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December 27, 2011

ADVICE LETTER 2322-E
(U902-E)

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**SUBJECT: MODIFICATION OF THE BUNDLED PORTFOLIO SERVICE MINIMUM STAY
PROVISION PURSUANT TO DECISION 11-12-018**

San Diego Gas & Electric Company (SDG&E) hereby submits for approval the following revisions to its electric tariffs as shown in the enclosed Attachment A.

PURPOSE

This advice filing revises SDG&E's Rule 25.1, Switching Exemption Rules pursuant to Decision (D.)11-12-018 to reduce the Bundled Portfolio Service (BPS) minimum stay requirement for Direct Access (DA) customers from three years to eighteen months.

BACKGROUND

Direct Access (DA) service in California was originally authorized by Assembly Bill (AB) 1890 as a part of the restructuring of the California electricity market, and implemented on April 1, 1998. When the restructured market failed in late-2000, DA was suspended by AB 1X effective September 20, 2001. In the wake of the DA suspension, the Commission established rules and tariffs governing the suspension, including guidelines for eligible DA customers switching between DA and bundled service and the collection of stranded costs from DA customers through the Cost Responsibility Surcharge (CRS). Apart from small incremental amendments to rules and policies, the tariffs governing DA remained unchanged until Senate Bill 695 called for a limited reopening in 2010.

On May 24, 2007, the Commission opened Order Instituting Rulemaking (R.07-05-025) to consider a series of DA issues for the future. In the Phase 1 decision (D.08-02-033, the Commission concluded that they did not have the authority to lift the DA suspension in the absence of further action by the Legislature. Subsequently, the Legislature took up the matter in SB 695. On October 11, 2009, SB 695 became law. SB 695 added Public Utilities (PU) Code Section 365.1 to provide for a partial and phased re-opening of DA for all non-residential customers while maintaining the DA suspension established by AB 1X (Water Code Section 80110). On March 15, 2010, the Commission issued D.10-03-022, the Phase II decision implementing the partial DA re-opening under SB 695. This decision addressed only those

matters that needed to be immediately resolved in order to partially re-open the DA market, with additional issues to be resolved in a subsequent decision.

The process of reaching a Phase III decision involved a series of Commission-directed workshops for all parties that addressed several issues, but primarily focused on modifying the calculation of departing load charges and short-term procurement rates, agreeing on financial security requirements for Energy Services Providers (ESPs), and updating switching rules. Following the workshops, hearings were held, and briefs and other associated filings were made by parties. Following a series of proposed decisions, in which key provisions were discussed and amended, the Commission on December 1, 2011 issued D.11-12-018. The Decision resolves a number of matters and calls for multiple advice filings by Pacific Gas & Electric, San Diego Gas & Electric, and Southern California Edison (collectively, the IOUs). This advice filing addresses modified minimum stay requirements, for DA customers returning to bundled service.

Since the implementation of the switching rules pursuant to D.03-05-034, the Commission has required a minimum stay of three years if a customer returns from DA service to Bundled Portfolio Service. In D.11-12-018, the minimum stay is reduced to 18 months. Rule 25.1 is modified to decrease the BPS minimum stay from three years to eighteen months. All other requirements associate with a DA customers return to Bundled Service, including the applicability of Transitional Bundled Service and all notice requirements remain in effect.

EFFECTIVE DATE

SDG&E believes this filing is subject to Energy Division disposition and should be classified as Tier 1 (effective pending disposition) pursuant to GO 96-B. SDG&E respectfully requests that this filing become effective on December 27, 2011, the date filed, per D.11-12-018.

PROTEST

Anyone may protest this Advice Letter to the California Public Utilities Commission. The protest must state the grounds upon which it is based, including such items as financial and service impact, and should be submitted expeditiously. The protest must be made in writing and must be received no later than January 16, 2012, which is 20 days of the date this Advice Letter was filed with the Commission. There is no restriction on who may file a protest. The address for mailing or delivering a protest to the Commission is:

CPUC Energy Division
Attention: Tariff Unit
505 Van Ness Avenue
San Francisco, CA 94102

Copies of the protest should also be sent via e-mail to the attention of both Honesto Gatchalian (jini@cpuc.ca.gov) and Maria Salinas (mas@cpuc.ca.gov) of the Energy Division. A copy of the protest should also be sent via both e-mail and facsimile to the address shown below on the same date it is mailed or delivered to the Commission.

