

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Application of Southern California Edison)	
Company (U338E) for Applying the Market)	
Index Formula and As-Available Capacity Prices)	A.08-11-001
Adopted in D.07-09-040 to Calculate Short-Run)	(Filed November 4, 2008)
Avoided Cost for Payments to Qualifying)	
Facilities beginning July 2003 and Associated)	
Relief.)	
_____)	
)	
)	R.06-02-013
And Related Matters)	R.04-04-003
)	R.04-04-025
)	R.99-11-022
_____)	

NOTICE OF *EX PARTE* COMMUNICATIONS

Pursuant to Rule 8.3 of the California Public Utilities Commission’s (“Commission”) Rules of Practice and Procedure, the California Municipal Utilities Association (“CMUA”) hereby gives notice of the following *ex parte* communications.

The communications described in this notice were substantially similar. The first communication occurred on December 6, 2010 at approximately 2:00 p.m., and consisted of a meeting between Scott Blaising, counsel for CMUA, and Michael Wheeler, advisor for Commissioner Dian Grueneich. Also participating in this and the other meetings described below was Ann Trowbridge, counsel for the Merced and Modesto irrigation districts (“Districts”), both of which are members of CMUA. Additional communications occurred in meetings on December 6, 2010 (at approximately 2:30 p.m.) with Robert Kinosian, advisor to Commissioner John Bohn, on December 6, 2010 (at approximately 3:30 p.m.)

with Carol Brown, Chief of Staff to Commission President Michael Peevey, Karl Meeusen, advisor to Commission President Michael Peevey, and Jason Reiger, advisor to Commissioner Nancy Ryan,¹ and on December 7, 2010 (at approximately 11:30 a.m.) with Paul Phillips, advisor to Commissioner Timothy Alan Simon. The communications were oral and occurred at the San Francisco offices of the Commission.

Mr. Blaising provided background information on comments filed on December 6, 2010 on the proposed decision relating to the combined heat and power (“CHP”) settlement in this proceeding. Blaising noted that the CHP settlement is a tremendous achievement, yet CMUA must oppose the settlement since it contains an unreasonable provision relating to cost-recovery from municipal departing load (“MDL”) customers that directly contravenes fundamental Commission precedent. Blaising briefly reviewed the long history associated with Commission Decision (“D.”) 08-09-012, and the clear relevance of this decision on the cost-recovery provision proposed by the settling parties. Blaising stated that removal of the proposed cost-recovery provision would conform the settlement agreement to D.08-09-012, and such removal would not result in any cost-shifting, since D.08-09-012 had rightly concluded that no generation-related cost-shifting occurs when MDL customers depart.

Ms. Trowbridge provided background information on the non-bypassable (“NBC”) agreement between the Districts and Pacific Gas and Electric Company, and similar information about other NBC agreements. Trowbridge stated that the Commission should confirm that such NBC agreements will be honored and that no additional costs will be imposed on MDL customers covered by such NBC agreements.

¹ Matthew Deal, Director of the Commission’s Policy and Planning Division, also participated in this meeting.

Please contact the undersigned for a copy of this notice.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Scott Blaising". The signature is fluid and cursive, with a large initial "S" and a stylized "B".

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December 9, 2010

Attorney for the
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CERTIFICATE OF SERVICE

I certify that the following is true and correct:

On December 9, 2010, I caused to be served via electronic mail, or first class mail in the event of no electronic mail address, true copies of the attached:

***EX PARTE* NOTICES
OF THE CALIFORNIA MUNICIPAL UTILITIES ASSOCIATION**

on all parties to A.08-11-001 (see attached service list).

Executed this 9th day of December, 2010 at Sacramento, California.

A handwritten signature in black ink, appearing to read "Vicki Ferguson", with a long horizontal flourish extending to the right.

Vicki Ferguson

CALIFORNIA PUBLIC UTILITIES COMMISSION
Service Lists

PROCEEDING: A0811001 - EDISON - FOR APPLIN
FILER: SOUTHERN CALIFORNIA EDISON COMPANY
LIST NAME: LIST
LAST CHANGED: DECEMBER 8, 2010

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