ES RFO. PG&E filed Advice Letter 5322-E on June 29, 2018 seeking approval of this and three other energy storage agreements resulting from the LSA ES RFO. The Commission issued Resolution E-4949 on October 25, 2018 approving each of the LSA ES RFO contracts.

Description and Benefits of the Amendments

The general purpose of the Amendments is to resolve uncertainty related to PG&E's ongoing bankruptcy proceeding so that the projects addressed in the Agreements may move forward in the development process while realizing additional value for customers through decreases in price. In the Amendments, PG&E agrees to propose to the bankruptcy court that these pre-petition contracts be assumed. This assumption, if approved, removes the uncertainty as to the applicability of PG&E's bankruptcy proceeding on the Agreements, which has caused the respective sellers under the Agreements difficulty in completing the underlying projects on a timely basis. With the Agreements as amended assumed, the sellers under these Agreements would be able to move forward with project development activities, and customers will be able to realize the value of the projects.

In exchange for PG&E's agreement to assume the Agreements as amended, each of the developers has agreed to a significant price reduction to be paid for the respective products under its respective Agreement. This translates directly into lower costs for PG&E's bundled customers. The reduction will also translate into lower non-bypassable charges related to the RPS-eligible Java PPA and to reduced net capacity costs for the Dynegy ESA that need to be recovered from all benefitting customers through the Cost Allocation Mechanism (CAM).

PG&E also agreed to make certain other changes to the Agreements as part of the Amendments, most of which relate to the development delays that occurred since PG&E filed for bankruptcy causing uncertainty for the development of the projects. The later online dates for both the Java PPA and the Dynegy ESA, as summarized in the table above, recognize that the projects may otherwise be unable to meet their original contractual online dates given the uncertainty and associated delays in development created by PG&E's bankruptcy. More specifically, moving the online date for the Dynegy ESA will help to preserve the viability of this project so that it can help mitigate the need for future Reliability Must-Run contracts in the South Bay – Moss Landing sub-area, consistent with the Resolutions E-4909 and E-4949.

Consistency with Existing Legal Requirements

The Amendments are consistent with RPS, energy storage, and other state laws and policies. First, assumption of the Agreements as amended is consistent with the climate-related policy goals of California, as required by Assembly Bill 1054.⁵ Specifically, the Java PPA will provide products that count toward California's RPS Program,⁶ and the Dynegy ESA will provide battery storage capacity that counts toward California's energy storage compliance requirements.⁷ Second, the delay of the online date for the Java PPA will provide later delivery of the associated RPS products. These later deliveries help to optimize PG&E's RPS Portfolio by better aligning the deliveries with PG&E's need for incremental RPS deliveries beginning after 2033, as discussed in PG&E's Commission-approved 2018 RPS Plan.⁸

Impact of Amendments on Cost Recovery

The costs incurred by PG&E pursuant to each of the Agreements have been approved for recovery from bundled customers and through applicable non-bypassable charges from departed load customers. This section of the Advice Letter summarizes the cost recovery mechanisms already approved. In the absence of explicit findings or orders in the Commission's Resolution of this Advice Letter to the contrary, PG&E will deem approval of this Advice Letter to authorize the continued recovery of costs incurred under the amended Agreements as authorized by the Commission in the past and as summarized in this section. This is appropriate because the price decreases obtained through the Amendments will benefit all customers, both bundled and departed load.

A. Dynegy ESA Recovery through the CAM

In approving the energy storage Agreement at issue in this Advice Letter, the Commission found: "Ongoing and future local reliability concerns warrant CAM treatment of this storage procurement."⁹ On that basis, the Commission approved PG&E's proposal to recover the net capacity costs of the CSAs through CAM,¹⁰ which includes allocating the

⁵ Assembly Bill 1054 (Holden, 2019), the relevant portion of which was codified at 3292(b)(1)(D) of the California Public Utilities Code (requiring that in order for PG&E to participate in the statewide Wildfire Fund, the Commission must determine "that the reorganization plan and other documents resolving the insolvency proceeding are . . . consistent with the state's climate goals as required pursuant to the California Renewables Portfolio Standard Program and related procurement requirements of the state . . .").

