



Mountain Utilities

P. O. BOX 205 • KIRKWOOD, CA 95646 • PHONE (209) 258-7332 • FAX (209) 258-7345

December 27, 2010

Re: **Advice Letter AL 122-E**
(Mountain Utilities - ID U 906 E)

Tariff Files, Room 4005
California Public Utilities Commission
Energy Division
505 Van Ness Avenue
San Francisco, CA 94102

Enclosed please find on Original and five copies of the following:

1. Advice Letter 122-E including the following attachments:
 - A. Tariff Sheet Change Detail
 - B. Advice Letter Filing Summary
2. Tariff Sheets Nos. 915-E through 924-E
3. Certificate of Service & Mailing List

Please notify the following three individuals of the disposition of this advice letter:

Wayne Amer,
President
Mountain Utilities
P.O. Box 205
Kirkwood, CA 95646

wamer@kirkwood.com
Tel: 209 258 7444

John Dutcher,
V.P. - Reg. Affairs
Mountain Utilities
3210 Corte Valencia
Fairfield, CA 94534

Ralf1241A@cs.com
Tel: (707) 426-4003
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Dan L. Carroll,
Downey Brand LLP
621 Capitol Mall, 18th Floor
Sacramento, CA 95814

dcarroll@downeybrand.com
Tel: (916) 520-5239
Fax: (916) 520-5639

Sincerely,

John Dutcher,
V.P. – Reg. Affairs.



Mountain Utilities

P. O. BOX 205 • KIRKWOOD, CA 95646 • PHONE (209) 258-7332 • FAX (209) 258-7345

December 27, 2010

Advice Letter AL 122-E

(Mountain Utilities - ID U 906 E)

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA ENERGY DIVISION

SUBJECT Revisions to Schedule A-1, Rules 1, 6, 7, and 18 and New Sample Form No. 2010-001, *Micro-business Self-certification Affidavit*.

Mountain Utilities (MU) hereby submits for filing revisions to its electric tariffs. The affected tariff sheets are listed on the enclosed Attachment 1.

PURPOSE

Pursuant to Commission Decision (D.) 10-10-032, Ordering Paragraphs (OP) 1, 2 and 3, in Rulemaking 10-05-005; MU hereby submits revised Schedule A-1, Electric Rules 1, 6, 7, and 18, and a proposed new Sample Form No. 2010-001, *Micro-Business Self-certification Affidavit*, to allow customers who do not qualify on the basis of annual usage to self-certify as a “small business customer” by meeting the definition of a “micro-business” under Government Code Section 14837; effective **December 27, 2010**.

In addition, two items in the Table of Contents have been restored. They are references to Schedule NEM, *Net Energy Metering Service*, in the Table of Contents, and Form 2007-001, *Application and Interconnection Agreement for Customers with Solar and or Wind Electric Generating Facilities of 30 Kilowatts or less* in the Table of Contents – FORMS. These references were inadvertently dropped between the filing of two advice letters. The underlying tariff sheets are not affected.

The affected tariff sheets are listed in the enclosed Attachment A, *Tariff Sheet Change Detail*.

BACKGROUND

On May 6, 2010, the Commission issued Order Instituting Rulemaking (OIR) 10-05-005 to determine the necessity for revisions or updates to utility tariff rules governing adjustments of customer bills due to meter and/or billing errors and whether utility deposit rules need to be revised to address concerns raised by business customers that were faced with utility back-bills that may date back several years.

On October 28, 2010, the Commission issued the Decision directing the utilities to revise their tariff rules for non-residential electric customers using 40,000 kilowatt hours or less, or have a demand of 20 kilowatts or less, or gas customers using 10,000 therms or less, or non-residential customers meeting the requirements of a micro-business as defined in Government Code Section 14837 (small business customers) as follows:

- a) Reduce the back-billing period from three years to three months for undercharges resulting from billing and metering errors;
- b) Reduce the deposit requirements to twice the average monthly bill and permit the utilities to offer alternative credit mechanisms in lieu of deposits if customers select this option;
- c) Establish that refund periods for overcharges resulting from metering and billing errors be a maximum of three years;
- d) Specify that reestablishment of service deposits shall not apply when failure to pay results from charges that are backbilled;
- e) Establish that a small business customer, as specified above, shall receive a warning letter after the first late payment during any twelve-month period, which informs that a deposit to reestablish credit may be required if another late payment occurs within the same twelve-month period; and
- f) Clearly define the small business customers which qualify for these tariff revisions.
- g) Inform nonresidential customers subject to backbilling that they may self-certify as a micro-business under Government Code Section 14837.

MU hereby submits this Advice Letter to implement the changes indicated above.

