

July 29, 2025

Advice 7653-E

(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

Subject: Electric Rule 15 and 16 Exceptional Case Submittal for Engineering, Procurement, and Construction Agreement with STACK Infrastructure, Inc.

Purpose

STACK Infrastructure, Inc., a Delaware corporation ("STACK") and Pacific Gas and Electric Company ("PG&E") have entered into an Engineering, Procurement, and Construction ("EPC") Agreement under which STACK will design, procure and construct the Ringwood Switching Station and, on completion and the satisfaction of certain conditions, transfer ownership of the switching station to PG&E. The Ringwood Switching Station will be located in San Jose, California. The Ringwood Switching Station is expected to be operational by April 2026.

The EPC Agreement includes the scope of the work to be performed on the Ringwood Switching Station, general requirements for EPC work, specific requirements for equipment suppliers and contractors retained by STACK, warranties, detailed specifications, and other provisions described in more detail below. The EPC Agreement does not address cost estimates or cost allocation and responsibility for the EPC work or STACK's eligibility for refunds for standard facility costs that it incurs under the EPC Agreement. Instead, cost estimates and refunds are addressed in two separate agreements that are currently pending before the Commission in Advice Letter 7569-E.

Because PG&E does not currently have a California Public Utilities Commission ("Commission" or "CPUC") approved form EPC agreement, PG&E is submitting this advice letter for Commission review and approval of the EPC Agreement with STACK. PG&E is also submitting this agreement for completeness as the EPC Agreement is mentioned in the other two agreements pending in Advice Letter 7569-E and the refund mechanism for standard facility costs arising from the EPC Agreement is also included in one of the Advice Letter 7569-E agreements.

Based on STACK's intended operational date of April 2026 for the planned Ringwood Switch Station, STACK has initiated design, procurement and construction activities per

PG&E standards. Additionally, STACK is undertaking such activities within the context of eventual transfer to PG&E ownership upon completion, PG&E acceptance and final Commission approval of the EPC Agreement. PG&E and STACK are prepared to provide additional information or answer any questions to help facilitate Commission consideration of the EPC Agreement on an upcoming Commission agenda for calendar 2025 or Q1 2026.

Background

STACK has submitted an electric service application to PG&E requesting electric load demands at full build of 90 MW at 0.98 power factor for a data center facility to be located in San Jose, California. The expected hours of operation are 24 hours per day, 365 days a year with proposed site operation by April 2026.

There are several components to providing service to the STACK facility. First, PG&E is performing service and line extension engineering design work for STACK under an Agreement to Perform Work (“APW”). Second, STACK has requested certain Special Facilities for its interconnection. These Special Facilities are addressed in a Special Facilities Agreement (“SFA”). The APW and SFA were submitted to the Commission for review and approval on April 18, 2025, in Advice Letter 7569-E. The APW and SFA both reference the EPC Agreement.¹

The EPC Agreement is the third component of interconnecting the STACK facility. STACK elected to construct the Ringwood Switching Station rather than having this facility be constructed by PG&E. Thus, STACK is fully responsible for the engineering, procurement and construction costs of the Ringwood Switching Station, subject to potential refunds under the APW. The EPC Agreement was executed in May 2023, and addresses PG&E’s requirements for design, procurement and construction associated with the Ringwood Switching Station because that facility will ultimately be owned by PG&E. The EPC Agreement requires that STACK and its contractors construct the facility to PG&E’s standards. The EPC Agreement also addresses conditions under which the Ringwood Switching Station will transfer ownership to PG&E, including the transfer of land rights associated with the facility.

PG&E submitted a Notice of Construction which included the switching station in Advice Letter 7280-E on May 23, 2024. The advice letter became effective on June 22, 2024.

Once the line extension and related electrical work is performed by PG&E under the APW and SFA agreements, and the Ringwood Switching Station is constructed by STACK and transferred to PG&E under the EPC Agreement, PG&E will be ready to interconnect the STACK facility.

¹ See Advice Letter 7569-E, Attachment 1 (APW), Exhibit A at 1 (referencing EPC Agreement); Attachment 2 (SFA), Exhibit A at 1 (same).

Overview of the EPC Agreement

A copy of the EPC Agreement is included as Attachment 1 and has been marked as confidential because it includes confidential customer information and design specifications. This section of PG&E's advice letter provides an overview of the EPC Agreement terms. The EPC Agreement includes provisions that address the following²:

1. General requirements for EPC work including, but not limited to, performing work consistent with good utility practice, PG&E project review, obtaining necessary approvals, job-site safety and access to the construction site;³
2. Requirements for testing and documentation to be provided by STACK for the Ringwood Switching Station;⁴
3. PG&E ownership of the Ringwood Switching Station, access rights during construction, and the conditions for the transfer of ownership;⁵
4. Requirements for contractors, equipment suppliers, and consultants retained by STACK;⁶
5. Warranty and inspection provisions;⁷
6. STACK responsibility for EPC costs and for PG&E costs associated with the Ringwood Switching Station, billing and payment provisions, and the recovery of Income Tax Component of Contributions ("ITCC");⁸
7. Indemnity, liability, and insurance provisions;⁹
8. General contract terms such as breach and default, force majeure, termination and suspension, governing law and disputes, representations and covenants and other general contract terms and conditions;¹⁰

² Please note that this list describes the key provisions of the EPC Agreement but does not include every EPC Agreement provision.