⁶ Cal. Pub. Util. Code §§ 399.11 *et seq.*

⁷ Cal. Pub. Util. Code §§ 2835, *et seq.*

⁸ See Final, Conforming 2018 RPS Plan, filed in R.18-07-003 on March 15, 2019, pp. 1-2 (noting that PG&E's need year is after 2033 after applying existing banked RPS volumes toward compliance).

⁹ Resolution E-4949, p. 42 (Finding 16).

¹⁰ See *id.*, pp. 3, 43 (Order 5).

costs to all benefitting load-serving entities on a load-share basis. The amended energy storage Agreement will continue to address local reliability concerns in the South Bay-Moss Landing sub-area and therefore should continue to be recovered through CAM.

B. Java PPA Recovery through Power Charge Indifference Adjustment (PCIA)

The Commission has consistently ordered that the above-market costs associated with RPS-eligible PPAs be included in the PCIA.¹¹ The PCIA is a non-bypassable charge allocated to departed load on a vintaged basis in recognition that these customers should share cost responsibility of contracts entered into by an IOU on their behalf prior to their decision to begin taking service from another retail seller.

As with other RPS-eligible PPAs, the Commission approved inclusion of the cost of the Java PPA in the calculation of the PCIA.¹² The amendment to the RAM PPA will benefit all customers by reducing costs, including any above-market costs that are allocated through the PCIA. The cost of the amended Java PPA should continue to be included in the PCIA for the following reasons: (a) this PPA was executed on behalf of all then-existing bundled customers in response to the Commission's order to conduct the RAM 6 solicitation; (b) the Commission already has approved the inclusion of the cost in the PCIA; and (c) the Amendment submitted in this Advice Letter reduces the cost that will be paid for this Agreement by all customers.

Request for Commission Approval

PG&E requests that the Commission issue a final resolution no later than January 13, 2020, which is 90 days from the submittal date of this advice letter, that:

1. Approves each of the Amendments in its entirety, including payments to be made by PG&E pursuant to each of the Agreements as amended by the Amendments, subject to the approval of the federal bankruptcy court and the Commission's review of PG&E's administration of the Amendments.
2. Finds that all procurement and administrative costs, as provided by Public Utilities Code section 399.13(g), associated with the Agreements as amended by the Amendments shall be recovered in rates.
3. Finds that the terms of each of the Amendments are reasonable.

¹¹ See, e.g., D.04-12-048, pp. 229-230 (Conclusion of Law 16) (concluding that "[s]tranded costs arising from RPS procurement activities should be collected from all customers, including departing load, over the life of the contract.").

¹² Advice Letter 4780-E, submitted Jan. 22, 2016, pp. 11-12 (noting that the approval of the RAM 6 Advice Letter would be deemed to constitute a finding that PG&E may recover any stranded costs consistent with D.08-09-012).

4. Adopts the following findings of fact and conclusions of law in support of cost recovery for the energy storage Agreement as amended by the Amendments:
 - a) The Utility's payments under the amended Dynegy ESA shall continue to be recovered through the CAM in PG&E's Energy Resource Recovery Account.

5. Adopts the following findings of fact and conclusions of law in support of cost recovery for the amended Java PPA:
 - a. The Utility's payments under the amended Java PPA shall continue to be recovered through PG&E's Energy Resource Recovery Account and included in calculation of the PCIA.

Procurement Review Group Participation

PG&E's Procurement Review Group (PRG) includes representatives from: the Commission's Energy Division and the Public Advocates Office; Coalition of California Utility Employees; Coast Economic Consulting; The Utility Reform Network (TURN), Union of Concerned Scientists, and Woodruff Expert Services (representing TURN). The Amendments were presented to the PRG via email on September 27, 2019.