TARIFF REVISIONS

Effective **December 27, 2010**, the following modifications to MU's Tariffs are submitted.

Electric Schedule A-1, Applicability Section, has been modified to specifically include Small Business Customers as follows:

APPLICABILITY

This schedule is applicable to non-domestic service; including Small Business Customers, as defined in Rule 1; where the demand has not exceeded fifty (50) kilowatts for any three months during the preceding twelve months and no other schedule is specifically applicable. (Insertions underlined)

Tariff Rule No. 1, Definitions, has been expanded to include the Small Business Customer definition as follows:

Small Business Customer: A non-residential Customer who: (1) has a maximum billing demand of 20 kW, or less, per meter for at least 9 billing periods during the most recent 12 month period, or (2) has an annual usage of 40,000 kWh, or less, during the most recent 12 month period, or (3) meets the definition of a “micro-business” under California Government Code Section 14837.

Tariff Rule No. 6, Establishment and Reestablishment of Credit has been revised to include the notification provisions for Small Business Customers as follows:

2. A Customer who fails to pay bills before they become past due as prescribed in Rule No. 11-A, and who further fails to pay such bills within 15 days after presentation of a termination of service notice for nonpayment of bills, may be required to pay said bills and re-establish his credit by depositing the amount prescribed in Rule No. 7; except, a Small Business Customer, as defined in Rule 1, may not be required to reestablish credit if such bills are for retroactive charges resulting from a meter error or billing error as prescribed in Rule 17. In addition, a customer who has been identified by MU as a Small Business Customer, as defined in Rule 1, will receive a warning letter after a late payment during any twelve-month period informing the customer that a deposit to reestablish credit may be required if another late payment occurs within the same twelve-month period. This rule will apply regardless of whether or not service has been terminated for such nonpayment. (Insertions underlined)

Tariff Rule No. 7, Deposits, has been revised so that the same deposit rules are applicable to all customers, as follows:

A. Amount of Deposit. The amount of deposit required of all customers, including Small Business Customers as defined in Rule 1, to establish or reestablish credit is twice the estimated average monthly bill, but in no case may the amount of deposit be less than \$100.00. (Insertions underlined)

Tariff Rule 18, Meter Tests and Adjustment for Error has been revised to make the provisions of the Rule the same for all customers as follows:

1. Fast Meter - If a meter is found to be registering more than 2% fast, the

Utility will refund to the Customer the amount of the overcharge based on the corrected meter readings or the Utility's estimate of the energy usage either for the known period of the meter error or, if the period of error is not known, for the period during which the meter was in use, not to exceed ~~six months~~ three years. (Deletions ~~overstruck~~, insertions underlined)

2. Slow Meter - If a meter for domestic service is found to be registering more than 25% slow, or meter for other class of service is found to be registering more than 2% slow, the Utility may bill the Customer for the amount of the undercharge based on corrected meter readings or the utility's estimate of the energy usage either for the known period of meter error or, if the period of meter error is not known for the period the meter was in use, not exceeding three months ~~in the case of of residential customers and three years for nonresidential service~~. (Deletions ~~overstruck~~)
3. Nonregistering Meter - If a meter is found to be nonregistering, the Utility may bill the Customer for the Utility's estimate of the electric service used but not registered, not exceeding three months ~~in the case of residential service and three years for nonresidential service~~. (Deletions ~~overstruck~~)

A new Form 2010-001, MICRO-BUSINESS SELF-CERTIFICATION AFFIDAVIT, has been included to allow Micro-Businesses to certify as a Small Business Customer if it does not qualify under the other provisions defining a Small Business Customer.

References to Schedule NEM, *Net Energy Metering Service*, in the Table of Contents, and Form 2007-001, *Application and Interconnection Agreement for Customers with Solar and or Wind Electric Generating Facilities of 30 Kilowatts or less* in the Table of Contents – FORMS have been re-inserted.

This filing will not affect any other rates or charges, cause the withdrawal of service, or conflict with any other rate schedule or tariff rule.

Pursuant to Ordering Paragraph 3 of D. 10-10-032, MU will inform its sole commercial customer of the availability of the Self Certification option by providing a copy of this advice letter to said customer.

TIER DESIGNATION

Pursuant to Ordering Paragraph 2 of D. 10-10-032, this is a Tier 1 filing subject to Energy Division disposition.

EFFECTIVE DATE

MU requests that this advice letter and associated tariffs become effective on **December 17, 2010**, which is the date of filing.