³ EPC Agreement, §§ 2.4.1 to 2.4.9.

⁴ EPC Agreement, §§ 2.4.10 to 2.4.12.

⁵ EPC Agreement, §§ 2.6, 5.1 to 5.3.

⁶ EPC Agreement, §§ 3.1 to 3.3.

⁷ EPC Agreement, § 3.4.

⁸ EPC Agreement, §§ 4.1 to 4.5.

⁹ EPC Agreement, § 6.

¹⁰ EPC Agreement, § 7.

9. A requirement for Commission approval;¹¹ and,
10. Technical requirements and specifications.¹²

Cost Estimates and Refunds for the Ringwood Switching Station Are Addressed in Advice Letter 7569-E

The EPC Agreement is intended to provide the specifications for STACK's engineering, procurement, and construction of the Ringwood Switching Station, and the transfer of the switching station ownership to PG&E when certain conditions are met. Other than specifying that STACK is responsible for the EPC costs and certain PG&E supervision costs, the agreement does not address cost estimates or refunds.

The cost estimate for the Ringwood Switching Station is included in the cost estimates for the entire interconnection project in the APW for standard facilities¹³ and the SFA for Special Facilities.¹⁴ STACK's eligibility for refunds of the standard facilities costs that it incurs under the EPC Agreement are also addressed in the APW.¹⁵ STACK is not eligible for refunds of Special Facilities costs related to the EPC Agreement.

In this advice letter PG&E is not requesting cost recovery or approval of the proposed refund mechanism. Those issues are addressed in Advice Letter 7569-E. Instead, this advice letter simply seeks approval of the EPC Agreement that specifies the requirements for engineering, procurement and construction related to the Ringwood Switching Station and the transfer of ownership to PG&E when certain conditions are met. PG&E does not have a Commission-approved form agreement for EPC work and thus it decided it was prudent to seek approval through the exceptional case provisions in Electric Rules 15 and 16.¹⁶

Protests

Anyone wishing to protest this submittal may do so by letter sent electronically via E-mail, no later than August 18, 2025 which is twenty (20) calendar days after the date of this submittal. Protests must be submitted to:

¹¹ EPC Agreement, § 2.3.

¹² EPC Agreement, Appendix A. The specifications and technical requirements are more than 180 pages in length.

¹³ Advice Letter 7569-E, Attachment 1 (APW), Exhibit B, Tables 1, 3 and 4 (including Ringwood Switchyard standard facilities costs).

¹⁴ Advice Letter 7569-E, Attachment 2 (SFA), Exhibit B, Table 1 (including Ringwood Switchyard Special Facilities costs).

¹⁵ Advice Letter 7569-E, Attachment 1 (APW), Exhibit C § 9.

¹⁶ Electric Rule 15.I.3 and 16.G.

Attachments:

Attachment 1: Switching Station EPC Agreement Between STACK Infrastructure, Inc.
and Pacific Gas and Electric Company (CONFIDENTIAL)

Attachment 2: Contracts and Deviations

cc: Service List for Application 24-11-007



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 E)

Utility type:

- ELC GAS WATER
 PLC HEAT

Contact Person: Kimberly Loo

Phone #: (279)789-6209

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) #: 7653-E

Tier Designation: 3

Subject of AL: Electric Rule 15 and 16 Exceptional Case Submittal for Engineering, Procurement, and Construction Agreement with STACK

Keywords (choose from CPUC listing): Agreement

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: See Confidentiality Declaration

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: PGETariffs@pge.com

Resolution required? Yes No

Requested effective date:

No. of tariff sheets: 3

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: See Attachment 1

Service affected and changes proposed¹: N/A

Pending advice letters that revise the same tariff sheets: 7569-E

¹Discuss 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

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:
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

**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, Michael Medeiros, am a/the VP, South Bay Delivery, at Pacific Gas and Electric Company (“PG&E”), a California corporation. My business office is located at:

Pacific Gas and Electric Company
300 Lakeside Dr.
Oakland, CA 94612

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.