Independent Evaluator

Because the Amendments were negotiated through bilateral negotiations and were not the result of competitive solicitations, and because the Amendments resulted in price decreases rather than price increases, PG&E did not engage an Independent Evaluator (IE).¹³

Protests

Anyone wishing to protest this submittal may do so by letter sent via U.S. mail, facsimile or E-mail, no later than November 4, 2019, which is 20 days after the date of this submittal. Protests must be submitted to:

¹³ Cf. Resolution E-4199, p. 69 (Ordering Paragraph ("OP") 4) (requiring an IE for amendments to RPS-eligible PPAs that are "negotiated through a competitive solicitation and for which the contract price is above the [Market Price Referent ("MPR")]"; *id.*, pp. 27-28, 69 (OP 5) (requiring an IE's report when an RPS-eligible PPA is amended to increase the price and when the price is above the MPR and eligible for above-market funds ("AMFs"); D.06-05-039, p. 46 (requiring "each IOU to use an Independent Evaluator to separately evaluate and report on the IOU's entire [RPS] solicitation, evaluation and selection process for this and all future [RPS] solicitations"); D.13-10-040, pp. 10-11 (requiring an IE when conducting competitive solicitations for new energy storage contracts).

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

Copies of protests also should be mailed to the attention of the Director, Energy Division, Room 4004, at the address shown above.

The protest shall also be sent to PG&E either via E-mail or U.S. mail (and by facsimile, if possible) at the address shown below on the same date it is mailed or delivered to the Commission:

Erik Jacobson
Director, Regulatory Relations
c/o Megan Lawson
Pacific Gas and Electric Company
77 Beale Street, Mail Code B13U
P.O. Box 770000
San Francisco, California 94177

Facsimile: (415) 973-3582
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).

Tier Designation and Effective Date

PG&E designates this Advice Letter as Tier 3 pursuant to General Order 96-B, Rule 5.3. PG&E requests that this advice letter become effective by no later than January 13, 2020, which is 90 days from the submittal date of this advice letter, and that the Commission issue a resolution by that date approving the Amendments.

Limited Access to Confidential Material

The portions of this Advice Letter marked Confidential Protected Material are submitted under the confidentiality protection of Section 583 and 454.5(g) of the Public Utilities Code. This material is protected from public disclosure because it consists of, among other items, the executed Amendments, which are protected pursuant to D.06-06-066 and D.08-04-023. A separate Declaration Seeking Confidential Treatment regarding the confidential information is submitted concurrently herewith.

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 the parties on the service lists for R.18-07-003, R.15-03-011, and R.17-09-020. 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 submittals can also be accessed electronically at: <http://www.pge.com/tariffs/>.

/S/

Erik Jacobson
Director, Regulatory Relations

- Attachment A: Detailed Summary of Amended Terms and Conditions and Negotiation Process (Confidential)
- Attachment B: Executed Amendment to Java Solar Power Purchase Agreement between PG&E and Java Solar, LLC (Confidential)
- Attachment C: Executed Amendment to Energy Storage Resource Adequacy Agreement between PG&E and Dynegy Marketing and Trade, LLC (Confidential)

cc: Cheryl Lee, Energy Division
Service Lists for R.18-07-003, R.15-03-011, and R.17-09-020



ADVICE LETTER SUMMARY

ENERGY UTILITY



MUST BE COMPLETED BY UTILITY (Attach additional pages as needed)

Company name/CPUC Utility No.: Pacific Gas and Electric Company (ID U39E)

Utility type:

- ELC GAS WATER
 PLC HEAT

Contact Person: Yvonne Yang

Phone #: (415)973-2094

E-mail: PGETariffs@pge.com

E-mail Disposition Notice to: Yvonne.Yang@pge.com

EXPLANATION OF UTILITY TYPE

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

(Date Submitted / Received Stamp by CPUC)

Advice Letter (AL) #: 5658-E

Tier Designation: 3

Subject of AL: Approval of Amendments to Decrease Price of a Renewable Auction Mechanism Power Purchase Agreement and an Energy Storage Contract

Keywords (choose from CPUC listing): Compliance

AL Type: Monthly Quarterly Annual One-Time Other:

If AL submitted in compliance with a Commission order, indicate relevant Decision/Resolution #: D.19-02-007

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:

Confidential treatment requested? Yes No

If yes, specification of confidential information: See attached Declaration and Matrix
Confidential information will be made available to appropriate parties who execute a nondisclosure agreement. Name and contact information to request nondisclosure agreement/ access to confidential information: Dmitri Jarocki, D2J6@pge.com, (415)972-5443 & Marino Monardi

Resolution required? Yes No M3Mt@pge.com, (415)973-8573

Requested effective date: 1/13/20 No. of tariff sheets: 0

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 proposed¹: N/A

Pending advice letters that revise the same tariff sheets: N/A

¹Discuss in AL if more space is needed.