PROTESTS

Anyone wishing to protest this filing may do so by sending a letter within 20 days of the date of its filing, in accordance with the provisions of General Order (GO) 96-B, Section 7.4 Pursuant to GO 96-B, Section 3.11, the protest shall contain the following information: specification of the advice letter protested; grounds for the protest (in accordance with GO 96-B, Section 7.4.2); supporting factual information or legal argument; name, telephone number, postal address, and (where appropriate) e-mail address of the protestant; and a statement that the protest was sent to the utility no later than the date on which the protest was filed with the reviewing Industry Division. Protests should be mailed to:

Tariff Unit, Room 4005
Energy Division, DMS Branch
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, California 94102

Facsimile: (415) 703-2200
E-mail: jnj@cpuc.ca.gov

Copies of protests should also be mailed to the attention of the Director, Energy Division, Room 4004, at the address shown above.

On the same date that a protest is mailed or delivered to the Commission, copies of the protest should also be mailed, sent by facsimile, or e-mailed to the following persons:

Wayne Amer, President
Mountain Utilities
P.O. Box 205
Kirkwood, CA 95646

John Dutcher,
V.P. - Reg. Affairs
Mountain Utilities
3210 Corte Valencia
Fairfield, CA 94534

Dan L. Carroll,
Downey Brand LLP
621 Capitol Mall, 18th Floor
Sacramento, CA 95814

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Cell: (707) 718-1838

dcarroll@downeybrand.com
Tel: (916) 520-5239
Fax: (916) 520-5639

December 27, 2010

Advice Letter 122-E

NOTICE

All required notices have been given in accordance with Section 4 of GO 96-B. A copy of this advice letter is being sent electronically and via U.S. mail to the parties indicated on the attached mailing list.

By: _____

John Dutcher
V.P. for Regulatory Affairs

Attachments:

- A. Tariff Sheet Change Detail – Proposed and Current Tariffs
- B. Advice Letter Filing Summary
- C. Workpapers
- D. Certificate of Service
- E. Mailing List

Tariff Sheet Change Detail

Cal. P.U.C. Sheets Nos.	Title of Sheet	Canceling Cal. P.U.C. Sheets Nos.
915-E	Schedule A-1	909-E
916-E	Rule 1 - DEFINITIONS	90-E
917-E	Rule 6 - CREDIT	107-E
918-E	Rule 7 - DEPOSITS	108-E
919-E	Rule 18 – METER TESTS	137-E
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921-E	FORMS – Small Business Affidavit	
922-E	Table of Contents	914-E
923-E	Table of Contents - RULES	695-E
924-E	Table of Contents – FORMS	696-E, 670-E*

CALIFORNIA PUBLIC UTILITIES COMMISSION

ADVICE LETTER FILING SUMMARY ENERGY UTILITY

MUST BE COMPLETED BY UTILITY (Attach additional pages as needed)

Company name/CPUC Utility No. **Mountain Utilities (U-906-E)**

Utility type: ENERGY

ELC GAS

PLC HEAT WATER

Contact Person: John Dutcher

Phone #: 707 426 4003

E-mail: Ralf1241a@cs.com

EXPLANATION OF UTILITY TYPE

ELC = Electric GAS = Gas
PLC = Pipeline HEAT = Heat WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: **122-E**

Subject of AL: **Revision to Schedule A-1, Rules 1, 6, 7, and 18 and a New Sample Form 2010-001 for Small Business Customers pursuant to Decision 10-10-032**

Keywords (Choose from CPUC listing): COMPLIANCE, FORMS

AL filing type: Monthly Quarterly Annually One-Time Other

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution:

Decision 10-10-032

Does AL replace a withdrawn or rejected AL? No If So, identify the prior AL n/a

Summarize differences between the AL and the prior withdrawn or rejected AL¹: _____

Resolution Required? Yes No **Tier Designation:** 1 2 3

Requested effective date: **Dec. 27, 2010** No. of tariff sheets: 10

Tariff Sheets No's: **915-E through 924-E** Tariff schedules affected: Schedule A-1, Rules 1, 6, 7, 17 and new Sample Form 2010-001

Estimated system annual revenue effect: (%): n/a

Estimated system average rate effect: (%): n/a

When rates are affected by AL, include attachment in AL showing average rate effects on customer classes (residential, small commercial, large C/I, agricultural, lighting).

Service affected and changes proposed¹: Rules affecting Small Business Customers

Protests and all other correspondence regarding this AL are due no later than 20 days after the date of this filing, unless otherwise authorized by the Commission, and shall be sent to :

California Public Utilities Commission
Tariff Files, Room 4005
Energy Division
505 Van Ness Avenue
San Francisco, CA 94102
jnj@cpuc.ca.gov

Utility Info (including e-mail)
Dan L. Carroll, Esq.
Downey Brand, LLP
621 Capitol Mall, 18th Floor
Sacramento, California 95814
Facsimile: (916) 520-5639
E-Mail: dcarroll@downeybrand.com

¹ Discuss in AL if more space is needed.

