BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program	Rulemaking 11-05-005 (Filed May 5, 2011)

L. JAN REID
NOTICE OF INTENT TO
CLAIM INTERVENOR COMPENSATION

1. Summary

Pursuant to Public Utilities (PU) Code §1804(a), I, L. Jan Reid, hereby notify the Commission and all parties in this proceeding that I intend to claim compensation in this proceeding. I request a finding that I am a customer as defined in the PU Code, a finding of significant financial hardship, and a ruling that I am eligible for compensation in Rulemaking (R.) 11-05-005.

In preparing this notice of intent (NOI), I have relied on eligibility rules and information requirements set forth in Decision (D.) 98-04-059, as modified by D.99-02-039. The format of the NOI is consistent with the Commission's "Intervenor Compensation Program Guide" dated April 2005.

2. Timely Filing

Rule 17.1 of the Commission's Rules of Practice and Procedure states that:

(a) A notice of intent to claim compensation may be filed:
(1) in a proceeding in which a prehearing conference is held, any time after the start of the proceeding until 30 days after the prehearing conference.

A prehearing conference (PHC) was held in this proceeding on June 13, 2011. The due date for filing the NOI is Wednesday, July 13, which will be the 30th day since the PHC. I will send this request to the Docket Office on Monday, July 4, using the Commission's electronic filing system, intending that the pleading will be timely filed.

3. Customer Status

PU Code §1802(b) defines "customer" in three ways: Category 1 applies to a participant representing consumers; Category 2 applies to a representative authorized by a customer; and Category 3 applies to a representative of a group or organization that is authorized by its articles or bylaws to represent the interests of residential customers. I meet the definition of a Category 1 customer.

I receive electric and gas service from PG&E at 3185 Gross Road, Santa Cruz, California, 95062. Although I represent myself in this proceeding, I will take positions that I believe will benefit all residential customers of PG&E and not just myself. It is my understanding that in order to receive an award of compensation, a Category 1 customer must describe how its "participation goes beyond the customer's self-interest and benefits other customers generally." (See Intervenor Compensation Program Guide, p. 9)

For these reasons, I am a Category 1 customer as that term is defined in PU Code §1802(b) and I am qualified to file this NOI.

4. Adequacy of Representation

In D.98-04-059, the Commission determined that to be eligible for compensation an intervenor must show that it will represent customer interests that would otherwise be underrepresented.

The best test of the adequacy of representation will come after this proceeding is submitted for decision. Only then will the Commission know whether my work has duplicated the efforts of other parties.

However, the Commission should recognize at this stage of the proceeding that I am the only intervenor that will act specifically on behalf of, all residential customers. The Commission's Division of Ratepayer Advocates (DRA) is a party, but in this proceeding, DRA does not represent the specific interests of small customers. DRA acts on behalf of all customers and must balance its positions when large and small customers might not agree. The Utility Reform Network (TURN) is also a party in this proceeding. I anticipate that my positions on disputed issues will complement, but not duplicate, the positions of TURN and the DRA.

As ALJ Angela Minkin noted in Application 98-09-003 *et al*:

> Participation in Commission proceedings by parties representing the full range of affected interests is important. Such participation assists the Commission in ensuring that the record is fully developed and that each customer group receives adequate representation. (Ruling issued July 7, 1999, p. 3.)

I am qualified to participate in this matter. I left the Commission in 2005 after almost seven years of experience in risk management and in analysis of energy supply and other utility issues on behalf of the Commission's Office of Ratepayer Advocates. Since 2005, I have represented Aglet Consumer Alliance (Aglet) and myself in Commission proceedings involving the procurement of renewable resources, gas hedging plans, electric and natural gas procurement, cost-of-capital, resource adequacy, and demand response.

I have served on PG&E's core hedging advisory group and on the Procurement Review Groups (PRGs) of PG&E, Southern California Edison Company (SCE), and San Diego Gas & Electric Company (SDG&E). My knowledge and experience should support and complement, but not duplicate, the work of DRA and TURN.

5. Significant Financial Hardship

PU Code §1804(a)(2)(B) allows a customer to include in the NOI a showing that participation in the proceeding will pose a significant financial hardship. Alternatively, the customer may include the required showing in its request for compensation. I elect to make this showing now.

PU Code §1802(g) defines significant financial hardship:

> "Significant financial hardship" means either that the customer cannot afford, without undue hardship, to pay the costs of effective participation, including advocate's fees, expert witness fees, and other reasonable costs of participation, or that, in the case of a group or organization, the economic interest of the individual members of the group or organization is small in comparison to the costs of effective participation in the proceeding.