Protests and all other correspondence regarding this AL are due no later than 20 days after the date of this submittal, unless otherwise authorized by the Commission, and shall be sent to:

CPUC, Energy Division
Attention: Tariff Unit
505 Van Ness Avenue
San Francisco, CA 94102
Email: EDTariffUnit@cpuc.ca.gov

Name: Erik Jacobson, c/o Megan Lawson
Title: Director, Regulatory Relations
Utility Name: Pacific Gas and Electric Company
Address: 77 Beale Street, Mail Code B13U
City: San Francisco, CA 94177
State: California Zip: 94177
Telephone (xxx) xxx-xxxx: (415)973-2093
Facsimile (xxx) xxx-xxxx: (415)973-3582
Email: PGETariffs@pge.com

Name:
Title:
Utility Name:
Address:
City:
State: District of Columbia Zip:
Telephone (xxx) xxx-xxxx:
Facsimile (xxx) xxx-xxxx:
Email:

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

PACIFIC GAS AND ELECTRIC COMPANY

**DECLARATION OF DMITRI JAROCKI
SEEKING CONFIDENTIAL TREATMENT
FOR CERTAIN DATA AND INFORMATION CONTAINED
IN ADVICE LETTER 5658-E**

I, Dmitri Jarocki, declare:

1. I am a Manager in the Structured Energy Transactions department within the Energy Policy and Procurement organization at Pacific Gas and Electric Company (PG&E). In this position, my responsibilities include management of renewable energy procurement. This declaration is based on my personal knowledge of PG&E's practices and my understanding of the Commission's decisions protecting the confidentiality of market-sensitive procurement information.

2. Based on my knowledge and experience, and in accordance with the Decisions 06-06-066, 08-04-023, and relevant Commission rules, I make this declaration seeking confidential treatment for certain procurement data and information contained in the attachments to Advice Letter 5658-E.

3. Attached to this declaration is a matrix identifying the data and information for which PG&E is seeking confidential treatment. The matrix specifies that the material PG&E is seeking to protect constitutes confidential market sensitive procurement data and information covered by D.06-06-066. The matrix also specifies why confidential protection is justified. Further, the data and information: (1) is not already public; and (2) cannot be aggregated, redacted, summarized or otherwise protected in a way that allows partial disclosure. By this reference, I am incorporating into this declaration all of the explanatory text that is pertinent to my testimony in the attached matrix.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed on October 15, 2019 at San Francisco, California.

/s/

Dmitri Jarocki

PACIFIC GAS AND ELECTRIC COMPANY (U 39 E)

ADVICE LETTER 5658-E

October 15, 2019

IDENTIFICATION OF CONFIDENTIAL INFORMATION

Redaction Reference	Category from D.06-06-066, Appendix 1, or Separate Confidentiality Statute or Order That Data Corresponds To	Justification for Confidential Treatment	Length of Time Data To Be Kept Confidential
Document: Advice Letter 5658-E (and Attachments)			
Attachment A (Detailed Summary of Amended Terms and Conditions and Negotiation Process) - in its entirety	VII.G – Renewable Resource Contracts under RPS contracts – without SEPS	This attachment contains a summary of the confidential terms and conditions of the Amendments to RPS-eligible contracts. Disclosure of this information would provide market sensitive information regarding the contract amendments	Three years from date contract states deliveries to begin; or until one year following expiration, whichever comes first
Attachment B (Executed Amendment to Java Solar Power Purchase Agreement between PG&E and Java Solar, LLC) - in its entirety	VII.G – Renewable Resource Contracts under RPS contracts – without SEPS	This attachment contains the confidential contract Amendments. Disclosure of this information would provide market sensitive information regarding the RPS-eligible contract amendments.	Three years from date contract states deliveries to begin; or until one year following expiration, whichever comes first
Attachment C (Executed Amendment to Energy Storage Resource Adequacy Agreement between PG&E and Dynegy Marketing and Trade, LLC) - in its entirety	VII.E – New Non-Utility Affiliated Bilateral Contracts (Except RPS)	This attachment contains the confidential contract Amendments. Disclosure of this information would provide market sensitive information regarding the energy storage contract amendments.	Three years from date contract states deliveries to begin; or until one year following expiration, whichever comes first