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07-100	Renewable and Alternative Power Public Water and Wastewater Agency Agreement	693E	
2010-001	MICRO-BUSINESS SELF-CERTIFICATION AFFIDAVIT	921-E	(N)

Advice Letter No. 122-E
Decision No.

Issued by
Wayne Amer
President

Date Filed Dec. 27, 2010
Effective Dec. 27, 2010
Resolution No. E-3849

SCHEDULE NO. A-1
SMALL GENERAL SERVICE

APPLICABILITY

This schedule is applicable to non-domestic service; including Small Business Customers, as defined in Rule 1; where the demand has not exceeded fifty (50) kilowatts for any three months during the preceding twelve months and no other schedule is specifically applicable. (N)

TERRITORY

Entire California Service Area.

RATES

Table with 2 columns: Charge Description and Rate. Includes Customer Charge (\$5.00), Generation Charge (All kwh \$0.18000, PLDL Surcharge \$0.03008), Distribution Charge (All kwh \$0.06000, PLDL Surcharge \$0.01003), Transmission (\$0.00000), PUC Reimbursement Fee Surcharge (\$0.00024), Energy Commission Surcharge (\$0.00022), and Fuel Adjustment Rate Charge (\$0.25766).

The above Fuel Adjustment Rate Charge includes the Schedule FA rate. This rate will be adjusted on a monthly basis as the Schedule FA rate is adjusted.

RATE COMPONENTS

(2) The PUC Reimbursement Fee is described in Schedule No. RF

SPECIAL CONDITIONS

(1) Fuel Adjustment: This schedule is subject to adjustment under the Fuel Adjustment Cost Procedure set forth in Preliminary Statement Section 15.

RULE No.1
DEFINITIONS

(Continued)

Rate Schedule: May be one or more tariff sheets setting forth the charges and conditions for a particular class or type of service in a given area or location. A rate schedule, as referred to herein shall include all the wording on the applicable tariff sheet or sheets, such as, but not limited to, the following: Schedule Number, Class of Service,

Character or Applicability, Territory, Rates, Conditions, and Reference to Rules.

Regular Working Hours: Except for legal holidays as defined by State, County, or Municipal authority, and also as defined by labor contracts, the period from 8 a.m. to 5 p.m., Monday through Friday.

Rules: Tariff sheets which set forth the application of all rules, charges, and service when such applicability is not set forth in and as a part of the rate schedules.

Seasonal Service: Service to establishments which are occupied seasonally or intermittently, such as seasonal resorts, cottages, or other part-time establishments, and for irrigation purposes.

Service: The availability of electric power and energy at the Customer's point of delivery, in the form, and at the approximate volume required for the purposes specified in application for service or contract irrespective of whether electric energy is actually utilized by Customer.

Service Territory: The territory in which the Utility has the responsibility to supply or make available electric service.

Service Wires or Connection: The group of conductors, (wires or cables), whether overhead or underground, necessary to connect the service entrance conductors of the Customer to the Utility's supply line, regardless of the location of the Utility's meters or transformers. An overhead service connection, sometimes referred to as a "service drop," is the group of conductors between the Customer's building or other permanent support and the Utility's pole deemed most suitable by the Utility.

Single-Family Dwelling: A house, an apartment, a flat, or any other permanent residential unit which contains cooking facilities (not necessarily electric) and which is used as a residence by a single family.

Small Business Customer: A non-residential Customer who: (1) has a maximum billing demand of 20 kW, or less, per meter for at least 9 billing periods during the most recent 12 month period, or (2) has an annual usage of 40,000 kWh, or less, during the most recent 12 month period, or (3) meets the definition of a "micro-business" under California Government Code Section 14837.

(N)
|
|
|
(N)

(Continued)

RULE No. 6

ESTABLISHMENT AND RE-ESTABLISHMENT OF CREDIT

(Continued)

C. Re-Establishment Of Credit - All Classes of Service.

- 1. An Applicant who previously has been a Customer of the Utility and whose electric service has been terminated by the Utility during the last twelve months of that prior service because of nonpayment of bills, may be required to re-establish credit by depositing the amount prescribed in Rule No. 7 for that purpose, and by paying electric bills regularly due; except, an Applicant for domestic service will not be denied service for failure to pay such bills for other classes of service.

