

**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)

**WOMEN'S ENERGY MATTERS  
MOTION FOR ACCEPTANCE OF  
AMENDED REVISED JOINT WORKSHOP REPORT**

OCTOBER 28, 2010

Barbara George, Executive Director  
Women's Energy Matters  
P.O. Box 548  
Fairfax CA 94978  
510-915-6215  
wem@igc.org

**WOMEN'S ENERGY MATTERS  
MOTION FOR ACCEPTANCE OF  
AMENDED REVISED JOINT WORKSHOP REPORT**

Women's Energy Matters (WEM) makes this Motion for Acceptance of the Amended Revised Joint Workshop Report, attached hereto as Exhibit A.

**Background**

Pursuant to the Assigned Commissioner Ruling and Scoping Memo (ACR) issued September 22, 2010, in Phase II of the Post-2008 Energy Efficiency Rulemaking, Pacific Gas and Electric Company, submitted a Joint Workshop Report on Friday, October 22, 2010, on behalf of Pacific Gas and Electric Company Southern California Edison Company, City and County of San Francisco, Marin Energy Authority, Natural Resources Defense Council, San Joaquin Valley Power Authority, and Women's Energy Matters (collectively, the Joint Parties)<sup>1</sup>. On Monday, PG&E refiled the report with one correction requested by MEA on behalf of CCA parties, and on Wednesday, PG&E resubmitted it with corrections requested by the Docket Office.

The filing described the process up to that point as follows:

In the ACR (at page 7), the Commission directed Energy Division staff to "conduct a workshop to explain the requirements of D.03-07-034, as further articulated in the energy efficiency policy manual, and to solicit input on whether those requirements could be better suited to the mandates of AB117." In addition, the Commission further stated:

Following the workshop, attendees shall jointly prepare and file a workshop report that summarizes the outcome of the workshop and includes a response to the question of whether the procedures set forth in D.03-07-034 by which any party, including a Community Choice Aggregator (CCA), may apply to administer cost-effective energy efficiency and conservation programs, are adequate or whether changes need to be made. The Workshop report shall be served on the service list by October 15. (ACR, p. 7.)

In a subsequent Ruling dated October 14, 2010, Administrative Law Judge Farrar altered the procedural schedule so that the deadline for the workshop report was extended from October 15 to October 22.

In compliance with the aforementioned Rulings, the Joint Parties hereby submit the attached Joint Workshop Report that summarizes the outcome of the workshop conducted by the Energy Division and responds to the ACR's question.

Each of the Joint Parties has authorized PG&E to submit this Joint Workshop Report on their behalf. Second Revised Joint Workshop Report, pp. 1-2

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<sup>1</sup> The Joint Workshop Report also reflects the input of San Diego Gas & Electric Company and Southern California Gas Company, but as of the time of this filing, PG&E was not able to obtain their consent on this Motion.

WEM makes this motion because we believe the Amended Revised Workshop Report attached hereto as Exhibit A more clearly reflects the consensus of Joint Parties than the versions filed by PG&E, which is explained below. We made only one change, described as follows. The sentence on the bottom of p. 2 formerly stated:

The term administrator is used throughout this Report to generally refer to any party that receives funding for and/or implements EE programs and is not meant to limit parties interpretation of the term in subsequent comments.

This was changed to:

The term administrator is used throughout this Report to generally refer to any party that manages or supervises and/or receives funding for and/or implements EE programs and is not meant to limit parties interpretation of the term in subsequent comments.

On Friday both MEA (representing CCA parties) and WEM requested two changes, one of which was that this paragraph be deleted or amended to include the dictionary definition of administer, which CCA parties had used throughout the report, as had WEM.

PG&E's coordinator for the report refused to make these changes and insisted on filing the report despite these outstanding requests. On Monday, October 25<sup>th</sup>, MEA re-requested these changes, and PG&E agreed to revise the document with one change but not the other. On Wednesday, October 27 MEA re-requested this change, and again, PG&E refused. Late Wednesday afternoon, WEM also called the coordinator to make the same request, and was also refused.

PG&E claimed that the change MEA and WEM requested would require extensive rewriting of other sections of the report. This is clearly false, as the paragraph WEM submits today allows for both PG&E's intended meaning and MEA

WEM believes that PG&E's refusal to make these changes constituted non-cooperation in the role it had taken on to manage the development of the Joint Workshop Report. Instead of cooperating with Joint Parties to revise the document according to the changes they submitted, PG&E intimidated, bullied, coerced, cajoled and rushed parties to drop their objections.<sup>2</sup>

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<sup>2</sup> PG&E took over as manager of the process of producing the report without consulting WEM, which had offered at the workshop to perform this role. PG&E's bullying included setting an arbitrarily early deadline

Dated: October 28, 2010

Respectfully Submitted,

/s/ Barbara George

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Women's Energy Matters  
P.O. Box 548  
Fairfax CA 94978  
510-915-6215  
wem@igc.org

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for finalizing the document on Wednesday, two days prior to the filing deadline, and complaining about any changes requested after that. Most workshops participants received PG&E's first version of the report after the close of business Friday, October 15<sup>th</sup> leaving very little time for parties to discuss and consider changes. (Many parties were also filing comments on another matter in this proceeding on Monday, October 17<sup>th</sup>.)