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

**DECLARATION SUPPORTING CONFIDENTIAL DESIGNATION
ON BEHALF OF
PACIFIC GAS AND ELECTRIC COMPANY (U 39 E)**

1. I, Marino Monardi, am the Director, Structured Energy Transactions in the Energy Policy and Procurement organization of Pacific Gas and Electric Company (“PG&E”), a California corporation. Fong Wan, the Senior Vice President of the Energy Policy and Procurement organization of PG&E, delegated authority to me to sign this declaration. My business office is located at:

Pacific Gas and Electric Company
77 Beale Street, Mail Code 25A
San Francisco, CA 94105

2. PG&E will produce the information identified in paragraph 3 of this Declaration to the California Public Utilities Commission (“CPUC”) or departments within or contractors retained by the CPUC in response to a CPUC audit, data request, proceeding, or other CPUC request.
3. Title and description of document(s): Attachment A to Advice Letter 5658-E: Detailed Summary of Amended Terms and Conditions and Negotiation Process.
4. These documents contain confidential information that, based on my information and belief, has not been publicly disclosed. These documents have been marked as confidential, and the basis for confidential treatment and where the confidential information is located on the documents are identified on the following chart, with further detail provided in Appendix A, which is incorporated into this declaration:

Check	Basis for Confidential Treatment	Where Confidential Information is located on the documents
<input type="checkbox"/>	<p>Customer-specific data, which may include demand, loads, names, addresses, and billing data</p> <p>(Protected under PUC § 8380; Civ. Code §§ 1798 <i>et seq.</i>; Govt. Code § 6254; Public Util. Code § 8380; Decisions (D.) 14-05-016, 04-08-055, 06-12-029)</p>	
<input type="checkbox"/>	<p>Personal information that identifies or describes an individual (including employees), which may include home address or phone number; SSN, driver’s license, or passport numbers; education; financial matters; medical or employment history (not including PG&E job titles); and statements attributed to the individual</p> <p>(Protected under Civ. Code §§ 1798 <i>et seq.</i>; Govt. Code § 6254; 42 U.S.C. § 1320d-6; and General Order (G.O.) 77-M)</p>	
<input type="checkbox"/>	<p>Physical facility, cyber-security sensitive, or critical energy infrastructure data, including without limitation critical energy infrastructure information (CEII) as defined by the regulations of the Federal Energy Regulatory Commission at 18 C.F.R. § 388.113</p> <p>(Protected under Govt. Code § 6254(k), (ab); 6 U.S.C. § 131; 6 CFR § 29.2)</p>	
<input type="checkbox"/>	<p>Proprietary and trade secret information or other intellectual property and protected market sensitive/competitive data</p> <p>(Protected under Civ. Code §§3426 <i>et seq.</i>; Govt. Code §§ 6254, <i>et seq.</i>, e.g., 6254(e), 6254(k), 6254.15; Govt. Code § 6276.44; Evid. Code §1060; D.11-01-036)</p>	
<input type="checkbox"/>	<p>Corporate financial records</p> <p>(Protected under Govt. Code §§ 6254(k), 6254.15)</p>	



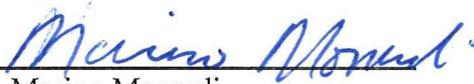
Third-Party information subject to non-disclosure or confidentiality agreements or obligations
 (Protected under Govt. Code § 6254(k); see, e.g., CPUC D.11-01-036)

Attachment A – contains confidential information on the negotiations with Java Solar and Dynegey.