Attn: Megan Caulson
Regulatory Tariff Manager
8330 Century Park Court, Room 32C
San Diego, CA 92123-1548
Facsimile No. (858) 654-1879
E-mail: MCaulson@semprautilities.com

NOTICE

A copy of this filing has been served on the utilities and interested parties shown on the attached list, including interested parties in R.07-05-025, by providing them a copy hereof either electronically or via the U.S. mail, properly stamped and addressed.

Address changes should be directed to SDG&E Tariffs by facsimile at (858) 654-1879 or by email to SDG&ETariffs@semprautilities.com.

CLAY FABER
Director – Regulatory Affairs

Attachments

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. **SAN DIEGO GAS & ELECTRIC (U 902)**

Utility type:

ELC GAS
 PLC HEAT WATER

Contact Person: Christina Sondrini

Phone #: (858) 636-5736

E-mail: csondrini@semprautilities.com

EXPLANATION OF UTILITY TYPE

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

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: 2322-E

Subject of AL: Modification of the Bundled Portfolio Service Minimum Stay Provision Pursuant to Decision 11-12-018

Keywords (choose from CPUC listing): Compliance, Direct Access

AL filing type: Monthly Quarterly Annual One-Time Other _____

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

D.11-12-018

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL N/A

Summarize differences between the AL and the prior withdrawn or rejected AL¹: N/A

Does AL request confidential treatment? If so, provide explanation: N/A

Resolution Required? Yes No

Tier Designation: 1 2 3

Requested effective date: 12/27/11

No. of tariff sheets: 6

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).

Tariff schedules affected: ERULE 25.1 & TOC

Service affected and changes proposed¹: N/A

Pending advice letters that revise the same tariff sheets: N/A

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:

CPUC, Energy Division
Attention: Tariff Unit
505 Van Ness Ave.,
San Francisco, CA 94102
mas@cpuc.ca.gov and jnj@cpuc.ca.gov

San Diego Gas & Electric
Attention: Megan Caulson
8330 Century Park Ct, Room 32C
San Diego, CA 92123
mcaulson@semprautilities.com

¹ Discuss in AL if more space is needed.

General Order No. 96-B
ADVICE LETTER FILING MAILING LIST

cc: (w/enclosures)

Public Utilities Commission

DRA

S. Cauchois
R. Pocta
W. Scott

Energy Division

P. Clanon
S. Gallagher
H. Gatchalian
D. Lafrenz
M. Salinas

CA. Energy Commission

F. DeLeon
R. Tavares

Alcantar & Kahl LLP

K. Cameron

American Energy Institute

C. King

APS Energy Services

J. Schenk

BP Energy Company

J. Zaiontz

Barkovich & Yap, Inc.

B. Barkovich

Bartle Wells Associates

R. Schmidt

Braun & Blaising, P.C.

S. Blaising

California Energy Markets

S. O'Donnell
C. Sweet

California Farm Bureau Federation

K. Mills

California Wind Energy

N. Rader

Children's Hospital & Health Center

T. Jacoby

City of Chula Vista

M. Meacham

City of Poway

R. Willcox

City of San Diego

J. Cervantes
G. Lonergan
M. Valerio

Commerce Energy Group

V. Gan

CP Kelco

A. Friedl

Davis Wright Tremaine, LLP

E. O'Neill
J. Pau

Dept. of General Services

H. Nanjo
M. Clark

Douglass & Liddell

D. Douglass
D. Liddell
G. Klatt

Duke Energy North America

M. Gillette

Dynergy, Inc.

J. Paul

Ellison Schneider & Harris LLP

E. Janssen

Energy Policy Initiatives Center (USD)

S. Anders

Energy Price Solutions

A. Scott

Energy Strategies, Inc.

K. Campbell
M. Scanlan

Goodin, MacBride, Squeri, Ritchie & Day

B. Cragg
J. Heather Patrick
J. Squeri

Goodrich Aerostructures Group

M. Harrington

Hanna and Morton LLP

N. Pedersen

Itsa-North America

L. Belew

J.B.S. Energy

J. Nahigian

Luce, Forward, Hamilton & Scripps LLP

J. Leslie

Manatt, Phelps & Phillips LLP

D. Huard

R. Keen

Matthew V. Brady & Associates

M. Brady

Modesto Irrigation District

C. Mayer

Morrison & Foerster LLP

P. Hanschen

MRW & Associates

D. Richardson

Pacific Gas & Electric Co.

