

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

Application of SAN DIEGO GAS & ELECTRIC
COMPANY (U 902-E) for Adoption of its 2010 Energy
Resource Recovery Account Revenue Requirement
Forecast and Review of its Power Procurement Balancing
Account

Application 09-10-xxx
(file on October 1, 2009)

**APPLICATION OF
SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E) FOR APPROVAL OF
ERRA FORECAST FOR 2010**

John A. Pacheco
Sempra Energy
101 Ash Street, HQ12
San Diego, California 92101-3017
Telephone: (619) 699-5130
Facsimile: (619) 699-5027
Email: jpacheco@sempra.com

Attorney for: SAN DIEGO GAS &
ELECTRIC COMPANY

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Requirement Forecast and Review of its Power
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**APPLICATION OF
SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E) FOR APPROVAL OF
ERRA FORECAST FOR 2010**

I. INTRODUCTION

In compliance with California Public Utilities Commission Decisions (“D.”) 02-10-062, D.02-12-074 and D.04-01-050 and the Commission’s Rules of Practice and Procedure, San Diego Gas & Electric Company (“SDG&E”) hereby submits its Energy Resource Recovery Account (“ERRA”) Revenue Requirement Forecast Application (“Application”). As discussed below and in greater detail in the supporting testimony accompanying this Application, SDG&E seeks approval of (1) a 2010 ERRA forecast revenue requirement of \$849 million (including franchise fees and uncollectibles); (2) a 2010 Competitive Transition Charge (“CTC”) revenue requirement of \$26 million; and (3) a new 2010 market benchmark price.¹ It should be noted that the 2010 ERRA and CTC forecasts are \$25.7 million and \$18.4 million, respectively, lower than the forecasts for 2009, for a combined total decrease of \$44 million. Accordingly, this application is not seeking authority to increase ERRA or CTC-related rates.

¹ The market benchmark is used to calculate above or below market costs associated with SDG&E’s combined total portfolio. The method of calculating the market benchmark is set forth in D.06-07-030 and, as modified in D.07-01-030, must be based on the average of forward energy prices recorded for the entire month of October. Accordingly, SDG&E will update its benchmark calculations following the release of benchmark data for October 2009 (typically, this update is provided in November).

II. BACKGROUND

On October 29, 2001, the Commission initiated R.01-10-024 (the “Procurement OIR”) to establish ratemaking mechanisms that would enable California investor-owned electric utilities (“IOUs”) to resume purchasing electric energy, capacity, ancillary services and related hedging instruments to fulfill their obligation to serve and meet the needs of their customers. In so doing, the Commission acknowledged that the utilities should be provided “flexibility in transacting for energy to meet their obligation to serve their customers . . .” so that the utilities “can take advantage of market opportunities that result in the low and stable prices.”² The Commission also acknowledged that the utilities desired assurance of more timely regulatory review and cost recovery for their procurement activities and costs. Such assurance ultimately came in the form of legislation, namely Assembly Bill (“AB”) 57.

Section 454.5(d)(3) of the PUC, initiated by AB 57, states that a procurement plan approved by the Commission shall accomplish, among other things, the following objectives:

Ensure timely recovery of prospective procurement costs incurred pursuant to an approved procurement plan. The commission shall establish rates based on forecasts of procurement costs adopted by the commission, actual procurement costs incurred, or combination thereof, as determined by the commission. The commission shall establish power procurement balancing accounts to track the differences between recorded revenues and costs incurred pursuant to an approved procurement plan. The commission shall review the power procurement balancing accounts, not less than semiannually, and shall adjust rates or order refunds, as necessary, to promptly amortize a balancing account, according to a schedule determined by the commission. Until January 1, 2006, the commission shall ensure that any overcollection or undercollection in the power procurement balancing account does not exceed 5 percent of the electrical corporation’s actual recorded generation

² D.02-10-062, at 2.

revenues for the prior calendar year excluding revenues collected for the Department of Water Resources.

In D.02-10-062, the Commission established the ERRA balancing account – the power procurement balancing account required by PUC §454.5(d)(3) – by which the IOUs must track their fuel and purchased power revenues³ against actual recorded costs. Consistent with PUC §454.5(d)(3), the Commission also established a semi-annual update process for fuel and purchased power forecasts and the ERRA mechanism.⁴ The balance of ERRA was not to exceed 5% (threshold point) of the electrical utility's actual recorded generation revenues for the prior calendar year, excluding revenues collected for the CDWR. Accordingly, D.02-10-062 established a trigger mechanism designed to avoid the 5% threshold point. Under the provisions of the trigger mechanism, SDG&E is required to file an expedited application for approval to adjust its rates in 60 days from the filing date when its ERRA balance reaches an undercollection or overcollection of 4% and is projected to exceed the 5% trigger.

A. 2003 and 2004 ERRA

On June 2, 2003, consistent with D.02-10-062, SDG&E filed A.03-06-002 requesting adoption of SDG&E's 2003 and 2004 ERRA forecast revenue requirements and approval of SDG&E's 2003 year-end ERRA trigger amount. In D.03-12-063, the Commission approved SDG&E's proposals. On December 1, 2003, SDG&E filed A.03-12-010, requesting that the Commission find its power procurement activities and expenses reasonable for the January 1, 2003 through September 30, 2003 time period. In D.04-09-003, the Commission determined that SDG&E's administration of power

³ This includes revenues from URG fuels; QF, bilateral, irrigation district and inter-utility contracts; power purchase contracts; ISO costs; credit/collateral; and other items as approved. *Id.*

⁴ See D.02-10-062, at 62.

purchase agreements and its procurement-related revenue and expenses recorded in its ERRA for January 1, 2003 through September 30, 2003 were reasonable and prudent.

B. 2005 ERRA

On January 20, 2004, the Commission issued D.04-01-050, which among other things, changed the schedule for the IOUs' semiannual ERRA applications. That decision required SDG&E to file its 2005 ERRA forecast revenue requirement application on October 1, 2004.⁵ In that decision, the Commission also required utilities to use ERRA applications as an opportunity "to make a showing that the Commission needs to review the power procurement balancing accounts and adjust rates or order refunds" consistent with PUC §454.5(d)(3).⁶

On October 1, 2004, SDG&E filed A.04-10-007, requesting Commission adoption of its 2005 ERRA revenue requirement forecast and set the 5% threshold amount for 2004 undercollections or overcollections. The Commission preliminarily categorized the proceeding as "ratesetting" and expected the application to go to hearings. The Commission changed its determination in D.05-02-008, given that no party protested SDG&E's filing. In D.05-03-014, the Commission adopted SDG&E's proposed 2005 ERRA revenue requirement forecast and approved the company's 5% threshold amount.

