

Charles R. Middlekauff Attorney at Law Mailing Address P.O. Box 7442 San Francisco, CA 94120

Street/Courier Address Law Department 77 Beale Street, B30A San Francisco, CA 94105

Phone: (415) 973-6971 Fax: (415) 973-5520 Internet: CRMd@pge.com

September 17, 2010

By HAND DELIVERY

Julie A. Fitch, Director Energy Division California Public Utilities Commission 505 Van Ness Avenue, Room 4004 San Francisco, CA 94102

Re: PG&E's Verified RPS Compliance Report

Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program - R.08-08-009

Dear Ms. Fitch:

In accordance with Commission Decision ("D.") 06-10-050 and the Assigned Commissioner's Ruling with Final Document Addressing Process Issues Relative to RPS Compliance Reports, issued November 20, 2008 in R.08-08-009 ("ACR"), Pacific Gas and Electric Company ("PG&E") hereby re-forwards to the Energy Division and the service list its August 2, 2010 Renewable Portfolio Standard ("RPS") Compliance Report.

## I. BACKGROUND

Each RPS-obligated load serving entity is required to file an updated RPS compliance report within 30 days after the California Energy Commission ("CEC") issues its RPS Verification Report. The ACR clarified that the 30-day reporting period would commence with the CEC's issuance of a "notice of availability" of its Verification Report. On August 18, 2010, the CEC issued a Notice of Availability concerning its final Renewable Portfolio Standard 2006 Procurement Verification Report ("CEC Verification Report"), which the CEC adopted at its July 28, 2010 Business Meeting. The ACR further provided that the Verified RPS Compliance report is to be filed with the Energy Division and served on the R.08-08-009 service list. The verified Compliance report is not to be filed with the docket office. Accordingly, PG&E's Verified RPS Compliance Report must be filed with the Energy Division on or before September 17, 2010.

In an August 19, 2010 e-mail to the R.08-08-009 service list, the Commission's Energy Division stated that "[i]f the verified report contains the same data as the August 2, 2010 filings, entities may re-forward the August 2, 2010 filing to Energy Division and the service list by September 17, 2010 with a short explanation that the data contained in the August 2, 2010 filing is the same as the data verified by the CEC."

<sup>&</sup>lt;sup>1</sup> See ACR, Attachment A at p. A3.

 $<sup>^{2}</sup>$  Id

## II. THE CALIFORNIA ENERGY COMMISSION'S FINDINGS

The CEC Verification Report provides the CEC's findings on the amount of renewable energy procured by PG&E and other selected retail sellers of electricity. The eligible procurement amounts reported by the CEC for PG&E in its Verification Report are the same amounts claimed by PG&E in its final CEC-RPS-Track forms filed with the CEC for each of the subject years: 2001, 2003 through 2006.

## III. PG&E's AUGUST 2, 2010 RPS COMPLIANCE REPORT CONTAINS THE SAME DATA AS THE CEC VERIFICATION REPORT

The RPS procurement data for 2001, 2003 through 2006 contained in PG&E's August 2, 2010 RPS Compliance Report are the same as the procurement data verified by the CEC in its Verification Report. Accordingly, pursuant to the Energy Division's direction, PG&E is reforwarding its August 2, 2010 RPS Compliance Report to the Energy Division and R.08-08-009 service list.

## IV. COMMENTS AND MOTION SCHEDULE

In accordance with Attachment A, Section II.D of the ACR, PG&E proposes the following schedule for any comments, replies, motions for evidentiary hearing, responses to motions and Commission action with regard to the attached Verified RPS Compliance Report:

Comments	October 8, 2010
Reply Comments	October 15, 2010
Motions for Evidentiary Hearing	October 20, 2010
Responses to Motions	October 25, 2010
Commission Action	December 16, 2010

Please contact the undersigned with any questions about the above proposed schedule.

Very truly yours,

CHARLES R. MIDDLEKAUFF

CRM/sl

cc: w/Confidential and Public Versions

Paul A. Clanon, Executive Director

Burton W. Mattson, Administrative Law Judge

Anne E. Simon, Administrative Law Judge

Amy C. Baker, Energy Division

Paul Douglas, Energy Division

Sean A. Simon, Energy Division

R.08-08-009 Service List (Public Version only)

Enclosures