- 2. A Customer who fails to pay bills before they become past due as prescribed in Rule No. 11-A, and who further fails to pay such bills within 15 days after presentation of a termination of service notice for nonpayment of bills, may be required to pay said bills and re-establish his credit by depositing the amount prescribed in Rule No. 7; except, a Small Business Customer, as defined in Rule 1, may not be required to reestablish credit if such bills are for retroactive charges resulting from a meter error or billing error as prescribed in Rule 17. In addition, a customer who has been identified by MU as a Small Business Customer, as defined in Rule 1, will receive a warning letter after a late payment during any twelve-month period informing the customer that a deposit to reestablish credit may be required if another late payment occurs within the same twelve-month period. This rule will apply regardless of whether or not service has been terminated for such nonpayment.

- 3. A Customer using other than domestic service may be required to re-establish his credit in accordance with Rule No. 6-B in case the conditions of service or basis on which credit was originally established have, in the opinion of the Utility, materially changed.

(N)
|

|
(N)

RULE No. 7

DEPOSITS

A. Amount of Deposit. The amount of deposit required of all customers, including Small Business Customers as defined in Rule 1, to establish or reestablish credit is twice the estimated average monthly bill, but in no case may the amount of deposit be less than \$100.00. (N) (N)

B. Return of Deposit.

1. Upon discontinuance of service, the Utility will refund the Customer's deposit or the balance in excess of the unpaid bills for service.
2. A deposit is refundable when the periods covered by bills paid before becoming past due, as prescribed in Rule No.11.A., are equal to one year.
3. The Utility may return the deposit at any time upon request provided the Customer's credit may otherwise be established in accordance with Rule No. 6.

Interest on Deposit. The Utility will pay interest on the deposit on a monthly basis at the rate of 1/12 of the most recent month's interest rate on commercial paper (prime, 3 months), published in the Federal Reserve Statistical Release, G. 13. The interest on the deposit shall be applied monthly to the depositor's service account.

No interest will be paid for periods covered by bills paid after becoming past due, as prescribed in Rule No. 11. No interest will be paid if service is temporarily or permanently discontinued for nonpayment of bills.

RULE No.18

METER TESTS AND ADJUSTMENTS OF BILLS FOR METER ERROR

A. Tests

- 1. Prior to Installation - Every meter will be tested at or prior to the time of installation, and no meter will be placed in service if found to register more than 1% fast or 1% slow.
- 2. On Customer Request - A Customer may, on notice of not less than one week, require the Utility to test the meter for his service.

No charge will be made for such a test, but, should a Customer demand a test within six months after installation or more often than once in six months, he will be required to deposit to pay, in part, the cost of the test. This deposit will be returned if the meter is found to register more than 2% fast or 2% slow.

A Customer shall have the right to require the Utility to conduct the test in his presence or in the presence of an expert or other representative appointed by him. The results of the test will be furnished to the Customer within a reasonable time after completion of the test.

B. Adjustment of Bills for Meter Error

Where, as a result of a meter test, a meter is found to be nonregistering or incorrectly registering, the Utility may render an adjusted bill to the Customer for the amount of the undercharge, and shall issue a refund or credit to the Customer for the amount of the overcharge, computed back to the date that the Utility determines the meter error commenced, except that the period of adjustment shall not exceed three years. Such adjusted bill shall be computed in accordance with the following:

- 1. Fast Meter - If a meter is found to be registering more than 2% fast, the Utility will refund to the Customer the amount of the overcharge based on the corrected meter readings or the Utility's estimate of the energy usage either for the known period of the meter error or, if the period of error is not known, for the period during which the meter was in use, not to exceed three years.

(T)

(Continued)

(N)

RULE No. 18

METER TESTS AND ADJUSTMENTS OF BILLS FOR METER ERROR

(Continued)

- 2. Slow Meter - If a meter for domestic service is found to be registering more than 25% slow, or meter for other class of service is found to be registering more than 2% slow, the Utility may bill the Customer for the amount of the undercharge based on corrected meter readings or the utility's estimate of the energy usage either for the known period of meter error or, if the period of meter error is not known for the period the meter was in use, not exceeding three months. (D)
- 3. Nonregistering Meter - If a meter is found to be nonregistering, the Utility may bill the Customer for the Utility's estimate of the electric service used but not registered, not exceeding three months. (D)

C. Adjustment of Bills for Unauthorized Use

Where the Utility determines that there has been unauthorized use of electricity service, the Utility may bill the customer for the Utility's estimate of up to three years of such unauthorised use. However, nothing in this rule shall be interpreted as limiting the Utility's rights in any provisions of any applicable law.

D. Adjustment of Bills for Billing Error

Where the Utility overcharges or undercharged a Customer as the result of a billing error, the Utility may render an adjusted bill for the amount of the undercharge, and shall issue a refund or credit to the Customer for the amount of the overcharge, for the same periods as for meter error.