C. 2006 ERRA

On October 3, 2005, SDG&E filed A.05-10-004, requesting adoption of its 2006 ERRA revenue requirement forecast and review of its power procurement balancing account. In D.06-02-018, the Commission adopted SDG&E's proposed 2006 ERRA

⁵ D.04-01-050, at 172.

⁶ D.04-01-050, at 170.

revenue requirement forecast as shown in SDG&E's application and supporting testimony.

D. 2007 ERRRA

On October 2, 2006, SDG&E filed A.06-10-007, requesting adoption of its 2007 ERRRA revenue requirement forecast and review of its power procurement balancing account. In D.07-02-027, after the matter was uncontested, the Commission adopted SDG&E's 2007 ERRRA revenue requirement. Although this represented an increase over SDG&E's 2006 ERRRA revenue requirement forecast, rather than increase rates at that time, SDG&E was authorized to consolidate into one advice letter filing all its Commission-authorized electric commodity revenue requirements from other proceedings then being addressed by the Commission.

E. 2008 ERRRA

On October 5, 2007, SDG&E filed A.07-10-008, requesting adoption of its 2008 ERRRA revenue requirement forecast and review of its power procurement balancing account. SDG&E also asked that it be allowed to implement, on an interim basis, its projected 2008 ERRRA revenue requirement as of January 1, 2008 so that it could be consolidated with other required 2008 electric rate changes scheduled to go into effect at the same time. Additionally, SDG&E noted that it had an overcollected ERRRA balance that exceeded the ERRRA trigger amount and requested that the Commission approve its proposal to include the projected year-end overcollection as an offset to the 2008 ERRRA revenue requirement. Finally, to facilitate coordinated consideration of these proposals, SDG&E requested that its application be consolidated with its expedited ERRRA trigger

application. Initially, the Division of Ratepayer Advocates (“DRA”) protested the application, but following a further exchange of data, DRA withdrew its protest.

In D.08-02-030, the Commission adopted SDG&E’s 2008 ERRA revenue requirement forecast of \$870.881 million and an ongoing Competition Transition Charge (“CTC”) revenue requirement of \$51.864 million (these figures were updated following SDG&E’s receipt of updated market proxy price data from the Energy Division for the record period). With respect to SDG&E’s request for consolidation and its offset proposal, they were addressed in the separate trigger application (A.07-10-007). In D.07-12-042, the Commission noted that following discussions with one of the protestors, the request for consolidation was withdrawn. The Commission then went on to order SDG&E to return the trigger overcollection by consolidating the rate impacts with other January 1, 2008 changes in electric rates (essentially, reducing the impact of other rate increases).

F. 2009 ERRA

On October 1, 2008, SDG&E filed A.08-10-004, requesting adoption of its 2009 ERRA revenue requirement forecast and review of its power procurement balancing account. SDG&E also requested that, effective January 1, 2010, it be allowed to include its year-end ERRA balance in rates on January 1 of each year through the annual electric regulatory account update filing, provided that such balance is below the 5% ERRA trigger threshold.

Ultimately, the Commission approved SDG&E’s 2009 ERRA revenue requirement forecast of \$874.555 million, 2009 CTC revenue requirement forecast of \$44.414 million and a 2009 market benchmark price of \$70.48/megawatt-hour (including

distribution line losses). These adopted forecast numbers and benchmark were finalized during the proceeding and following the filing of an amended application and meet and confer with DRA. Most of the adjustments were caused by the considerable decreases in the price of natural gas during the latter part of 2008. Other changes were made to reflect the Energy Division's most current calculation of the 2009 market benchmark. The Commission also approved SDG&E proposal that it be allowed to include its year-end ERRA balance, if it is below the 5% trigger, in rates on January 1 of each year.

III. SUMMARY OF APPLICATION

In this Application, SDG&E identifies the forecast of its load, the resources available to meet the load, fuel costs, and costs for SDG&E's various energy resources. SDG&E used these forecasts to develop its 2010 ERRA and CTC revenue requirement forecasts. SDG&E asks the Commission to find these forecasts reasonable and to approve SDG&E's proposed 2010 ERRA and CTC revenue requirement forecasts.

IV. SUMMARY OF PREPARED TESTIMONY

In support of this Application, SDG&E provides the testimony of three witnesses. Those witnesses, and the issues they address, are summarized below and incorporated by reference herein:

1. Mr. Tony Choi

- forecasts the procurement costs SDG&E expects to record in 2010 to the ERRA
- describes the supply resources that SDG&E will use to meet its bundled customer load in 2010

2. Ms. Yvonne M. Le Mieux

- describes SDG&E's ERRA and Transition Cost Balancing Account ("TCBA")
- provides SDG&E's forecasted 2010 ERRA revenue requirement
- provides SDG&E's forecasted 2010 CTC revenue requirement

3. Ms. Cynthia Fang

- describes the applicability of non-bypassable charges to departing load
- describes the total portfolio and market benchmark methodology approved by the Commission for determining above market costs
- describes SDG&E's Power Charge Indifference Adjustment ("PCIA") calculations and their applicability to departing load

V. STATUTORY AND PROCEDURAL REQUIREMENTS

A. Rule 2.1 (a) – (c)

In accordance with Rule 2.1 (a) – (c) of the Commission's Rules of Practice and Procedure, SDG&E provides the following information.

1. Rule 2.1 (a) - Legal Name

SDG&E is a corporation organized and existing under the laws of the State of California. SDG&E is engaged in the business of providing electric service in a portion of Orange County and electric and gas service in San Diego County. SDG&E's principal place of business is 8330 Century Park Court, San Diego, California 92123. SDG&E's attorney in this matter is John A. Pacheco.

2. Rule 2.1 (b) - Correspondence

Correspondence or communications regarding this Application should be addressed to:

Kari Kloberdanz
Regulatory Case Manager
San Diego Gas & Electric Company
8330 Century Park Court, CP32D
San Diego, California 92123
Telephone: (858) 637-7960
Facsimile: (858) 654-1788
KKloberdanz@semprautilities.com

with copies to:

John A. Pacheco
Attorney for:
San Diego Gas & Electric Company
101 Ash Street
San Diego, CA 92101-3017
Telephone: (619) 699-5130
Facsimile: (619) 699-5027
JPacheco@sempra.com

3. Rule 2.1 (c)

a. Proposed Category of Proceeding

In accordance with Rule 7.1, SDG&E requests that this Application be categorized as ratesetting because SDG&E proposes to recover the forecasted 2010 ERRRA revenue requirement from its ratepayers, and the costs will thus influence SDG&E's rates.

b. Need for Hearings

SDG&E does not believe that approval of this Application will require hearings. SDG&E has provided ample supporting testimony, analysis and documentation that provide the Commission with a sufficient record upon which to grant the relief requested on an ex parte basis.

c. Issues to be Considered

The issues to be considered are described in this Application and the accompanying testimony and exhibits.

d. Proposed Schedule

SDG&E proposes the following schedule:

<u>ACTION</u>	<u>DATE</u>
Application filed	October 1, 2009
Approx. End of Response Period (including Applicant Reply)	November 12, 2009
Prehearing Conference	November 19, 2009
DRA and Intervener Testimony	December 10, 2009
Concurrent Rebuttals	January 8, 2010
Proposed Decision	February 8, 2010
Comments on Proposed Decision (reduced comment period)	March 1, 2010
Reply Comments on Proposed Decision	March 8, 2010
Commission Decision Adopted	March of 2010

B. Rule 2.2 – Articles of Incorporation

A copy of SDG&E's Restated Articles of Incorporation as last amended, presently in effect and certified by the California Secretary of State, was filed with the Commission on August 31, 2009 in connection with SDG&E's Application No. 09-08-019, and is incorporated herein by reference.

