

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE



September 15, 2020

**Advice 4212-G-A/5756-E-A**

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: Statewide ESA Policy and Procedures Manual Waiver for Contractor to Distribute CARB Batteries to Qualifying ESA Customers**

Dear Mr. Jacobson:

Advice Letter 5670-E, 4212-G-A/5756-E-A is Withdrawn.

Sincerely,

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

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



**Erik Jacobson**  
Director  
Regulatory Relations

Pacific Gas and Electric Company  
77 Beale St., Mail Code B13U  
P.O. Box 770000  
San Francisco, CA 94177

Fax: 415-973-3582

February 21, 2020

**Advice 4212-G-A/5756-E-A**  
(Pacific Gas and Electric Company ID U 39 M)

Public Utilities Commission of the State of California

**Subject: Supplemental: Statewide ESA Policy and Procedures Manual Waiver  
for Contractor to Distribute CARB Batteries to Qualifying ESA  
Customers**

**Purpose**

The purpose of this Tier 1 advice letter is to inform the Commission about clean battery storage units that will be provided to qualifying Energy Savings Assistance (ESA) customers at no cost to either the ESA customers or the ESA Program. PG&E is supplementing the original advice letter to correct an inadvertent error in the final paragraph which left an incomplete sentence. PG&E submits this supplemental advice letter with the sole purpose to make the sentence whole. This supplemental advice letter replaces the original advice letter, AL 4212-G/5756-E, in its entirety.

**Background**

In Quarter 4, 2019, the California Air Resources Board (CARB) approached PG&E about an ESA leveraging opportunity. CARB is leveling a penalty on a manufacturer that shipped diesel generators into CA. This manufacturer, as their fine, must now ship into California \$1.8M worth of clean battery storage units earmarked for vulnerable customers. CARB contacted PG&E to ask if this manufacturer could leverage the ESA Program to provide these units to PG&E vulnerable low income customers at low overhead costs. No costs would be borne by the ESA Program.

PG&E's ESA service provider has agreed to distribute and install these batteries to eligible ESA customers at a low overhead cost, allowing maximum funding to be directed at providing more clean battery storage units to customers.

Battery storage unit installation would occur while the ESA implementers are already in customer homes doing measure assessments for the customer's ESA participation. This battery installation work will be completed at no cost to the ESA Program, and PG&E ESA Program Managers will not manage this work. In the event there are claims of any kind

against PG&E related to battery storage unit work performed by the ESA Service Provider for the battery storage units themselves, the Service Provider will indemnify, defend, and hold PGE harmless pursuant to the terms of this agreement.

To leverage installation of these CARB penalty battery storage units, PG&E is providing a limited waiver to its Service Provider overriding the Statewide ESA Policy & Procedures Manual (P&P Manual) prohibitions against performing and billing non-ESA work while providing ESA. The P&P Manual's Section 3.3.3 on "Other Work" reads:

### 3.3.3 Other Work

Only work directly associated with providing ESA Program authorized services to participating customers may be billed to the ESA Program. The Service Provider is prohibited from selling other services to the customer or charging the customer for any other service.<sup>24</sup>

<sup>24</sup> This provision does not preclude the possibility of requiring a co-payment for the installation of one or more measures, if approved by the utility.

*(Statewide ESA 2017-2020 Cycle P&P Manual, Final, revised October 2019, p.26)*

On January 22, 2020, PG&E discussed this P&P Manual restriction against performing and billing non-ESA work with Energy Division (ED) staff. PG&E discussed whether it needed to provide a contract waiver to its Service Provider enabling them to perform this non-ESA service. ED agreed with PG&E's assessment that providing the CARB penalty battery storage units at no cost to the customer or the ESA Program does not conflict with P&P Manual Section 3.3.3. PG&E agreed to file a Tier 1 Advice Letter.

