

From: Fitch, Julie A.  
Sent: 6/6/2010 9:06:02 AM  
To: Cherry, Brian K (/O=PG&E/OU=CORPORATE/CN=RECIPIENTS/CN=BKC7)  
Cc: Lindh, Frank (frank.lindh@cpuc.ca.gov); Clanon, Paul (paul.clanon@cpuc.ca.gov);  
Roscow, Steve (steve.roscow@cpuc.ca.gov)  
Bcc:  
Subject: Fw: PG&E opt out data still not disclosed

Brian,

See below. I believe Steve has also been inquiring about this issue repeatedly as well. What is the holdup in getting the customer data to MEA? Thanks.

Julie

**From:** Weisz, Dawn  
**To:** Clanon, Paul  
**Cc:** Velasquez, Carlos A.; Roscow, Steve; Fitch, Julie A.; ali.bay@senate.ca.gov  
**Sent:** Sat Jun 05 22:43:36 2010  
**Subject:** PG&E opt out data still not disclosed

Hi Paul,

On May 10<sup>th</sup> a meeting was held with PG&E representatives and CPUC Energy Division staff to discuss the disclosing and re-enrollment of the invalidly opted out MEA customers as per your directive in the May 3<sup>rd</sup> letter to PG&E. In this meeting Energy Division staff and MEA requested records of opted out MEA customers who had opted out through invalid mechanisms (i.e. phone-banking by PG&E and mail-in rebates). PG&E representatives provided an estimated count of approximately 200 invalidly opted out customers (out of approximately 1,800 opt outs) but would not provide any back-up records to substantiate this estimate.

Since this meeting MEA staff and CPUC Energy Division staff have been attempting to get this data from PG&E but it still has not been provided almost one month later.

It is difficult to imagine that PG&E's phone banking in Marin County (that reached, by our estimate, 80-90% of all customers), and the mail-in opt-outs (which were included in multiple runs of the local newspaper with the widest distribution in Marin County), only resulted in approximately 200 opt outs out of 1,800. This would mean that 1,600 individuals in Marin county opted out through valid mechanisms, an opt out rate that is more than quadruple the opt out rate for any CCA community in the United States.

Simply put, what PG&E is being asked to provide is a list of the date and the opt out method used for each customer. This will allow for some verification to occur to validate the estimate. PG&E representative have informed us that this information is tracked in their system but they have argued that there are confidentiality concerns related to this request. However, MEA's technical team has already signed non-disclosure agreements and been provided with much more detailed and sensitive customer information. Instead, PG&E's resistance gives the appearance that they are not being forthcoming with necessary data and that they are once again, gaming the opt out process.

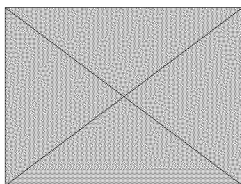
CPUC staff has also offered to be the recipient of this information (in lieu of MEA) to further quell any confidentiality concerns, but PG&E still has not been forthcoming with this data.

Not having this information is causing implementation barriers to MEA as we are now serving customers. We are required to provide load forecasting to the CEC and the CAISO, and we also need to have accurate volume information for our power supply agreement.

We would appreciate any efforts you can make to insure that this information is provided by PG&E early next week, or sooner if possible.

Thank you very much for all of your efforts.

Dawn



Dawn Weisz

Interim Director

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