E. General

Estimated usage - When regular, accurate meter readings are not available or the electric usage has not been accurately measured, the Utility may estimate the Customer's energy usage for billing purposes on the basis of information including but not limited to the physical condition of the metering equipment, available meter readings, records of historical use, and the general characteristics of the Customer's load and operation.

MOUNTAIN UTILITIES

MICRO-BUSINESS SELF-CERTIFICATION

AFFIDAVIT

Form 2010-001

(ATTACHED)

Advice Letter No. 122-E
Decision No. D. 10-10-032

Issued by
Wayne Amer
President

Date Filed Dec. 27, 2010
Effective Dec. 27, 2010
Resolution No. _____

Micro-Business Self-Certification Affidavit
Form 2010-001

The California Public Utilities Commission’s Decisions (D). 10-10-032 and (D). 10-11-037 changed deposit and backbilling rules for qualifying Mountain Utilities (MU) non-residential customers (excluding fixed usage and non-metered customers). If your business (aggregated by service account) had a maximum billing demand of 20 kW, or less, per meter for at least 9 billing periods during the most recent 12 month period, or had an annual usage of 40,000 kWh, or less, during the most recent 12 month period, you automatically qualify for these deposit and backbilling rules.

If your business does not meet the above-described usage or demand criteria, or if MU lacks 12 months of data from the previous calendar year to make this assessment, you may use this form to self-certify that you are a Micro-Business as defined in MU Rule 1¹.

I. Customer Declaration

I, _____ (name), hereby certify that I am authorized to make this declaration as the Customer or as an authorized representative of:
_____ (name on account).

I understand that, notwithstanding my signature below, if the information provided by me is not accurate, my business will not be considered a “Micro-Business” by MU.

My business qualifies as a Micro-Business, as defined in California Government Code Section 14837 (and as adjusted by the California Director of General Services).

I declare, under penalty of perjury under the laws of the State of California, that the foregoing is true and correct.

Executed this _____ day of _____, _____, at _____.
(City, State)

Signature

Title

¹ Small Business Customer: A non-residential Customer who: (1) has a maximum billing demand of 20 kW, or less, per meter for at least 9 billing periods during the most recent 12 month period, or (2) has an annual usage of 40,000 kWh, or less, during the most recent 12 month period, or (3) meets the definition of a “micro-business” under California Government Code Section 14837.

MOUNTAIN UTILITIES

U 906-E
Kirkwood, CA

Application FORM 2010-001
Application No. _____

II. Customer Account Information

Name on Account: _____
Current Service Account Number(s): _____
Service Address: _____
City, State, Zip: Kirkwood, CA 95646
Meter Number(s): _____

III. MU Reply Information

Please return the completed affidavit by postal mail, fax, or email to:

Mountain Utilities
Micro-Business Self Certification
P.O. Box 205
Kirkwood, CA 95646

Email: wamer@kirkwood.com

Fax: 209-258-7345



Mountain Utilities

P. O. BOX 205 • KIRKWOOD, CA 95646 • PHONE (209) 258-7332 • FAX (209) 258-7345

December 27, 2010

Re: Advice Letter AL 122-E

Currently Effective Tariff Sheets Nos:

909-E	Schedule A-1
90-E	Definitions
107-E	Rule 6 – Credit
108-E	Rule 7 – Deposits
137-E	Rule 18 - Meter Tests
138-E	Rule 18 – Meter Tests (ctd)
914-E	Table of Contents
695-E	Table of Contents – RULES (ctd)
696-E	Table of Contents – FORMS
670-E	Table of Contents - FORMS

Pursuant to General Order (GO) 96-B Section 4.7(2) as adopted by D.05-01-032 (Jan. 13, 2005) and D.07-01-024 (Jan. 25, 2007).

SCHEDULE NO. A-1
SMALL GENERAL SERVICE

APPLICABILITY

This schedule is applicable to non-domestic service where the demand has not exceeded fifty (50) kilowatts for any three months during the preceding twelve months and no other schedule is specifically applicable.

TERRITORY

Entire California Service Area.

RATES

Customer Charge:		
Per meter, per month	\$5.00	
Generation Charge:		
All kwh, per kwh	\$0.18000	
Powerhouse/Line and Distribution Losses (PLDL)		
Surcharge, all kwh, per kwh	\$0.03008	
Distribution Charge:		
All kwh, per kwh	\$0.06000	
PLDL Surcharge, all kwh, per kwh.	\$0.01003	
Transmission	\$0.00000	
PUC Reimbursement Fee Surcharge (2), all kwh, per kwh	\$0.00024	
Energy Commission Surcharge, all kwh, per kwh	\$0.00022	
Fuel Adjustment Rate Charge, all kwh, per kwh	\$0.25766	(1)

The above Fuel Adjustment Rate Charge includes the Schedule FA rate. This rate will be adjusted on a monthly basis as the Schedule FA rate is adjusted.