Other categories where disclosure would be against the public interest (Govt. Code § 6255(a))

5. The importance of maintaining the confidentiality of this information outweighs any public interest in disclosure of this information. This information should be exempt from the public disclosure requirements under the Public Records Act and should be withheld from disclosure.
6. I declare under penalty of perjury that the foregoing is true, correct, and complete to the best of my knowledge.
7. Executed on this 14th day of October, 2019 at San Francisco, California.



Marino Monardi
 Director
 Pacific Gas and Electric Company

PACIFIC GAS AND ELECTRIC COMPANY (U 39 E)

ADVICE LETTER 5658-E
ATTACHMENT TO DECLARATION
October 14, 2019

ATTACHMENT NAME	DOCUMENT NAME	CATEGORY OF CONFIDENTIALITY	LOCATION
Attachment A	Detailed Summary of Amended Terms and Conditions and Negotiation Process	Third-Party information subject to non-disclosure or confidentiality agreements or obligations	Section B “Summary of Negotiation Process” in Attachment A

PACIFIC GAS AND ELECTRIC COMPANY

ATTACHMENT A

Detailed Summary of Amended Terms and Conditions and Negotiation Process

(CONFIDENTIAL)

PACIFIC GAS AND ELECTRIC COMPANY

ATTACHMENT B

**Executed Amendment to Java Solar Power
Purchase Agreement between PG&E and Java
Solar, LLC**

(CONFIDENTIAL)

PACIFIC GAS AND ELECTRIC COMPANY

ATTACHMENT C

**Executed Amendment to Energy Storage
Resource Adequacy Agreement between PG&E
and Dynegy Marketing and Trade, LLC**

(CONFIDENTIAL)

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

AT&T	Downey & Brand	Pioneer Community Energy
Albion Power Company	East Bay Community Energy	Praxair
Alcantar & Kahl LLP	Ellison Schneider & Harris LLP	
	Energy Management Service	
Alta Power Group, LLC	Engineers and Scientists of California	Redwood Coast Energy Authority
Anderson & Poole	Evaluation + Strategy for Social Innovation	Regulatory & Cogeneration Service, Inc.
	GenOn Energy, Inc.	SCD Energy Solutions
Atlas ReFuel	Goodin, MacBride, Squeri, Schlotz & Ritchie	
BART	Green Charge Networks	SCE
	Green Power Institute	SDG&E and SoCalGas
Barkovich & Yap, Inc.	Hanna & Morton	
P.C. CalCom Solar	ICF	SPURR
California Cotton Ginners & Growers Assn	International Power Technology	San Francisco Water Power and Sewer
California Energy Commission	Intestate Gas Services, Inc.	Seattle City Light
California Public Utilities Commission	Kelly Group	Sempra Utilities
California State Association of Counties	Ken Bohn Consulting	Southern California Edison Company
Calpine	Keyes & Fox LLP	Southern California Gas Company
	Leviton Manufacturing Co., Inc. Linde	Spark Energy
Cameron-Daniel, P.C.	Los Angeles County Integrated Waste Management Task Force	Sun Light & Power
Casner, Steve	Los Angeles Dept of Water & Power	Sunshine Design
Cenergy Power	MRW & Associates	Tecogen, Inc.
Center for Biological Diversity	Manatt Phelps Phillips	TerraVerde Renewable Partners
City of Palo Alto	Marin Energy Authority	Tiger Natural Gas, Inc.
	McKenzie & Associates	
City of San Jose	Modesto Irrigation District	TransCanada
Clean Power Research	Morgan Stanley	Troutman Sanders LLP
Coast Economic Consulting	NLine Energy, Inc.	Utility Cost Management
Commercial Energy	NRG Solar	Utility Power Solutions
County of Tehama - Department of Public Works		Utility Specialists
Crossborder Energy	Office of Ratepayer Advocates	
Crown Road Energy, LLC	OnGrid Solar	Verizon
Davis Wright Tremaine LLP	Pacific Gas and Electric Company	Water and Energy Consulting Wellhead Electric Company
Day Carter Murphy	Peninsula Clean Energy	Western Manufactured Housing Communities Association (WMA)
		Yep Energy
Dept of General Services		
Don Pickett & Associates, Inc.		
Douglass & Liddell		