VI. CONFIDENTIAL INFORMATION

SDG&E is submitting the testimony supporting this Application in both public (redacted) and non-public (unredacted and confidential) form, consistent with SDG&E's declarations of confidential treatment attached to the witnesses' testimony and submitted in conformance with D.06-06-066 and D.08-04-023. In short, confidential treatment and redaction of such information is necessary in this proceeding to protect from inappropriate disclosure of confidential, commercially sensitive information (pertaining to SDG&E's electric procurement resources and strategies) that SDG&E witnesses must identify to support SDG&E's ERRR revenue requirements forecast for 2010.

VII. SERVICE

This is a new application. No service list has been established. Accordingly, SDG&E will serve this Application, testimony and related exhibits on parties to the service list for A.08-10-004 (last year's SDG&E ERRR forecast proceeding) and R.08-02-007 (2008 OIR to Integrate and Refine Procurement Policies Underlying Long-Term Procurement Plans). Hard copies will be sent by overnight mail to the Assigned Commissioner and Assigned ALJ in R.08-02-007 and Chief ALJ Karen Clopton.

VIII. CONCLUSION

WHEREFORE, SAN DIEGO GAS & ELECTRIC COMPANY requests that the Commission:

(1) approve as reasonable SDG&E's 2010 ERRR revenue requirement forecast regarding SDG&E's load, the resources available to meet SDG&E's load, fuel costs, and costs for SDG&E's various electric resources;

- (2) approve as reasonable SDG&E's projected 2010 CTC revenue requirement forecast;
- (3) approve as reasonable SDG&E 2010 market benchmark price; and
- (4) grant such additional relief as the Commission believes is just and reasonable.

SDG&E is ready to proceed with its showing in this Application.

Respectfully submitted,

By: /s/ John A. Pacheco
John A. Pacheco
Attorney for:
SAN DIEGO GAS & ELECTRIC COMPANY
101 Ash Street
San Diego, CA 92101
Telephone: (619) 699-5130
Facsimile: (619) 699-5027
E-mail: jpacheco@sempra.com

SAN DIEGO GAS & ELECTRIC COMPANY

By: /s/ LEE SCHAVRIEN
Lee Schavrien
San Diego Gas & Electric Company
Senior Vice President – Regulatory and Finance

DATED at San Diego, California, this 1st day of October 2009

OFFICER VERIFICATION

OFFICER VERIFICATION

Lee Schavrien declares the following:

I am an officer of San Diego Gas & Electric Company and am authorized to make this verification on its behalf. I am informed and believe that the matters stated in the foregoing **APPLICATION OF SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E) FOR APPROVAL OF ERRA FORECAST FOR 2010** are true to my own knowledge, except as to matters which are therein stated on information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on October 1, 2009 at San Diego, California.

/s/ LEE SCHAVRIEN_____

Lee Schavrien

San Diego Gas & Electric Company

Senior Vice President – Regulatory and Finance

CERTIFICATE OF SERVICE

I hereby certify that, pursuant to the Commission's Rules of Practice and Procedure, I have this day served a true and correct copy of the foregoing **APPLICATION OF SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E) FOR APPROVAL OF ERRA FORECAST FOR 2010** to each party of named in the official service list for proceeding A.08-10-004 (last year's SDG&E ERRA forecast proceeding) and R.08-02-007 (2008 OIR to Integrate and Refine Procurement Policies Underlying Long-Term Procurement Plans) by electronic mail. Those parties without an email address were served by placing copies in properly addressed and sealed envelopes and depositing such envelopes in the United States Mail with first-class postage prepaid. Copies were also sent via Federal Express to Commissioner Michael R. Peevey and Administrative Law Judges Hecht and Kolakowski, who are assigned to the R.08-02-007 proceeding and to Chief Administrative Law Judge Karen Clopton.

Executed this 1st day of October 2009, at San Diego, California.

/s/ Lisa Fucci-Ortiz
Lisa Fucci-Ortiz



California Public
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Parties

KEITH MCCREA
 ATTORNEY AT LAW
 SUTHERLAND ASHILL & BRENNAN
 1275 PENNSYLVANIA AVENUE NW
 WASHINGTON, DC 20004-2415
 FOR: CALIFORNIA MANUFACTURER & TECH.
 ASSN.

KEVIN BOUDREAUX
 CALPINE POWER AMERICA-CA LLC
 717 TEXAS AVENUE, SUITE 1000
 HOUSTON, CA 77002
 FOR: CALPINE POWER AMERICA-CA LLC

JIM SUEUGA
 ENERGY SERVICES MANAGER
 VALLEY ELECTRIC ASSOCIATION
 800 E. HWY 372, PO BOX 237
 PAHRUMP, NV 89041
 FOR: VALLEY ELECTRIC ASSOCIATION

MICHAEL MAZUR
 3 PHASES RENEWABLES LLC
 2100 SEPULVEDA BLVD, SUITE 37
 MANHATTAN BEACH, CA 90266
 FOR: 3PHASES ENERGY SERVICES

3 PHASES RENEWABLES LLC
 2100 SEPULVEDA BLVD, SUITE 37
 MANHATTAN BEACH, CA 90266
 FOR: 3 PHASES RENEWABLES LLC

E.J. WRIGHT
 OCCIDENTAL POWER SERVICES, INC.
 111 WEST OCEAN BOULEVARD
 LONG BEACH, TX 90802
 FOR: OCCIDENTAL POWER SERVICES INC

DANIEL W. DOUGLASS
 ATTORNEY AT LAW
 DOUGLASS & LIDDELL
 21700 OXNARD STREET, SUITE 1030
 WOODLAND HILLS, CA 91367
 FOR: WESTERN POWER TRADING
 FORUM/ALLIANCE FOR RETAIL MARKETS

FRANK ANNUNZIATO
 PRESIDENT
 AMERICAN UTILITY NETWORK INC.
 10705 DEER CANYON DR.
 ALTA LOMA, CA 91737-2483
 FOR: AMERICAN UTILITY NETWORK

DEANA MICHELLE NG
 SOUTHERN CALIFORNIA EDISON CO.
 2244 WALNUT GROVE AVENUE
 ROSEMEAD, CA 91770
 FOR: SOUTHERN CALIFORNIA EDISON CO.