PG&E includes a contract waiver allowing its Service Provider to provide the ARB penalty battery storage units while performing ESA in-home assessments since the P&P Manual's Section 3.3.3 prohibits selling additional services to customers or billing them to the ESA Program, and the battery storage units are being provided at no cost to either the customer or the ESA Program. The original intent of this prohibition against performing other (non-ESA) work was to prevent contractors from selling additional services to "captive" low income customers while they were in their homes for the ESA Program. However the leveraging opportunity described herein would not be billed to the ESA Program, and does not involve selling additional services to customers who will receive the batteries at no cost.

PG&E is pleased to help support this effort since it provides emergency preparedness benefits at no cost to vulnerable customers impacted by extended power outage interruptions. Low income customers provided battery storage units will experience reduced impact during extended power interruptions.

**Protests**

Pursuant to CPUC General Order 96-B, Section 7.5.1, PG&E hereby requests the protest period be waived.

**Effective Date**

Pursuant to General Order 96-B, Energy Industry Rule 5.1, this advice letter is submitted with a Tier 1 designation, which is the same Tier designation as requested in Advice Letter 4212-G/5756-E. This advice letter will become effective concurrent with original Advice Letter 4212-G/5756-E, which is February 6, 2020.

**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 list for A.19-11-003, A.19-11-004, A.19-11-005, A.19-11-006, and A.19-11-007. 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/>.

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/S/

Erik Jacobson  
Director, Regulatory Relations

cc: Service Lists A.19-11-003, A.19-11-004, A.19-11-005, A.19-11-006, and A.19-11-007



# 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 U39 M)

Utility type:

- ELC       GAS       WATER  
 PLC       HEAT

Contact Person: Kimberly Loo

Phone #: (415)973-4587

E-mail: PGETariffs@pge.com

E-mail Disposition Notice to: KELM@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) #: 4212-G-A/5756-E-A

Tier Designation: 1

Subject of AL: Supplemental: Statewide ESA Policy and Procedures Manual Waiver for Contractor to Distribute CARB Batteries to Qualifying ESA Customers

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 #:

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:

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:

Resolution required?  Yes  No

Requested effective date: 2/6/20

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: N/A

Service affected and changes proposed<sup>1</sup>: N/A

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

<sup>1</sup>Discuss 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](mailto: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](mailto:PGETariffs@pge.com)

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

**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	IGS Energy	San Francisco Water Power and Sewer
California Energy Commission	International Power Technology	Seattle City Light
California Public Utilities Commission	Intestate Gas Services, Inc.	Sempra Utilities
California State Association of Counties	Kelly Group	Southern California Edison Company
Calpine	Ken Bohn Consulting	Southern California Gas Company
	Keyes & Fox LLP	Spark Energy
Cameron-Daniel, P.C.	Leviton Manufacturing Co., Inc. Linde	Sun Light & Power
Casner, Steve	Los Angeles County Integrated	Sunshine Design
Cenergy Power	Waste Management Task Force	Tecogen, Inc.
Center for Biological Diversity	Los Angeles Dept of Water & Power	TerraVerde Renewable Partners
	MRW & Associates	Tiger Natural Gas, Inc.
Chevron Pipeline and Power	Manatt Phelps Phillips	
City of Palo Alto	Marin Energy Authority	TransCanada
	McKenzie & Associates	Troutman Sanders LLP
City of San Jose	Modesto Irrigation District	Utility Cost Management
Clean Power Research	Morgan Stanley	Utility Power Solutions
Coast Economic Consulting	NLine Energy, Inc.	Utility Specialists
Commercial Energy	NRG Solar	
County of Tehama - Department of Public Works	Office of Ratepayer Advocates	Verizon
Crossborder Energy	OnGrid Solar	Water and Energy Consulting Wellhead Electric Company
Crown Road Energy, LLC	Pacific Gas and Electric Company	Western Manufactured Housing Communities Association (WMA)
Davis Wright Tremaine LLP	Peninsula Clean Energy	Yep Energy
Day Carter Murphy		
Dept of General Services		
Don Pickett & Associates, Inc.		
Douglass & Liddell		