

**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

**EX PARTE NOTICE OF THE MARIN ENERGY AUTHORITY  
AND THE ALLIANCE FOR RETAIL ENERGY MARKETS**

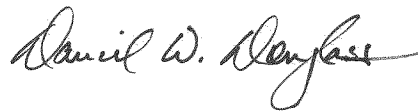
In accordance with Rule 8 of the Commission’s Rules of Practice and Procedure, the Marin Energy Authority (“MEA”) and the Alliance for Retail Energy Markets (“AReM”) provide the following notice of ex parte communication. On Tuesday, October 4, 2011, at approximately 3:00 p.m., an ex parte meeting was held with Commissioner Timothy Alan Simon and Bishu Chatterjee, advisor to Commissioner Simon. The meeting was initiated by MEA and AReM, which were represented by Elizabeth Rasmussen for MEA and Mary Lynch of Constellation Energy for AReM. Daniel Douglass, counsel to MEA and AReM, also attended. The meeting occurred at the office of the Commission at 505 Van Ness Avenue, San Francisco, and lasted for approximately thirty minutes.

The purpose of the meeting was to discuss the proposed decision issued by ALJ Yip-Kikugawa denying the Petition for Modification filed by the QF/CHP Settling Parties on July 28, 2011, and the alternate proposed decision issued by Commissioner Ferron that would approve it. The events leading up to the two proposed decisions were discussed. MEA and AReM urged

support for the proposed decision, noted it was in accordance with the law and pointed out the continued illogicality of the Settling Parties' position that although there would be no cost shifting, language protecting direct access and community choice interests from such an eventuality must be stricken from D.11-07-010.

To request a copy of this notice, please contact Michelle Dangott, 818.961.3003, or [mdangott@energyattorney.com](mailto:mdangott@energyattorney.com).

Respectfully submitted,

A handwritten signature in black ink that reads "Daniel W. Douglass". The signature is written in a cursive style with a long, sweeping underline.

Daniel W. Douglass  
Douglass & Liddell

Attorneys for  
Marin Energy Authority  
Alliance for Retail Energy Markets

October 6, 2011