

From: Haine, Steven K.  
Sent: 8/18/2010 4:56:37 PM  
To: [Redacted]  
Cc: Horner, Trina (/O=PG&E/OU=CORPORATE/CN=RECIPIENTS/CN=TNHC);  
Strauss, Robert L. (robert.strauss@cpuc.ca.gov); Gatchalian, Honesto  
(honesto.gatchalian@cpuc.ca.gov); Salinas, Maria (maria.salinas@cpuc.ca.gov)  
Bcc:  
Subject: PG&E AL 3711-E

Ms [Redacted]

I am processing PG&E's AL 3711-E that was filed with the Commission on 8/4/2010. This is a Tier-1 advice letter was filed to comply with Ordering Paragraph 2 in D.10-07-042.

Ordering Paragraph 2 reads:

"2. If the Commission rejects the proposed Marsh Landing Project and/or the Oakley Project in Application (A.) 09-09-021, Pacific Gas and Electric Company shall proceed immediately with both the Tracy Transaction described in A.09-10-022 and the Los Esteros Critical Energy Facility Transaction described in A.09-10-

034. Pacific Gas and Electric Company shall file a Tier 1 compliance advice letter

containing executed copies of the contracts that comprise the Tracy Transaction

and the Los Esteros Critical Energy Facility Transaction **30 days after** the later of

(i) today's decision, or (ii) the issuance of a Commission decision in A.09-09-021

that rejects the proposed Marsh Landing Project and/or Oakley Project."

Since both D.10-07-042 and D.10-07-045 were adopted on 7/29/2010, this Tier-1 advice letter should not have been filed until 8/29/2010 at the earliest. The Energy Division is against rejecting this advice letter, but we suggest that PG&E voluntarily withdraw it and re-file on Monday, 8/30/2010. Thank you.

***Steven Haine,*** P.E.

Electric Procurement and Resource Adequacy Section

Energy Division

California Public Utilities Commission

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