RONALD MOORE
 SR. REGULATORY ANALYST
 GOLDEN STATE WATER CO/BEAR VALLEY
 630 EAST FOOTHILL BLVD.
 SAN DIMAS, CA 91773
 FOR: SOUTHERN CALIFORNIA WATER COMPANY

DON GARBER
ATTORNEY AT LAW
SEMPRA ENERGY
101 ASH STREET, HQ 12
SAN DIEGO, CA 92101
FOR: SAN DIEGO GAS & ELECTRIC COMPANY

JOHN PACHECO
ATTORNEY AT LAW
SAN DIEGO GAS & ELECTRIC
101 ASH STREET
SAN DIEGO, CA 92101
FOR: SDG&E

MEGAN SAUNDERS
SEMPRA ENERGY SOLUTIONS
101 ASH STREET, HQ09
SAN DIEGO, CA 92101-3017
FOR: SEMBRA ENERGY SOLUTIONS

LISA G. URICK
ATTORNEY AT LAW
SEMPRA ENERGY
101 ASH STREET, PO BOX 1831
SAN DIEGO, CA 92112
FOR: SAN DIEGO GAS & ELECTRIC

THOMAS DARTON
PILOT POWER GROUP, INC.
8910 UNIVERSITY CENTER LANE, STE 520
SAN DIEGO, CA 92122
FOR: PILOT POWER GROUP INC

WENDY KEILANI
REGULATORY CASE MANAGER
SAN DIEGO GAS & ELECTRIC
8330 CENTURY PARK COURT, CP32B
SAN DIEGO, CA 92123
FOR: SAN DIEGO GAS & ELECTRIC

STEVE RAHON
DIRECTOR, TARIFF & REG. ACCOUNTS
SAN DIEGO GAS & ELECTRIC COMPANY (902)
8330 CENTURY PARK COURT, CP32C
SAN DIEGO, CA 92123-1548
FOR: SAN DIEGO GAS & ELECTRIC COMPANY

DAVID J. COYLE
GENERAL MANAGER
ANZA ELECTRIC CO-OPERATIVE, INC (909)
PO BOX 391908 / 58470 HWY 371
ANZA, CA 92539-1909
FOR: ANZA ELECTRIC CO-OPERATIVE INC

INGER GOODMAN
COMMERCE ENERGY INC
600 ANTON AVE., SUITE 2000
COSTA MESA, CA 92626
FOR: COMMERCE ENERGY INC

LILI SHAHRIARI
AOL UTILITY CORP
12752 BARRETT LANE
SANTA ANA, CA 92705
FOR: AOL UTILITY CORP

GEORGE HANSON
DEPARTMENT OF WATER AND POWER
CITY OF CORONA
730 CORPORATION YARD WAY
CORONA, CA 92880
FOR: CITY OF CORONA

TAM HUNT
HUNT CONSULTING
4344 MODOC ROAD, 15
SANTA BARBARA, CA 93110
FOR: COMMUNITY ENVIRONMENTAL COUNCIL

MONA TIERNEY-LLOYD
SENIOR MANAGER WESTERN REG. AFFAIRS
ENERNOC, INC.
PO BOX 378
CAYUCOS, CA 93430
FOR: ENERNOC, INC.

NORA SHERIFF
ATTORNEY AT LAW
ALCANTAR & KAHL, LLP
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO, CA 94015
FOR: CAC/EPUC

SUE MARA
RTO ADVISORS, LLC.
164 SPRINGDALE WAY
REDWOOD CITY, CA 94062
FOR: ALLIANCE FOR RETAIL ENERGY MARKETS

CHRISTOPHER CLAY
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 4300
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
FOR: DRA

NOEL OBIORA
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 4107
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
FOR: DRA

SEPIDEH KHOSROWJAH
CALIF PUBLIC UTILITIES COMMISSION
DRA - ADMINISTRATIVE BRANCH
ROOM 4205
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
FOR: DRA

AUDREY CHANG
DIRECTOR-CALIFORNIA CLIMATE PROGRAM
NATURAL RESOURCES DEFENSE COUNCIL
111 SUTTER STREET, 20TH FLOOR
SAN FRANCISCO, CA 94104
FOR: NATURAL RESOURCES DEFENSE COUNCIL

MICHEL PETER FLORIO
ATTORNEY AT LAW
THE UTILITY REFORM NETWORK
115 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA 94104
FOR: TURN

CORY M. MASON
ATTORNEY AT LAW
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET, MC B30A
SAN FRANCISCO, CA 94105-1814
FOR: PG&E

BRIAN T. CRAGG
ATTORNEY AT LAW
GOODIN, MACBRIDE, SQUERI, DAY & LAMPREY
505 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA 94111
FOR: INDEPENDANT ENERGY PRODUCERS

JEANNE ARMSTRONG
ATTORNEY AT LAW
GOODIN, MACBRIDE, SQUERI, DAY & LAMPREY
505 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA 94111
FOR: RRI ENERGY, INC

LISA COTTLE
ATTORNEY AT LAW
WINSTON & STRAWN LLP
101 CALIFORNIA STREET, 39TH FLOOR
SAN FRANCISCO, CA 94111
FOR: MIRANT CALIFORNIA/MIRANT DELTA AND
MIRANT POTRERO

JEFFREY P. GRAY
ATTORNEY AT LAW
DAVIS WRIGHT TREMAINE LLP
505 MONTGOMERY STREET, SUITE 800
SAN FRANCISCO, CA 94111-6533
FOR: CALPINE CORPORATION

CHARLES MIDDLEKAUFF
ATTORNEY AT LAW
PACIFIC GAS AND ELECTRIC COMPANY
PO BOX 7442
SAN FRANCISCO, CA 94120
FOR: PACIFIC GAS AND ELECTRIC COMPANY

MARK HUFFMAN
ATTORNEY AT LAW
PACIFIC GAS AND ELECTRIC COMPANY
PO BOX 7442
SAN FRANCISCO, CA 94120
FOR: PACIFIC GAS & ELECTRIC CO

SARA STECK MYERS
ATTORNEY AT LAW
LAW OFFICES OF SARA STECK MYERS
122 - 28TH AVENUE
SAN FRANCISCO, CA 94121
FOR: CENTER FOR ENERGY EFFICIENCY AND
RENEWABLE TECHNOLOGIES (CEERT)

BRIAN K. CHERRY
VP, REGULATORY RELATIONS
PACIFIC GAS AND ELECTRIC COMPANY
PO BOX 770000, MAIL CODE: B10C
SAN FRANCISCO, CA 94177
FOR: PACIFIC GAS AND ELECTRIC