PU Code §1804(b)(1) states:

> A finding of significant financial hardship shall create a rebuttable presumption of eligibility for compensation in other commission proceedings commencing within one year of the date of that finding.

On March 10, 2011, the Commission issued Decision (D.) 11-03-019 in Rulemaking (R.) 10-05-006. In this decision, the Commission found that:

> Reid demonstrated that his participation would impose a significant financial hardship by filing, under seal, a summary of his annual gross income, net income, annual expenses, cash, and other assets. (D.11-03-019, slip op. at 6)

> Reid has satisfied all the procedural requirements necessary to claim compensation in this proceeding. (D.11-03-019, Finding of Fact 1, slip op. at 16)

The instant rulemaking commenced within one year of the date of the issuance of D.11-03-019, in accordance with PU Code §1804(b)(1).

Based on my estimate of the cost of effective participation as compared to my income, expenses, and assets, I do not have the resources to pay for the costs of effective participation. I believe that I qualify for a ruling of eligibility for compensation on the merits of this pleading and through the rebuttable presumption created in D.11-03-019.

6. Nature and Extent of Planned Participation

PU Code §1804(a)(2)(A)(i) requires that an NOI include a statement of the nature and extent of the customer's planned participation. I intend to participate in this proceeding by conducting discovery, participating in workshops, serving testimony, and filing other necessary pleadings. I expect to focus my work on the following issues: procurement plans, compliance issues, optimal resource investment, cost containment, bid evaluation methodology, standard tariffs, interconnection procedures, participation rules, tradable renewable energy credits (TRECs), Need Assessment Methodology (NAM), and Standard Terms and Conditions (STC). I may address other issues as the proceeding unfolds.

I recognize the Legislative intent expressed in PU Code §1801.3(f) that the Commission should administer its intervenor compensation program in a manner that avoids unproductive, unnecessary or duplicative participation.
I will confer with DRA and TURN regarding the issues identified in this proceeding. I intend to continue that cooperation, in order to minimize duplication of effort regarding issues of concern to residential customers.

7. Itemized Estimate of Costs of Participation

PU Code §1804(a)(2)(A)(ii) requires that the NOI shall include an itemized estimate of the compensation that I expect to request, given the likely duration of the proceeding. I expect to request compensation in the amount of $64,260, as shown in the table below. Pursuant to Rule 17.1(c), my expected budget for participating on each issue is: general costs (11% of the total), procurement plans (20%), compliance issues (2%), optimal resource investment (5%), cost containment (20%), bid evaluation methodology (10%), standard tariffs (2%), interconnection procedures (2%), participation rules (5%), TRECs (10%), NAM (10%), and STC (3%).

$ 64,750	350 hours of professional time by L. Jan Reid, at $185 per hour
+ 2,960	32 hours of compensation time, at $92.50 per hour
$ 67,710	Subtotal, compensable time
15	Copies
15	Postage, overnight delivery
+ 10	FAX charges
$ 40	Subtotal, compensable other costs
$ 67,750	Total Estimated Cost Of Participation

I will provide time records, expense records, and justification for hourly rates in a request for an award of compensation, if I eventually file one.

8. Conclusion

I respectfully request that ALJ DeAngelis, ALJ Ebke, ALJ Mattson, or ALJ Simon issue a preliminary ruling in which the ALJ: (1) finds that L. Jan Reid is a customer as defined in PU Code §1802(b); (2) finds that L. Jan Reid has made an adequate showing of significant financial hardship; (3) in consultation with Assigned Commissioner Mark Ferron, concludes that L. Jan Reid has met the requirements of PU Code §1804(a) for eligibility for compensation; and (4) rules that L. Jan Reid is eligible for compensation in this proceeding. I recognize that a finding of significant financial hardship in no way ensures eventual compensation, as explained in PU Code §1804(b)(2).

* * *

Dated July 4, 2011, at Santa Cruz, California.

/s/

L. Jan Reid
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Santa Cruz, CA 95062
Tel/FAX (831) 476-5700
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VERIFICATION

I, L. Jan Reid, make this verification on my behalf. The statements in the foregoing document are true to the best of my knowledge, except for those matters that are stated on information and belief, and as to those matters I believe them to be true.

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

Dated July 4, 2011, at Santa Cruz, California.

/s/

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