RATE COMPONENTS

(2) The PUC Reimbursement Fee is described in Schedule No. RF

SPECIAL CONDITIONS

(1) Fuel Adjustment: This schedule is subject to adjustment under the Fuel Adjustment Cost Procedure set forth in Preliminary Statement Section 15.

Canceling Revised Cal. P.U.C. Sheet No. 90-E
Original Cal. P.U.C. Sheet No. 16-E

Rule No. 1

DEFINITIONS
(Continued)

Rate Schedule: May be one or more tariff sheets setting forth the charges and conditions for a particular class or type of service in a given area or location. A rate schedule, as referred to herein shall include all the wording on the applicable tariff sheet or sheets, such as, but not limited to, the following: Schedule Number, Class of Service,

Character or Applicability, Territory, Rates, Conditions, and Reference to Rules.

Regular Working Hours: Except for legal holidays as defined by State, County, or Municipal authority, and also as defined by labor contracts, the period from 8 a.m. to 5 p.m., Monday through Friday.

Rules: Tariff sheets which set forth the application of all rules, charges, and service when such applicability is not set forth in and as a part of the rate schedules.

Seasonal Service: Service to establishments which are occupied seasonally or intermittently, such as seasonal resorts, cottages, or other part-time establishments, and for irrigation purposes.

Service: The availability of electric power and energy at the Customer's point of delivery, in the form, and at the approximate volume required for the purposes specified in application for service or contract irrespective of whether electric energy is actually utilized by Customer.

Service Territory: The territory in which the Utility has the responsibility to supply or make available electric service.

Service Wires or Connection: The group of conductors, (wires or cables), whether overhead or underground, necessary to connect the service entrance conductors of the Customer to the Utility's supply line, regardless of the location of the Utility's meters or transformers. An overhead service connection, sometimes referred to as a "service drop," is the group of conductors between the Customer's building or other permanent support and the Utility's pole deemed most suitable by the Utility.

Single-Family Dwelling: A house, an apartment, a flat, or any other permanent residential unit which contains cooking facilities (not necessarily electric) and which is used as a residence by a single family.

(Continued)

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Advice Letter No. 7
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Tim Cohee
President

MAR 9 1998
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Resolution No. _____

RULE No. 6

ESTABLISHMENT AND RE-ESTABLISHMENT OF CREDIT

(Continued)

c. Re-Establishment Of Credit - All Classes of Service.

1. An Applicant who previously has been a Customer of the Utility and whose electric service has been terminated by the Utility during the last twelve months of that prior service because of nonpayment of bills, may be required to re-establish credit by depositing the amount prescribed in Rule No. 7 for that purpose, and by paying electric bills regularly due; except, an Applicant for domestic service will not be denied service for failure to pay such bills for other classes of service.
2. A Customer who fails to pay bills before they become past due as prescribed in Rule No. 11-A, and who further fails to pay such bills within 15 days after presentation of a termination of service notice for nonpayment of bills, may be required to pay said bills and re-establish his credit by depositing the amount prescribed in Rule No. 7. This rule will apply regardless of whether or not service has been terminated for such nonpayment.
3. A Customer using other than domestic service may be required to re-establish his credit in accordance with Rule No. 6-B in case the conditions of service or basis on which credit was originally established have, in the opinion of the Utility, materially changed.

(N)

(N)

RULE NO. 7

DEPOSITS

- A. Amount of Deposit. The amount of deposit required to establish or reestablish credit is twice the estimated average monthly bill, but in no case may the amount of deposit be less than \$100.00.
- B. Return of Deposit.
1. Upon discontinuance of service, the Utility will refund the Customer's deposit or the balance in excess of the unpaid bills for service.
 2. A deposit is refundable when the periods covered by bills paid before becoming past due, as prescribed in Rule No. 11.A., are equal to one year.
 3. The Utility may return the deposit at any time upon request provided the Customer's credit may otherwise be established in accordance with Rule No. 6.

Interest on Deposit. The Utility will pay interest on the deposit on a monthly basis at the rate of 1/12 of the most recent month's interest rate on commercial paper (prime, 3 months), published in the Federal Reserve Statistical Release, G. 13. The interest on the deposit shall be applied monthly to the depositor's service account.

No interest will be paid for periods covered by bills paid after becoming past due, as prescribed in Rule No. 11. No interest will be paid if service is temporarily or permanently discontinued for nonpayment of bills.