JENNIFER CHAMBERLIN
MGR. REG & GOV. AFFAIRS
STRATEGIC ENERGY LTD
2633 WELLINGTON CT.
CLYDE, CA 94520
FOR: STRATEGIC ENERGY LTD

WILLIAM H. BOOTH
ATTORNEY AT LAW
LAW OFFICE OF WILLIAM H. BOOTH
67 CARR DRIVE
MORAGA, CA 94556
FOR: LAW OFFICE OF WILLIAM H. BOOTH

ROBERT FREEHLING
LOCAL POWER RESEARCH DIRECTOR
LOCAL POWER
PO BOX 606
FAIR OAKS, CA 94574
FOR: WOMEN'S ENERGY MATTERS (WEM)

RICK C. NOGER
PRAXAIR, INC.
2430 CAMINO RAMON DRIVE, STE. 300
SAN RAMON, CA 94583
FOR: PRAXAR PLAINFIELD INC

GREGG MORRIS
DIRECTOR
GREEN POWER INSTITUTE
2039 SHATTUCK AVENUE, STE 402
BERKELEY, CA 94704
FOR: GREEN POWER INSTITUTE

LAURA WISLAND
UNION OF CONCERNED SCIENTISTS
2397 SHATTUCK AVE., SUITE 203
BERKELEY, CA 94704
FOR: UNION OF CONCERNED SCIENTISTS

CLYDE S. MURLEY
INDEPENDENT CONSULTANT
1031 ORDWAY STREET
ALBANY, CA 94706
FOR: UNION OF CONCERNED SCIENTISTS

BARBARA GEORGE
WOMEN'S ENERGY MATTERS
PO BOX 548
FAIRFAX, CA 94978-0548
FOR: WOMEN'S ENERGY MATTERS (WEM)

L. JAN REID
COAST ECONOMIC CONSULTING
3185 GROSS ROAD
SANTA CRUZ, CA 95062
FOR: COAST ECONOMIC CONSULTING

MARTIN HOMECH
ATTORNEY AT LAW
LAW OFFICE OF MARTIN HOMECH
PO BOX 4471
DAVIS, CA 95617
FOR: CALIFORNIANS FOR RENEWABLE ENERGY,
INC

BALDASSARO DI CAPO
COUNSEL
CALIFORNIA INDEPENDENT SYSTEM OPERATOR
151 BLUE RAVINE ROAD
FOLSOM, CA 95630
FOR: CALIFORNIA INDEPENDENT SYSTEM
OPERATOR

MELANIE GILLETTE
WESTERN REGULATORY AFFAIRS
ENERNOC, INC.
115 HAZELMERE DRIVE
FOLSOM, CA 95630
FOR: WESTERN REGULATORY AFFAIRS

CHIEF OPERATING OFFICER
MOUNTAIN UTILITIES
PO BOX 205
KIRKWOOD, CA 95646
FOR: MOUNTAIN UTILITIES

CAROLYN M. KEHREIN
ENERGY MANAGEMENT SERVICES
2602 CELEBRATION WAY
WOODLAND, CA 95776
FOR: ENERGY MANAGEMENT SERVICES

MICHAEL DOUGHTON
SENIOR STAFF COUNSEL
CALIFORNIA ENERGY COMMISSION
1516 9TH STREET, MS-14
SACRAMENTO, CA 95814
FOR: CALIFORNIA ENERGY COMMISSION

SCOTT BLAISING
ATTORNEY AT LAW
BRAUN BLAISING MCLAUGHLIN P.C.
915 L STREET, STE. 1270
SACRAMENTO, CA 95814
FOR: CALIFORNIA MUNICIPAL UTILITIES
ASSOCIATION

ANDREW B. BROWN
ATTORNEY AT LAW
ELLISON SCHNEIDER & HARRIS, LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO, CA 95816-5905
FOR: CONSTELLATION COMMODITIES GROUP
AND CONSTELLATION NEW ENERGY, INC.

JEDEDIAH J. GIBSON
ATTORNEY AT LAW
ELLISON SCHNEIDER & HARRIS LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO, CA 95816-5905
FOR: SIERRA PACIFIC POWER CORP.

ANN L. TROWBRIDGE
ATTORNEY AT LAW
DAY CARTER & MURPHY, LLP
3620 AMERICAN RIVER DRIVE, SUITE 205
SACRAMENTO, CA 95864
FOR: MERCED IRRIGATION DISTRICT/MODESTO
IRRIGATION DISTRICT

DAN SILVERIA
SURPRISE VALLEY ELECTRIC CORPORATION
PO BOX 691
ALTURAS, CA 96101
FOR: SURPRISE VALLEY ELECTRIC
CORPORATION

JESSICA NELSON
ENERGY SERVICES MANAGER
PLUMAS SIERRA RURAL ELECTRIC COOP. (908)
73233 STATE ROUTE 70
PORTOLA, CA 96122-7069
FOR: PLUMAS SIERRA RURAL ELECTRIC COOP.

Information Only

KEVIN PORTER
SENIOR ANALYST
EXETER ASSOCIATES, INC.
5565 STERRETT PLACE, SUITE 310
COLUMBIA, MD 21044

RALPH E. DENNIS
DENNIS CONSULTING
2805 BITTERSWEET LANE
LA GRANGE, KY 40031

CYNTHIA FONNER
CONSTELLATION ENERGY RESOURCES, LLC
550 W. WASHINGTON ST, SUITE 300
CHICAGO, IL 60661

JIM ROSS
RCS, INC.
500 CHESTERFIELD CENTER, SUITE 320
CHESTERFIELD, MO 63017

GRETCHEN SCHOTT
SENIOR COUNSEL
RRI ENERGY, INC
1000 MAIN STREET
HOUSTON, TX 77002

TRENT CARLSON
VP, REGULATORY AFFAIRS
RRI ENERGY, INC
1000 MAIN STREET
HOUSTON, TX 77002

WILLIAM W. TOMLINSON
EL PASO CORPORATION
2 NORTH NEVADA AVE.
COLORADO SPRINGS, CA 80903

KEVIN J. SIMONSEN
ENERGY MANAGEMENT SERVICES
646 EAST THIRD AVENUE
DURANGO, CO 81301

LORRAINE A. PASKETT
VICE PRES., POLICY & MARKET DEVELOPMENT
FIRST SOLAR, INC.
350 WEST WASHINGTON STREET, SUITE 600
TEMPE, AZ 85281

HUGH YAO
SOUTHERN CALIFORNIA GAS COMPANY
555 W. 5TH ST, GT22G2
LOS ANGELES, CA 90013
FOR: SOUTHERN CALIFORNIA GAS COMPANY

BO BUCHYNSKY

NORMAN A. PEDERSEN, ESQ.