**CERTIFICATION OF SERVICE  
R0911014**

I, Barbara George, certify that on this day October 28, 2010 I caused copies of the attached WOMEN'S ENERGY MATTERS MOTION FOR ACCEPTANCE OF AMENDED REVISED JOINT WORKSHOP REPORT to be served on all parties by emailing a copy to all parties identified on the electronic service list provided by the California Public Utilities Commission for this proceeding, and also by efileing to the CPUC Docket office, with a paper copy to Administrative Law Judge Darwin A. Farrar, and Presiding Commissioner Dian Grueneich.

Dated: October 28, 2010 at Fairfax, California.

/s/ Barbara George

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DECLARANT

(Electronic service List attached to original only)

Service List R0911014

dgilligan@naesco.org, andrew.mcallister@energycenter.org, michael.sachse@opower.com, SDPatrick@SempraUtilities.com, larry.cope@sce.com, mtierney-  
lloyd@enernoc.com, eric@harpiris.com, dil@cpuc.ca.gov, jeanne.sole@sfgov.org, lettenson@nrdc.org, bfinkelstein@turn.org, Mike@pge.com, ssmyers@att.net, jerryl@abag.ca.gov, rknight@bki.com, jody\_london\_consulting@earthlink.net, samuelk@greenlining.org, erasmussen@marinenergyauthority.org, wem@igc.org, tconlon@geopraxis.com, blaising@braunlegal.com, ABesa@SempraUtilities.com, achang@efficiencycouncil.org, stephani.ec@greenlining.org, sschiller@efficiencycouncil.org, mrw@mrwassoc.com, ashley.watkins@energycenter.org, pstoner@lgc.org, irene.stillings@energycenter.org, Jennifer.Barnes@Navigantconsulting.com, jennifer.green@energycenter.org, mokeefe@efficiencycouncil.org, sephra.ninow@energycenter.org, bkates@opiniondynamics.com, nfeller@BlankRome.com, Lewis@BlankRome.com, Sharp@BlankRome.com, puja@opower.com, Cynthia.kitchell@gmail.com, Jazayeri@BlankRome.com, marilyn@sbesc.com, sbccog@southbaycities.org, susan.munves@smgov.net, mbaumhefner@nrdc.org, Alyssa.Cherry@sce.com, case.admin@sce.com, Jennifer.Shigekawa@sce.com, liddell@energyattorney.com, CentralFiles@SempraUtilities.com, JYamagata@SempraUtilities.com, sthompson@ci.irvine.ca.us, cheryl.collart@ventura.org, Jeff.Hirsch@DOE2.com, pcanessa@charter.net, ann.kelly@sfgov.org, cal.broomhead@sfgov.org, PVillegas@SempraUtilities.com, theresa.mueller@sfgov.org, tburke@sfgov.org, mang@turn.org, nlong@nrdc.org, RegRelCPUCCases@pge.com, cjn3@pge.com, efm2@pge.com, yxg4@pge.com, j1pc@pge.com, rafi.hassan@sig.com, cem@newsdata.com, lhj2@pge.com, rfg2@pge.com, slda@pge.com, SRRd@pge.com, msutter@opiniondynamics.com, service@spurr.org, cadickerson@cadconsulting.biz, vien@greenforall.org, enriqueg@greenlining.org, craigtyler@comcast.net, ELVine@lbl.gov, mmymyers@vandelaw.com, Shayna.Hirshfield@sanjoseca.gov, mary.tucker@sanjoseca.gov, mgillette@enernoc.com, owen\_howlett@h-m-g.com, lmh@eslawfirm.com, abb@eslawfirm.com, bhopewell@peci.org, 9watts@gmail.com, CBE@cpuc.ca.gov, MWT@cpuc.ca.gov, Mjaske@energy.state.ca.us, ppl@cpuc.ca.gov, aeo@cpuc.ca.gov, cf1@cpuc.ca.gov, cxc@cpuc.ca.gov, edf@cpuc.ca.gov, jl2@cpuc.ca.gov, cIn@cpuc.ca.gov, jst@cpuc.ca.gov, jnc@cpuc.ca.gov, keh@cpuc.ca.gov, km b@cpuc.ca.gov, ks3@cpuc.ca.gov, lp1@cpuc.ca.gov, mmw@cpuc.ca.gov, mkh@cpuc.ca.gov, pcf@

cpuc.ca.gov, seb@cpuc.ca.gov, zap@cpuc.ca.gov, ztc@cpuc.ca.gov, awp@cpuc.ca.gov, sbender@energy.state.ca.us, bjunker@energy.state.ca.us, dschultz@energy.state.ca.us, ckavalec@energy.state.ca.us