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RULE NO. 18

METER TESTS AND ADJUSTMENTS OF BILLS FOR METER ERROR

A. Tests

1. Prior to Installation - Every meter will be tested at or prior to the time of installation, and no meter will be placed in service if found to register more than 1% fast or 1% slow.
2. On Customer Request - A Customer may, on notice of not less than one week, require the Utility to test the meter for his service.

No charge will be made for such a test, but, should a Customer demand a test within six months after installation or more often than once in six months, he will be required to deposit to pay, in part, the cost of the test. This deposit will be returned if the meter is found to register more than 2% fast or 2% slow.

A Customer shall have the right to require the Utility to conduct the test in his presence or in the presence of an expert or other representative appointed by him. The results of the test will be furnished to the Customer within a reasonable time after completion of the test.

B. Adjustment of Bills for Meter Error

Where, as a result of a meter test, a meter is found to be nonregistering or incorrectly registering, the Utility may render an adjusted bill to the Customer for the amount of the undercharge, and shall issue a refund or credit to the Customer for the amount of the overcharge, computed back to the date that the Utility determines the meter error commenced, except that the period of adjustment shall not exceed three years. Such adjusted bill shall be computed in accordance with the following:

1. Fast Meter - If a meter is found to be registering more than 2% fast, the Utility will refund to the Customer the amount of the overcharge based on the corrected meter readings or the Utility's estimate of the energy usage either for the known period of the meter error or, if the period of error is not known, for the period during which the meter was in use, not to exceed six months.

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RULE NO. 18

METER TESTS AND ADJUSTMENT OF BILLS FOR METER ERROR
(Continued)

2. Slow Meter - If a meter for domestic service is found to be registering more than 25% slow, or meter for other class of service is found to be registering more than 2% slow, the Utility may bill the Customer for the amount of the undercharge based on corrected meter readings or the Utility's estimate of the energy usage either for the known period of meter error or, if the period of meter error is not known for the period the meter was in use, not exceeding three months in the case of residential service and three years for nonresidential service.
3. Nonregistering Meter - If a meter is found to be nonregistering, the Utility may bill the Customer for the Utility's estimate of the electric service used but not registered, not exceeding three months in the case of residential service and three years for nonresidential service.

C. Adjustment of Bills for Unauthorized Use

Where the Utility determines that there has been unauthorized use of electricity service, the Utility may bill the Customer for the Utility's estimate of up to three years of such unauthorized use. However, nothing in this rule shall be interpreted as limiting the Utility's rights in any provisions of any applicable law.

D. Adjustment of Bills for Billing Error

Where the Utility overcharges or undercharged a Customer as the result of a billing error, the Utility may render an adjusted bill for the amount of the undercharge, and shall issue a refund or credit to the Customer for the amount of the overcharge, for the same periods as for meter error.

E. General

Estimated Usage - When regular, accurate meter readings are not available or the electric usage has not been accurately measured, the Utility may estimate the Customer's energy usage for billing purposes on the basis of information including but not limited to the physical condition of the metering equipment, available meter readings, records of historical use, and the general characteristics of the Customer's load and operation.

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Tim Cohee
President

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Advice Letter No. 121-E
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 President

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Advice Letter No. 73-E-A
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 Resolution No. E-4137

Mountain Utilities

Kirkwood, California

Revised Cal. P.U.C. Sheet No. 670-E*
Canceling Revised Cal. P.U.C. Sheet No. 279-E*

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Advice Letter No. 77-E-A
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John T. Jensen
President

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Advice Letter No. 73-E-A
Decision No. 07-07-027

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Wayne Amer
President

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CERTIFICATE OF SERVICE

I hereby certify that on December 27, 2010, I served a copy of Mountain Utilities' (U 906 E) Advice Letter 122-E by delivery service, by email to recipients requesting it, or by mailing a properly addressed copy with first-class postage prepaid to:

The attached Mountain Utilities' Advice Letter Mailing List and to the Service List for Rulemaking 10-05-005

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated this 27th day of December, 2010, at Fairfield, California.

John Dutcher
Vice-President, Regulatory Affairs

3210 Corte Valencia
Fairfield, CA 94534

Mountain Utilities
P.O. Box 205
Kirkwood, CA 95646

Advice Letter Mailing List – (GO 96A, Sect. III.G)

<p><u>Mail Recipients</u></p> <p>Division of Ratepayer Advocates California Public Utilities Commission</p> <p>Energy Division California Public Utilities Commission Tariff Files, Room 4005 Energy Division, CPUC</p>	<p><u>VIA EMAIL TO:</u></p> <p>Copren, John V.</p> <p>Dan L. Carroll, Downey Brand LLP.</p> <p>Friends of Kirkwood Association</p> <p>Kirkwood Meadows Public Utility District</p>
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