DIAMOND GENERATING CORPORATION
333 SOUTH GRNAD AVE., SUITE 1570
LOS ANGELES, CA 90071

HANNA & MORTON LLP
444 S. FLOWER STREET, SUITE 1500
LOS ANGELES, CA 90071-2916

AKBAR JAZAYEIRI
DIR. REVENUE & TARIFFS, RM 390
SOUTHERN CALIFORNIA EDISON COMPANY
PO BOX 800, 2241WALNUT GROVE AVE
ROSEMEAD, CA 91770
FOR: SOUTHERN CALIFORNIA EDISON COMPANY

AMBER DEAN WYATT
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVENUE
ROSEMEAD, CA 91770

CASE ADMINISTRATION
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVE
ROSEMEAD, CA 91770
FOR: SOUTHERN CALIFORNIA EDISON COMPANY

MICHAEL D. MONTOYA
ATTORNEY AT LAW
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVENUE, PO BOX 800
ROSEMEAD, CA 91770
FOR: SOUTHERN CALIFORNIA EDISON COMPANY

CARLOS F. PENA
SEMPRA ENERGY
101 ASH STREET, HQ12
SAN DIEGO, CA 92101
FOR: SEMPRE ENERGY

SHARON FIROOZ
CA BUS. DEVELOPMENT AND REG. AFFAIRS
110 WEST A STREET, SUITE 675
SAN DIEGO, CA 92101

YVONNE GROSS
REGULATORY POLICY MANAGER
SEMPRA ENERGY
101 ASH STREET, HQ08C
SAN DIEGO, CA 92101

TOM CORR
MANAGER, REGULATORY POLICY
SEMPRA GLOBAL
101 ASH STREET, 8TH FL.
SAN DIEGO, CA 92101-3017

DON LIDDELL
ATTORNEY AT LAW
DOUGLASS & LIDDELL
2928 2ND AVENUE
SAN DIEGO, CA 92103

MARCIE MILNER
4445 EASTGATE MALL, SUITE 100
SAN DIEGO, CA 92121

KARI KLOBERDANZ
REGULATORY CASE ADMINISTRATOR
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK COURT, CP32D
SAN DIEGO, CA 92123

SEMPRA ENERGY UTILITIES
CENTRAL FILES
8330 CENTURY PARK COURT
SAN DIEGO, CA 92123-1548
FOR: SEMPRE ENERGY UTILITIES

JOHN W. LESLIE, ESQ.
ATTORNEY AT LAW
LUCE, FORWARD, HAMILTON & SCRIPPS, LLP
11988 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92130

JOEL M. HVIDSTEN
KINDER MORGAN ENERGY FORECASTER
1100 TOWN & COUNTRY ROAD, SUITE 700
ORANGE, CA 92868

SHAWN COX
KINDER MORGAN ENERGY FORECASTER
1100 TOWN & COUNTRY ROAD, SUITE 700
ORANGE, CA 92868

DAVID ORTH
GENERAL MANAGER
SAN JOAQUIN VALLEY POWER AUTHORITY
4886 EAST JENSEN AVENUE
FRESNO, CA 93725
FOR: SAN JOAQUIN VALLEY POWER AUTHORITY

EVELYN KAHL
ATTORNEY AT LAW
ALCANTAR & KAHL, LLP
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO, CA 94015

RONALD AOKI
ALCANTAR & KAHL
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO, CA 94015

MARC D. JOSEPH
ATTORNEY AT LAW
ADAMS BROADWELL JOSEPH & CARDOZO
601 GATEWAY BLVD. STE 1000
SOUTH SAN FRANCISCO, CA 94080

KAREN P. PAULL
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 4300
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

JEANNE M. SOLE'
CITY AND COUNTY OF SAN FRANCISCO

STEPHEN A. S. MORRISON
CITY & COUNTY OF SAN FRANCISCO

CITY HALL, RM 234
1 DR. CARLTON B. GOODLET PLACE
SAN FRANCISCO, CA 94102-4682

CITY HALL, SUITE 234
1 DR CARLTON B. GOODLET PLACE
SAN FRANCISCO, CA 94102-4682

SANDRA ROVETTI
REGULATORY AFFAIRS MANAGER
SAN FRANCISCO PUC
1155 MARKET STREET, 4TH FLOOR
SAN FRANCISCO, CA 94103

AMBER MAHONE
ENERGY & ENVIRONMENTAL ECONOMICS, INC.
101 MONTGOMERY STREET, SUITE 1600
SAN FRANCISCO, CA 94104

MATTHEW FREEDMAN
ATTORNEY AT LAW
THE UTILITY REFORM NETWORK
115 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA 94104

MICHAEL ALCANTAR
ATTORNEY AT LAW
ALCANTAR & KAHL, LLP
120 MONTGOMERY STREET, SUITE 2200
SAN FRANCISCO, CA 94104

NOAH LONG
NATURAL RESOURCES DEFENSE COUNCIL
111 SUTTER STREET, 20TH FLOOR
SAN FRANCISCO, CA 94104

PETER MILLER
NATURAL RESOURCES DEFENSE COUNCIL
111 SUTTER STREET, 20TH FLOOR
SAN FRANCISCO, CA 94104

ALICE GONG
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE ST. MC B9A
SAN FRANCISCO, CA 94105

GEORGE ZAHARIUDAKIS
PACIFIC GAS AND ELECTRIC COMPANY
MAIL CODE B9A
77 BEALE STREET, RM. 904
SAN FRANCISCO, CA 94105

KAREN TERRANOVA
ALCANTAR & KAHL, LLP
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO, CA 94105

LARRY NIXON
PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE ST., MC B9A
SAN FRANCISCO, CA 94105

SEEMA SRINIVASAN
ALCANTAR & KAHL
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO, CA 94105