Name or Docket No. of CPUC Proceeding (if applicable): _____

3. Title and description of document(s): *Electric Rule 15 and 16 Exceptional Case Submittal for Engineering, Procurement, and Construction Agreement with STACK Advice Letter: Attachment 1: Switching Station EPC Agreement Between STACK Infrastructure, Inc. and Pacific Gas and Electric Company (CONFIDENTIAL)*

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 checked="" type="checkbox"/>	<p>Customer-specific data, which may include demand, loads, names, addresses, and billing data.</p> <p>(Protected under Pub. Util. Code § 8380; Civ. Code §§ 1798 <i>et seq.</i>; CPUC Decisions (D.) 14-05-016)</p>	Attachment 1 in its entirety
<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>; Gov. Code § 7927.400; 42 U.S.C. § 1320d-6; General Order (G.O.) 77-M; see also CPUC D. 04-08-055, 06-12-029)</p>	
<input type="checkbox"/>	<p>Physical facility, cyber-security sensitive, or critical 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 and/or General Order 66-D (“The subject information: (1) is not customarily in the public domain by providing a declaration in compliance with Section 3.2(c) stating that the subject information is not related to the location of a physical structure that is visible with the naked eye or is available publicly online or in print; and (2) the subject information either: could allow a bad actor to attack, compromise or incapacitate physically or electronically a facility providing critical utility service; or discusses vulnerabilities of a facility providing critical utility service”).</p> <p>(Protected under Gov. Code § 7927.705, 7929.205; 6 U.S.C. § 671; 6 CFR § 29.2)</p>	
<input checked="" 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>; Gov. Code §§ 7927.300, 7927.705, 7929.420, 7927.605, 7930.205; Evid. Code §1060; CPUC D.11-01-036)</p>	Attachment 1 in its entirety
<input type="checkbox"/>	<p>Corporate financial records.</p> <p>(Protected under Gov. Code §§ 7927.705, 7927.605)</p>	
<input type="checkbox"/>	<p>Third-Party information subject to non-disclosure or confidentiality agreements or obligations.</p>	

(Protected under Gov. Code § 7927.705; see, e.g., CPUC
D.11-01-036)

Other categories where disclosure would be against the
public interest.

(Gov. Code § 7922.000)

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 29th day of July, 2025 at Oakland, California.

/s/ Michael Medeiros
Michael Medeiros

VP, South Bay Delivery
Pacific Gas and Electric Company

PACIFIC GAS AND ELECTRIC COMPANY (U 39 E)

ATTACHMENT TO DECLARATION

July 29, 2025

ATTACHMENT NAME	DOCUMENT NAME	CATEGORY OF CONFIDENTIALITY	LOCATION
STACK_SS_EPC_Agreement_Final_5.11.23_FullyExecuted_CONF.pdf	Attachment 1: Switching Station EPC Agreement Between STACK Infrastructure, Inc. and Pacific Gas and Electric Company (CONFIDENTIAL)	Customer-specific data, which may include demand, loads, names, addresses, and billing data; Proprietary and trade secret information or other intellectual property and protected market sensitive/competitive data.	PDF in its entirety

Attachment 1

**Switching Station EPC Agreement Between STACK
Infrastructure, Inc. and
Pacific Gas and Electric Company**

(CONFIDENTIAL)

Cal P.U.C. Sheet No.	Title of Sheet	Cancelling Cal P.U.C. Sheet No.
59806-E	LIST OF CONTRACTS AND DEVIATIONS (Continued) Sheet 25	50563-E
59807-E	ELECTRIC TABLE OF CONTENTS Sheet 1	59804-E
59808-E	ELECTRIC TABLE OF CONTENTS Sheet 21	59599-E



LIST OF CONTRACTS AND DEVIATIONS
(Continued)

