

PUBLIC UTILITIES COMMISSION  
505 Van Ness Avenue  
San Francisco CA 94102-3298



**Pacific Gas & Electric Company**  
**ELC (Corp ID 39)**  
**Status of Advice Letter 7056E**  
**As of December 1, 2023**

Subject: Plan to Refund to Customers Amounts in the Nuclear Facilities Non-Qualified CPUC Decommissioning Master Trust for Diablo Canyon Power Plant in Compliance with Decision 23-09-004

Division Assigned: Energy

Date Filed: 10-27-2023

Date to Calendar: 11-01-2023

Authorizing Documents: D2309004

<b>Disposition:</b>	<b>Accepted</b>
<b>Effective Date:</b>	<b>11-26-2023</b>

Resolution Required: No

Resolution Number: None

Commission Meeting Date: None

CPUC Contact Information:

[edtariffunit@cpuc.ca.gov](mailto:edtariffunit@cpuc.ca.gov)

AL Certificate Contact Information:

Sidney Bob Dietz li

(415) 973-2093

[PGETariffs@pge.com](mailto:PGETariffs@pge.com)

**PUBLIC UTILITIES COMMISSION**  
505 Van Ness Avenue  
San Francisco CA 94102-3298



To: Energy Company Filing Advice Letter

From: Energy Division PAL Coordinator

Subject: Your Advice Letter Filing

The Energy Division of the California Public Utilities Commission has processed your recent Advice Letter (AL) filing and is returning an AL status certificate for your records.

The AL status certificate indicates:

- Advice Letter Number
- Name of Filer
- CPUC Corporate ID number of Filer
- Subject of Filing
- Date Filed
- Disposition of Filing (Accepted, Rejected, Withdrawn, etc.)
- Effective Date of Filing
- Other Miscellaneous Information (e.g., Resolution, if applicable, etc.)

The Energy Division has made no changes to your copy of the Advice Letter Filing; please review your Advice Letter Filing with the information contained in the AL status certificate, and update your Advice Letter and tariff records accordingly.

All inquiries to the California Public Utilities Commission on the status of your Advice Letter Filing will be answered by Energy Division staff based on the information contained in the Energy Division's PAL database from which the AL status certificate is generated. If you have any questions on this matter please contact the:

Energy Division's Tariff Unit by e-mail to  
**[edtariffunit@cpuc.ca.gov](mailto:edtariffunit@cpuc.ca.gov)**

October 27, 2023

**Advice 7056-E**

(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

**Subject:** Plan to Refund to Customers Amounts in the Nuclear Facilities Non-Qualified CPUC Decommissioning Master Trust for Diablo Canyon Power Plant in Compliance with Decision 23-09-004

**Purpose**

In accordance with Ordering Paragraph (OP) 4 of Decision (D.) 23-09-004 Pacific Gas and Electric Company (PG&E) hereby submits this Tier 2 advice letter detailing the process by which PG&E will (1) withdraw all funds contained in the Nuclear Facilities Non-Qualified CPUC Decommissioning Master Trust (NQT) account for Diablo Canyon Power Plant (DCPP) and (2) issue a refund to customers of the previously-approved 2022 revenue requirement (RRQ) for DCPP of \$112.5 million, along with any actual investment gains (or losses) from the NQT net of taxes.

**Background**

The DCPP nuclear power plant is licensed by the Nuclear Regulatory Commission (NRC) to operate until 2024 (Unit 1) and 2025 (Unit 2). In order to ensure that sufficient resources would be available to decommission DCPP, the Commission previously authorized PG&E to enter into nuclear decommissioning tax-qualified and non-qualified trust funds for the purpose of funding nuclear decommissioning costs,<sup>1</sup> and the Commission subsequently established the Nuclear Decommissioning Cost Triennial Proceeding (NDCTP) for updating estimated nuclear decommissioning costs and the associated revenue requirements for funding the Master Trusts.<sup>2</sup>

In PG&E's 2018 NDCTP, the Commission authorized the Joint Parties' Settlement Agreement, which included a new revenue requirement of \$112.5 million per year to be contributed to the existing DCPP NQT, or to a similar mechanism.<sup>3</sup> Commencing in 2022, PG&E contributed \$79.8 million to the NQT for 2022 reflecting the \$112.5 million revenue requirement, adjusted for the tax consequences associated with contributing to the NQT rather than to the tax qualified nuclear decommissioning trust. PG&E's 2021 NDCTP did

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<sup>1</sup> D.87-05-062. The Commission authorized the Nuclear Decommissioning Master Trust Agreements in Resolution E-3048, issued November 25, 1987.

<sup>2</sup> D.96-12-088.

<sup>3</sup> See, D. 21-09-003, Finding of Fact 46.

not request any customer contributions to the NQT for DCPD commencing January 1, 2023, and therefore PG&E did not make any contributions to the NQT in 2023. The 2021 NDCTP final decision directed PG&E to “file a Tier 2 advice letter within 60 days of the adoption of this decision with a detailed plan to issue a full refund of the NQT to ratepayers by no later than January 1, 2024.”<sup>4</sup>

### **Customer Refund Procedure**

In accordance with 10 CFR 50.75(h) and Article 8, Section 8.13 of the NQT Trust Agreement, PG&E must provide the NRC with thirty (30) working days written notification of PG&E’s intent to take a disbursement from the NQT, and following that time may take the disbursement unless it receives prior written notice of objection from the NRC Director of the Office of Nuclear Material and Safeguards or the Director of the Office of Nuclear Reactor Regulation. PG&E submitted such notice to the NRC on October 18, 2023.

