

**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 adopted in D.07-09-040 to Calculate Short-Run Avoided Cost for Payments to Qualifying Facilities beginning July 2003 and Associated Relief.

A.08-11-001
(Filed November 4, 2008)

And Related Matters.

R.06-02-013
R.04-04-003
R.04-04-025
R.99-11-022

**NOTICE OF EX PARTE COMMUNICATION BY THE ALLIANCE FOR
RETAIL ENERGY MARKETS, MARIN ENERGY AUTHORITY AND THE
DIRECT ACCESS CUSTOMER COALITION**

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August 26, 2011

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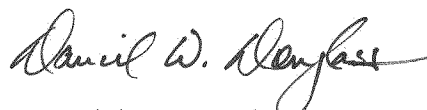
In accordance with the provisions of Article 8 of the Rules of Practice and Procedure of the California Public Utilities Commission, this notice of ex parte communication is provided by the Alliance for Retail Energy Markets (“AReM”), the Marin Energy Authority (“MEA”) and the Direct Access Customer Coalition (“DACC”). On August 23, 2011, AReM, MEA and DACC representatives met with Matthew Tisdale, advisor to Commissioner Michael Peter Florio, Stephen St. Marie, advisor to Commissioner Catherine J. K. Sandoval and Damon Franz, advisor to Commission President Michael R. Peevey.

The meetings took place at the Commission office in San Francisco. The meeting with Mr. Tisdale started at approximately 1:00 p.m., the meeting with Mr. St. Marie started at approximately 2:00 p.m. and the meeting with Mr. Franz started at approximately 2:30 p.m. and each meeting lasted for approximately thirty minutes. The communications at each meeting were oral and did not include any written material.

AReM was represented by Mary Lynch of Constellation Energy, MEA was represented by Elizabeth Rasmussen, DACC was represented by Dirk VanUlden and George Getgen of the University of California and by Len Pettis of the California State University. Dan Douglass, counsel to AReM, MEA and DACC also participated in each meeting. The discussion concerned the Joint Petition For Modification of Decision 11-07-010 and Request to Establish Settlement Effective Date and to Grant Motion for Closure (“Petition”) submitted to the Commission by the Joint Parties and the California Municipal Utilities Association on July 28. MEA, AReM, DACC and Shell Energy North America (US) L.P. jointly protested the Petition on August 5, 2011. Our protest noted that the Proposed Settlement appears to be structured such that there will be costs incurred by the utilities as a result of the implementation of the CHP Settlement that, absent the Proposed Settlement, would have been recovered by Municipal Departing Load (“MDL”) customers. Therefore, the AReM, MEA and DACC believe that any costs that MDL becomes exempt from paying as a result of the Proposed Settlement should be paid by the Settling Parties, and not by Community Choice Aggregation or Direct Access customers. AReM, MEA and DACC therefore urged rejection of the Petition.

Copies of this Notice can be obtained by calling or sending an e-mail to the undersigned at the address provided below.

Respectfully submitted,



Daniel W. Douglass

Attorney for
ALLIANCE FOR RETAIL ENERGY MARKETS
MARIN ENERGY AUTHORITY
DIRECT ACCESS CUSTOMER COALITION

August 26, 2011