Sheet 25

Name and Location of Customer		Most Comparable Regular Tariff			
PG&E Installation Reference No.	Type or Class of Service	Execution and Expiration Dates	Commission Authorization Number and Date	Schedule or Rule No.	Contract Difference
<u>MISSION TRAIL REGION</u> (Cont'd.)					
<u>Other Customers</u> (Cont'd.)					
Qume Corp. International Business Park in San Jose	Coml	4-10-79 ---	---	Rule 2	Cost of Ownership Charge
Santa Maria Radiology Lab Santa Maria	Coml	5-22-79 ---	---	Rule 2	Cost of Ownership Charge
Peninsula Volunteers, Inc. Menlo Park	Domestic	11-1-79 ---	Res. E-1876 4-2-80	Rule 18	Master Metered
Union Oil Company Santa Maria	General Services	5-5-88 5 Years	D.88-08-056 8-24-88	E-20	Special Rate
Union Oil Company Santa Maria	General Services	12-27-91 ---	D.90-12-128 12-27-90	E-20	Special Rate Amendment
Marilyn Creer Canada Road	Domestic	9-1-92	Res. E-3260 3-31-92	Rule 15 Sect. E7	Uneconomic Line Purchase
TCI Cablevision of California, Inc. Santa Clara, Santa Cruz, and Monterey Counties	New Business	11-27-02 3 Years	Res. E-3819 Advice 2314-E	Rule 15 and Rule 16	Designated Workgroup Agreement
MetroFi, Inc. Mountain View	Coml	9-7-04	Res. E-3899 Advice 2551-E	Schedule A-1	Unmetered Electric Service
Natural Selection Foods, LLC San Benito	Coml/Ind/Ag	8-31-10 Indefinite	GO-96B, Section 7.1	Rule 15	Facility Agreement
Plains Exploration and Production Company	Commercial	12-20-11 Indefinite	Res. E-4483 Advice 3990-E	Rule 15 and Rule 16	Non-standard line extension agreement
China Mobile International Infrastructure (US1) Inc.	Commercial	04-14-20 ---	Res. E-5121 5-6-21 Advice 5848-E	Rule 15 and Rule 16	Non-standard service arrangements
Equinix Inc.	Commercial	04-14-20 ---	Res. E-5121 5-6-21 Advice 5848-E	Rule 15 and Rule 16	Non-standard service arrangements
RiCloud Corp.	Commercial	05-19-20 ---	Res. E-5121 5-6-21 Advice 5848-E	Rule 15 and Rule 16	Non-standard service arrangements
SI SVY01PG&E, LLC	Coml	04-11-25 ----	To be Authorized Upon Commission Approval	Rule 2, 15 and 16	Non-standard line extension agreement and Special Facilities Agreement (P)
STACK Infrastructure, Inc.	Coml	05-11-23 Upon acceptance and deeding over the station	To be Authorized Upon Commission Approval	Rule 15 and Rule 16	Non standard agreement for Applicant Build Work (N)

*1 to *4 See last page of Electric Contracts and Deviations Section for explanation of footnotes.

(Continued)

Advice 7653-E
Decision

Issued by
Shilpa Ramaiya
Vice President
Regulatory Proceedings and Rates

Submitted
Effective
Resolution

July 29, 2025



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Maps, Contracts and Deviations		59808-E	(T)
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Advice 7653-E
Decision

Issued by
Shilpa Ramaiya
Vice President
Regulatory Proceedings and Rates

Submitted July 29, 2025
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Maps, Contracts and Deviations

SERVICE AREA MAPS

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LIST OF CONTRACTS AND DEVIATIONS

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Vice President
Regulatory Proceedings and Rates

Submitted
Effective
Resolution

July 29, 2025

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

AT&T	Ellison Schneider & Harris LLP	Pacific Gas and Electric Company
Albion Power Company		Peninsula Clean Energy
Alta Power Group, LLC	Electrical Power Systems, Inc. Fresno	Pioneer Community Energy
Anderson & Poole	Engie North America	Public Advocates Office
BART	Engineers and Scientists of California	Redwood Coast Energy Authority
Ava Community Energy		Regulatory & Cogeneration Service, Inc.
BART		Resource Innovations
Buchalter	GenOn Energy, Inc.	Rockpoint Gas Storage
Barkovich & Yap, Inc.	Green Power Institute	
Biering & Brown LLP		San Diego Gas & Electric Company
Braun Blasing Smith Wynne, P.C.	Hanna & Morton LLP	San Jose Clean Energy
		SPURR
California Community Choice Association	ICF consulting	
California Cotton Ginners & Growers Association	iCommLaw	Sempra Utilities
California Energy Commission	International Power Technology	Sierra Telephone Company, Inc.
California Hub for Energy Efficiency	Intertie	Southern California Edison Company
California Alternative Energy and Advanced Transportation Financing Authority	Intestate Gas Services, Inc.	Southern California Gas Company
California Public Utilities Commission		Spark Energy
Calpine	Kaplan Kirsch LLP	Sun Light & Power
Cameron-Daniel, P.C.	Kelly Group	Sunshine Design
Casner, Steve	Ken Bohn Consulting	Stoel Rives LLP
Center for Biological Diversity	Keys & Fox LLP	
Chevron Pipeline and Power	Leviton Manufacturing Co., Inc.	Tecogen, Inc.
	Los Angeles County Integrated	TerraVerde Renewable Partners
		Tiger Natural Gas, Inc.
Clean Power Research	Waste Management Task Force	
Coast Economic Consulting		Utility Cost Management
Commercial Energy	MRW & Associates	
Crossborder Energy	Manatt Phelps Phillips	
Crown Road Energy, LLC	Marin Energy Authority	Water and Energy Consulting
	McClintock IP	
	McKenzie & Associates	
Davis Wright Tremaine LLP	Modesto Irrigation District	
Day Carter Murphy	NLine Energy Inc.	Yep Energy
Dept of General Services	NOSSAMAN LLP	
Douglass & Liddell	NRG Energy Inc.	
Downey Brand LLP		
	OnGrid Solar	