On December 4, 2023, or shortly thereafter, PG&E intends to request the Trustee of the NQT to disperse to PG&E all amounts contained in the NQT for DCPD. Upon filing of this Tier 2 advice letter, PG&E will record a debit in the Nuclear Decommissioning Adjustment Mechanism (NDAM) consisting of (1) the \$112.5 million RRQ (which includes FF&U) and (2) will reverse the associated nuclear decommissioning expense accrual.

PG&E hereby requests approval of this Tier 2 advice letter as compliant with D.23-09-004, OP 4.

### **Protests**

Anyone wishing to protest this submittal may do so by letter sent electronically via E-mail, no later than November 16, 2023, which is 20 days after the date of this submittal. Protests must be submitted to:

CPUC Energy Division  
ED Tariff Unit  
E-mail: [EDTariffUnit@cpuc.ca.gov](mailto:EDTariffUnit@cpuc.ca.gov)

The protest shall also be electronically sent to PG&E via E-mail at the address shown below on the same date it is electronically delivered to the Commission:

Sidney Bob Dietz II  
Director, Regulatory Relations  
c/o Megan Lawson  
E-mail: [PGETariffs@pge.com](mailto:PGETariffs@pge.com)

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<sup>4</sup> D.23-09-004, OP 4.

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 and 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 2 advice submittal become effective on regular notice, November 26, 2023, which is 30 calendar days after the date of submittal

**Notice**

In accordance with General Order 96-B, Section IV, a copy of this advice letter is being sent electronically to parties shown on the attached list and the parties on the service list for A.18-12-007 and A.21-12-007. 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/>.

/S/

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Sidney Bob Dietz II  
Director, Regulatory Relations  
CPUC Communications

Attachments

cc: Service List A.18-12-007 and A.21-12-007



# 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 (U 39 E)

Utility type:

- ELC       GAS       WATER  
 PLC       HEAT

Contact Person: Stuart Rubio

Phone #: 279-789-6210

E-mail: PGETariffs@pge.com

E-mail Disposition Notice to: stuart.rubio@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) #: 7056-E

Tier Designation: 2

Subject of AL: Plan to Refund to Customers Amounts in the Nuclear Facilities Non-Qualified CPUC Decommissioning Master Trust for Diablo Canyon Power Plant in Compliance with Decision 23-09-004

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.23-09-004

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

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: 11/26/23

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

California Public Utilities Commission  
Energy Division Tariff Unit Email:  
[EDTariffUnit@cpuc.ca.gov](mailto:EDTariffUnit@cpuc.ca.gov)

Contact Name: Sidnev Bob Dietz II. c/o Megan Lawson  
Title: Director, Regulatory Relations  
Utility/Entity Name: Pacific Gas and Electric Company  
  
Telephone (xxx) xxx-xxxx: (415)973-2093  
Facsimile (xxx) xxx-xxxx:  
Email: PGETariffs@pge.com

Contact Name:  
Title:  
Utility/Entity Name:  
  
Telephone (xxx) xxx-xxxx:  
Facsimile (xxx) xxx-xxxx:  
Email:

CPUC  
Energy Division Tariff Unit  
505 Van Ness Avenue  
San Francisco, CA 94102

Clear Form

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

AT&T  
Albion Power Company

Alta Power Group, LLC  
Anderson & Poole

Atlas ReFuel  
BART

Barkovich & Yap, Inc.  
Braun Blaising Smith Wynne, P.C.  
California Community Choice Association  
California Cotton Ginners & Growers Assn  
California Energy Commission

California Hub for Energy Efficiency  
Financing

California Alternative Energy and  
Advanced Transportation Financing  
Authority  
California Public Utilities Commission  
Calpine

Cameron-Daniel, P.C.  
Casner, Steve  
Center for Biological Diversity

Chevron Pipeline and Power  
City of Palo Alto

City of San Jose  
Clean Power Research  
Coast Economic Consulting  
Commercial Energy  
Crossborder Energy  
Crown Road Energy, LLC  
Davis Wright Tremaine LLP  
Day Carter Murphy

Dept of General Services  
Don Pickett & Associates, Inc.  
Douglass & Liddell  
Downey Brand LLP  
Dish Wireless L.L.C.

East Bay Community Energy Ellison  
Schneider & Harris LLP

Electrical Power Systems, Inc.  
Fresno  
Engineers and Scientists of California

GenOn Energy, Inc.  
Green Power Institute  
Hanna & Morton  
ICF

iCommLaw  
International Power Technology  
Intertie

Intestate Gas Services, Inc.

Johnston, Kevin  
Kelly Group  
Ken Bohn Consulting  
Keyes & Fox LLP  
Leviton Manufacturing Co., Inc.

Los Angeles County Integrated  
Waste Management Task Force  
MRW & Associates  
Manatt Phelps Phillips  
Marin Energy Authority  
McClintock IP  
McKenzie & Associates

Modesto Irrigation District  
NRG Solar

OnGrid Solar  
Pacific Gas and Electric Company  
Peninsula Clean Energy

Pioneer Community Energy

Public Advocates Office

Redwood Coast Energy Authority  
Regulatory & Cogeneration Service, Inc.

Resource Innovations

SCD Energy Solutions  
San Diego Gas & Electric Company

SPURR

San Francisco Water Power and Sewer  
Sempra Utilities

Sierra Telephone Company, Inc.  
Southern California Edison Company  
Southern California Gas Company  
Spark Energy  
Sun Light & Power  
Sunshine Design  
Stoel Rives LLP

Tecogen, Inc.  
TerraVerde Renewable Partners  
Tiger Natural Gas, Inc.

TransCanada  
Utility Cost Management  
Utility Power Solutions  
Water and Energy Consulting Wellhead  
Electric Company  
Western Manufactured Housing  
Communities Association (WMA)  
Yep Energy