

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Examine the Commission's Post-2008 Energy Efficiency Policies, Programs, Evaluation, Measurement, and Verification, and Related Issues	Rulemaking 09-11-014 (Filed November 20, 2009)
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**REPLY COMMENTS OF THE UTILITY REFORM NETWORK
ON THE PROPOSED DECISION ADOPTING LIGHTING CHAPTER OF ENERGY
EFFICIENCY PLAN**

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September 20, 2010

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I. INTRODUCTION

Pursuant to Rule 14.3 of the Commission's Rules of Practice and Procedure, The Utility Reform Network (TURN) offers the following Reply Comments to parties' comments on the proposed decision adopting the lighting chapter of the Energy Efficiency Strategic Plan. TURN focuses on the transformation of California's lighting market, and urges the Commission to reject the various invitations to backsliding presented in parties' opening comments.

II. DISCUSSION

The process leading to the approval of the utility portfolios in D.09-09-047 generated extensive discourse, analysis and deliberation among parties and stakeholders, and Commission staff. No IOU sought rehearing of the outcome, yet now the IOUs and NRDC propose that the Commission backpedal from the well-reasoned and well-supported outcome adopted in D.09-09-047. The Commission should reject the modifications proposed by Pacific Gas & Electric, Southern California Edison, San Diego Gas & Electric, and Natural Resources Defense Council (NRDC) to obstruct the planned phase-out of basic CFLs set forth in D.09-09-047. Parties had several opportunities to address the CFL phase-out matter throughout this proceeding, and the proposed Strategic Plan lighting chapter was already subject to comments in July 2010.

Moreover, Rule 14.3 directs parties filing comments to focus on “factual, legal or technical errors” in the proposed decision. Attempts to use comments on a proposed decision to raise new issues or revisit resolved matters should be disregarded. Commenters have not identified, much less addressed, any such “factual, legal or technical errors,” and instead only seek to resurrect and re-argue the mandate to phase-out basic CFLs. The proposed decision appropriately affirms the Commission’s prior recognition of the necessity of moving beyond basic CFLs and the IOUs’ over-reliance on basic CFLs. Instead of entertaining the IOUs’ and NRDC’s revisions, TURN would like to remind the Commission that the IOUs’ 2010-2012 portfolios reflect the same¹ short-term savings from basic CFLs as appeared in the 2006-2008 period. Such patterns indicate that even in the face of clear directives to shift focus, CFLs continue to represent a significant portion of energy savings.

III. CONCLUSION

TURN continues to support the specific goals, strategies, and processes articulated in the lighting chapter for transformation of the lighting market in California. The changes to the lighting chapter suggested by the IOUs and NRDC should be dismissed as late attempts to cloud the phase-out directive for basic CFLs. Instead, the Commission should continue along the course described in the PD and allow Energy Division to proceed with its action plans and objectives.

¹ See TURN Reply Comments to Assigned Commissioner’s Ruling on the Draft Strategic Lighting Plan, July 23, 2010, TURN Table 1 “Comparison of the IOUs EE Portfolio Emphasis on CFLs: GWh Energy Savings 2006-08 (ED Evaluated) 2010-12 IOUs’ Projected EE Savings” showing that the IOUs’ forecast of GWh energy savings from basic CFLs in 2010-12 is only about 100 GWh less than Energy Division’s 2006-08 basic CFL energy savings.

Respectfully submitted,

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