J. JOSHUA DAVIDSON
ATTORNEY AT LAW
DAVIS WRIGHT TREMAINE, LLP
505 MONTGOMERY STREET, SUITE 800
SAN FRANCISCO, CA 94111

JULIE L. FIEBER
FOLGER LEVIN & KAHN LLP
275 BATTERY STREET, 23RD FLOOR
SAN FRANCISCO, CA 94111

ROBERT GEX
DAVIS WRIGHT TREMAINE LLP
505 MONTGOMERY STREET, SUITE 800
SAN FRANCISCO, CA 94111

SETH D. HILTON
STOEL RIVES, LLP
555 MONTGOMERY ST., SUITE 1288
SAN FRANCISCO, CA 94111

CALIFORNIA ENERGY MARKETS
425 DIVISADERO STREET, STE 303
SAN FRANCISCO, CA 94117

CALIFORNIA ENERGY MARKETS
425 DIVISADERO ST., SUITE 303
SAN FRANCISCO, CA 94117

WILLIAM MANHEIM
PACIFIC GAS & ELECTRIC COMPANY
PO BOX 7442
SAN FRANCISCO, CA 94120

EDWARD C. REMEDIOS
33 TOLEDO WAY
SAN FRANCISCO, CA 94123-2108

CASE COORDINATION
PACIFIC GAS AND ELECTRIC COMPANY
PO BOX 770000; MC B9A
SAN FRANCISCO, CA 94177

ALEXIS K. WODTKE
STAFF ATTORNEY
CONSUMER FEDERATION OF CALIFORNIA
520 S. EL CAMINO REAL, STE. 340
SAN MATEO, CA 94402

BETH VAUGHAN
CALIFORNIA COGENERATION COUNCIL
4391 NORTH MARSH ELDER CT.
CONCORD, CA 94521

KERRY HATTEVIK
DIRECTOR OF REG. AND MARKET AFFAIRS
NRG ENERGY
829 ARLINGTON BLVD.
EL CERRITO, CA 94530

PETER O'BRIEN
BUSINESS DEVELOPMENT MANAGER
COOL EARTH SOLAR, INC
4659 LAS POSITAS RD., SUITE C
LIVERMORE, CA 94551

ANDREW J. VAN HORN
VAN HORN CONSULTING
12 LIND COURT
ORINDA, CA 94563

MATTHEW BARMACK
CALPINE CORPORATION
4360 DUBLIN BLVD., SUITE 100
DUBLIN, CA 94568

ARIS KOWALESKI
VICE PRES., GOVERNMENT & REGULATORY
CALPINE CORPORATION
3875 HOPYARD ROAD, SUITE 345
PLEASANTON, CA 94588

JOHN KOTOWSKI
CHIEF EXECUTIVE OFFICER
GLOBAL ENERGY PARTNERS, LLC
500 YGNACIO VALLEY RD, SUITE 450
WALNUT CREEK, CA 94596
FOR: GLOBAL ENERGY PARTNERS, LLC

WILLIAM F. DIETRICH
ATTORNEY AT LAW
DIETRICH LAW
2977 YGNACIO VALLEY ROAD, NO. 613
WALNUT CREEK, CA 94598-3535

ARTHUR L. HAUBENSTOCK
BRIGHTSOURCE ENERGY, INC.
1999 HARRISON STREET, SUITE 2150
OAKLAND, CA 94612

MRW & ASSOCIATES, INC.
1814 FRANKLIN STREET, SUITE 720
OAKLAND, CA 94612

DOCKET COORDINATOR
5727 KEITH ST.
OAKLAND, CA 94618

SEAN P. BEATTY
SR. MGR. EXTERNAL & REGULATORY AFFAIRS
MIRANT CALIFORNIA, LLC
696 WEST 10TH STREET
PITTSBURG, CA 94707

NANCY RADER
EXECUTIVE DIRECTOR
CALIFORNIA WIND ENERGY ASSOCIATION
2560 NINTH STREET, SUITE 213A
BERKELEY, CA 94710

ALAN H. SANSTAD
LAWRENCE BERKELEY NATIONAL LABORATORY
90-4000, NO. 1 CYCLOTRON RD.
BERKELEY, CA 94720

GALEN BARBOSE
LAWRENCE BERKELEY NATIONAL LAB
MS 90-4000
1 CYCLOTRON RD.
BERKELEY, CA 94720
FOR: LAWRENCE BERKELEY NATIONAL LAB

PHILLIP MULLER
SCD ENERGY SOLUTIONS
436 NOVA ALBION WAY
SAN RAFAEL, CA 94903

MICHAEL E. BOYD
PRESIDENT
CALIFORNIANS FOR RENEWABLE ENERGY, INC.
5439 SOQUEL DRIVE
SOQUEL, CA 95073

BARRY F. MCCARTHY
ATTORNEY AT LAW
MCCARTHY & BERLIN, LLP
100 W. SAN FERNANDO ST., SUITE 501
SAN JOSE, CA 95113

C. SUSIE BERLIN
ATTORNEY AT LAW
MCCARTHY & BERLIN LLP
100 W. SAN FERNANDO ST., SUITE 501
SAN JOSE, CA 95113

JOY A. WARREN
REGULATORY ADMINISTRATOR
MODESTO IRRIGATION DISTRICT
1231 11TH STREET
MODESTO, CA 95354

BARBARA R. BARKOVICH
BARKOVICH & YAP
44810 ROSEWOOD TERRACE
MENDOCINO, CA 95460

TOBIN RICHARDSON
RICHARDSON GROUP
1416 VIGO COURT
DAVIS, CA 95618

JUDITH SANDERS
CALIFORNIA ISO
151 BLUE RAVINE ROAD
FOLSOM, CA 95630

WADE MCCARTNEY
SR. MARKET DESIGN & POLICY SPECIALIST
CALIFORNIA INDEPENDENT SYSTEM OPERATOR
151 BLUE RAVINE ROAD
FOLSOM, CA 95630

CALIFORNIA ISO
LEGAL & REGULATORY DEPT.
151 BLUE RAVINE ROAD
FOLSOM, CA 95630

BRIAN THEAKER
DYNEGY, INC.
3161 KEN DEREK LANE
PLACERVILLE, CA 95667

LON W. HOUSE, PH.D
WEC
4901 FLYING C RD.
CAMERON PARK, CA 95682

MARY LYNCH
VP - REGULATORY AND LEGISLATIVE AFFAIRS
CONSTELLATION ENERGY COMMODITIES GRP
5074 NAWAL DRIVE
EL DORADO HILLS, CA 95762

TOM POMALES
CALIFORNIA AIR RESOURCES BOARD
1001 I STREET
SACRAMENTO, CA 95812

AMBER RIESENHUBER
ENERGY ANALYST
INDEPENDENT ENERGY PRODUCERS ASSOC.
1215 K STREET, SUITE 900
SACRAMENTO, CA 95814

AUDRA HARTMANN
DYNEGY INC.
980 NINTH STREET, SUITE 2130
SACRAMENTO, CA 95814

DANIELLE OSBORN-MILLS
REGULATORY AFFAIRS COORDINATOR
CEERT
1100 11TH STREET, SUITE 311
SACRAMENTO, CA 95814

DOUG DAVIE
WELLHEAD ELECTRIC COMPANY
650 BERECUT DRIVE, SUITE C
SACRAMENTO, CA 95814

JOSE CARMONA
DIRECTOR OF ADVOCACY
CEERT
1100 11TH STREET, STE 311
SACRAMENTO, CA 95814
FOR: CENTER FOR ENERGY EFFICIENCY AND
RENEWABLE TECHNOLOGIES (CEERT)

KEVIN WOODRUFF
WOODRUFF EXPERT SERVICES, INC.
1100 K STREET, SUITE 204
SACRAMENTO, CA 95814

RYAN BERNARDO
BRAUN BLAISING MCLAUGHLIN, P.C.
915 L STREET, SUITE 1270
SACRAMENTO, CA 95814

STEVEN KELLY
POLICY DIRECTOR
INDEPENDENT ENERGY PRODUCERS ASSOCIATION
1516 K STREET, SUITE 900
SACRAMENTO, CA 95814

VICKI FERGUSON
BRAUN & BLAISING, PC
915 L STREET, SUITE 1270
SACRAMENTO, CA 95814

BRIAN S. BIERING
ELLISON SCHNEIDER & HARRIS, LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO, CA 95816-5905
FOR: LARGE-SCALE SOLAR ASSOCIATION

TIMOTHY N. TUTT
SACRAMENTO MUNICIPAL UTILITIES DISTRICT
6201 S. STREET, M.S. B404
SACRAMENTO, CA 95817-1899

SHANNON EDDY
2501 PORTOLA WAY
SACRAMENTO, CA 95818

CHRISTINE HENNING
LARGE-SCALE SOLAR ASSOCIATION
3572 HUNTSMAN DRIVE
SACRAMENTO, CA 95826

KAREN NORENE MILLS
ATTORNEY AT LAW
CALIFORNIA FARM BUREAU FEDERATION
2300 RIVER PLAZA DRIVE
SACRAMENTO, CA 95833

KAREN LINDH
LINDH & ASSOCIATES
7909 WALERGA ROAD, STE 112, PMB 119
ANTELOPE, CA 95843

JORDAN WHITE
SENIOR ATTORNEY
PACIFICORP
825 NE MULTNOMAH STREET, SUITE 1800
PORTLAND, OR 97232
FOR: PACIFICORP

MARK TUCKER
PACIFICORP
825 NE MULTNOMAH, SUITE 2000
PORTLAND, OR 97232

State Service

AMY C. BAKER
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION

ANDREW CAMPBELL
CALIF PUBLIC UTILITIES COMMISSION
EXECUTIVE DIVISION

AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

ROOM 5203
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

ANNE GILLETTE
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

BISHU CHATTERJEE
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

CHARLYN A. HOOK
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 4107
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

CLAIRE EUSTACE
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY PLANNING & POLICY BRANCH
ROOM 4104
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

DAVID PECK
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY PLANNING & POLICY BRANCH
ROOM 4103
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

ELIZABETH DORMAN
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 4300
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

ELIZABETH STOLTZFUS
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

JACLYN MARKS
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

JESSICA T. HECHT
CALIF PUBLIC UTILITIES COMMISSION
DIVISION OF ADMINISTRATIVE LAW JUDGES
ROOM 5113
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

JULIE A. FITCH
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
ROOM 4004
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

KEITH D WHITE
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

LANA TRAN
CALIF PUBLIC UTILITIES COMMISSION
ELECTRIC GENERATION PERFORMANCE BRANCH
AREA 2-D
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

MARCELO POIRIER
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
ROOM 5025
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

MARY JO STUEVE
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY PLANNING & POLICY BRANCH
ROOM 4101
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

MATTHEW CROSBY
CALIF PUBLIC UTILITIES COMMISSION
POLICY & PLANNING DIVISION
ROOM 5119
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

MATTHEW DEAL
CALIF PUBLIC UTILITIES COMMISSION
EXECUTIVE DIVISION
ROOM 5215
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

MATTHEW TISDALE
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY PLANNING & POLICY BRANCH
ROOM 4104
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

MELISSA SEMCER
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

MERI LEVY
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY PLANNING & POLICY BRANCH
ROOM 4102

MICHAEL COLVIN
CALIF PUBLIC UTILITIES COMMISSION
POLICY & PLANNING DIVISION
ROOM 5119

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

NATHANIEL SKINNER
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

NIKA ROGERS
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY PLANNING & POLICY BRANCH
ROOM 4101
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

PAUL DOUGLAS
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

PETER SKALA
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

ROBERT L. STRAUSS
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

SARA M. KAMINS
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

SEAN A. SIMON
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

SIMON BAKER
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
AREA 4-A
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214
FOR: ENERGY

VALERIE BECK
CALIF PUBLIC UTILITIES COMMISSION
ELECTRIC GENERATION PERFORMANCE BRANCH
AREA 2-D
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

VICTORIA S KOLAKOWSKI
CALIF PUBLIC UTILITIES COMMISSION
DIVISION OF ADMINISTRATIVE LAW JUDGES
ROOM 5117
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

CONSTANCE LENI
CALIFORNIA ENERGY COMMISSION
MS-20
1516 NINTH STREET
SACRAMENTO, CA 95814

DAVID VIDAVER
CALIFORNIA ENERGY COMMISSION
1516 NINTH STREET, MS-20
SACRAMENTO, CA 95814-5512

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FILER: SAN DIEGO GAS & ELECTRIC COMPANY
LIST NAME: LIST
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Parties

JOHN A. PACHECO
 ATTORNEY AT LAW
 SAN DIEGO GAS & ELECTRIC COMPANY
 101 ASH STREET, HQ-12
 SAN DIEGO, CA 92101-3017
 FOR: SAN DIEGO GAS & ELECTRIC COMPANY

MITCHELL SHAPSON
 CALIF PUBLIC UTILITIES COMMISSION
 LEGAL DIVISION
 ROOM 4107
 505 VAN NESS AVENUE
 SAN FRANCISCO, CA 94102-3214
 FOR: DRA

MARK FULMER
 MRW & ASSOCIATES
 1814 FRANKLIN STREET, SUITE 720
 OAKLAND, CA 94612
 FOR: ALLIANCE FOR RETAIL ENERGY MARKETS
 (AREM)

Information Only

CENTRAL FILES
 SAN DIEGO GAS AND ELECTRIC COMPANY
 8330 CENTURY PARK COURT, CP-31E
 SAN DIEGO, CA 92123

KARI KLOBERDANZ
 REGULATORY CASE ADMINISTRATOR
 SAN DIEGO GAS & ELECTRIC COMPANY
 8330 CENTURY PARK COURT, CP32D
 SAN DIEGO, CA 92123

WENDY KEILANI
 REGULATORY CASE MANAGER
 SAN DIEGO GAS & ELECTRIC
 8330 CENTURY PARK COURT, CP32B
 SAN DIEGO, CA 92123
 FOR: SAN DIEGO GAS & ELECTRIC COMPANY

KIMBERLY C. JONES
 PACIFIC GAS AND ELECTRIC COMPANY
 77 BEALE STREET, MC B9A, ROOM 904
 SAN FRANCISCO, CA 94105

State Service

DARWIN FARRAR
CALIF PUBLIC UTILITIES COMMISSION
DIVISION OF ADMINISTRATIVE LAW JUDGES
ROOM 5041
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

DONNA J. HINES
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY PLANNING & POLICY BRANCH
ROOM 4102
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

JOSEPH A. ABHULIMEN
CALIF PUBLIC UTILITIES COMMISSION
ELECTRICITY PLANNING & POLICY BRANCH
ROOM 4209
505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3214

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