J. Clark
M. Huffman
S. Lawrie
E. Lucha

Pacific Utility Audit, Inc.

E. Kelly

San Diego Regional Energy Office

S. Freedman
J. Porter

School Project for Utility Rate Reduction

M. Rochman

Shute, Mihaly & Weinberger LLP

O. Armi

Solar Turbines

F. Chiang

Sutherland Asbill & Brennan LLP

K. McCrea

Southern California Edison Co.

M. Alexander
K. Cini
K. Gansecki
H. Romero

TransCanada

R. Hunter
D. White

TURN

M. Hawiger

UCAN

M. Shames

U.S. Dept. of the Navy

K. Davoodi
N. Furuta

L. DeLacruz

Utility Specialists, Southwest, Inc.

D. Koser

Western Manufactured Housing

Communities Association

S. Dey

White & Case LLP

L. Cottle

Interested Parties In:

R.07-05-025

ATTACHMENT A
ADVICE LETTER 2322-E

Cal. P.U.C. Sheet No.	Title of Sheet	Canceling Cal. P.U.C. Sheet No.
Revised 22644-E	RULE 25.1, SWITCHING EXEMPTIONS, Sheet 2	Revised 21695-E
Revised 22645-E	RULE 25.1, SWITCHING EXEMPTIONS, Sheet 3	Revised 21696-E
Revised 22646-E	RULE 25.1, SWITCHING EXEMPTIONS, Sheet 4	Revised 21888-E
Revised 22647-E	RULE 25.1, SWITCHING EXEMPTIONS, Sheet 8	Original 21890-E
Revised 22648-E	TABLE OF CONTENTS, Sheet 1	Revised 22534-E
Revised 22649-E	TABLE OF CONTENTS, RULES, Sheet 7	Revised 22517-E



RULE 25.1

SWITCHING EXEMPTIONS

A. Transitional Bundled Service (Continued):

2. (Continued)

- c. For accepted DASRs that require a meter change, the meter change must be completed no later than 60 days following the conclusion of the TBS period, or the corrected DASR timing established in Section A.2.b. If a meter change is not completed within 60 days, SDG&E will switch the account to direct access on the customer's next scheduled meter read date with notification to the ESP and customer at the conclusion of the 60-day period. If special metering services are required, such metering services will be done in accordance with Schedule DA.
- 3. Accounts failing to meet the time limitations and DASR requirements as set forth in Section A.2 above, will be in default of the TBS provisions and returned to Bundled Portfolio Service for an 18-month minimum period, subject to the conditions set forth in Section B of this tariff. Such a default initiates the six-month notice of return to Bundled Portfolio Service, which is not subject to cancellation. During this six-month period, the account will be subject to the pricing conditions established in Section A.4 below. SDG&E will notify the customer within 10 business days of the default, providing an explanation of the default situation, actions being taken and the customer's new Bundled Portfolio Service requirements.
- 4. Customers electing the TBS option will 1) be subject to Transitional Bundled Commodity pricing, as defined in Schedule EECC-TBS, 2) be subject to the provisions and applicable charges of the Direct Access Cost Responsibility Surcharge (DA-CRS) as defined in Schedule DA-CRS, and 3) be ineligible to receive Bill Credits as defined in Schedule DA, with the exception of the meter ownership credit defined in Schedule NDA.
- 5. DA customers electing the TBS option may continue to use the same meter provided it is compatible with SDG&E's meter reading system. Incompatible meters will be replaced by SDG&E with a meter that meets the customer's applicable tariff requirements, unless a special read can be performed by SDG&E. If a special read cannot be performed, SDG&E will make alternative arrangements with the customer, if feasible. Special metering requirements while receiving TBS will be subject to the costs set forth in Schedule NDA.
- 6. Customers returning to DA Service at the conclusion of their TBS term will retain their continuous DA status associated with Schedule DA-CRS, if applicable.

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B. Bundled Portfolio Service

- 1. This service option is effective February 19, 2004 and is applicable to all DA eligible customers who return to bundled service for a minimum of 18-months. This 18-month minimum bundled service commitment will be referred to herein as Bundled Portfolio Service (BPS). The following conditions will apply:

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(Continued)



RULE 25.1

SWITCHING EXEMPTIONS

B. Bundled Portfolio Service (Continued)

1. (Continued)

- a. Customers electing this service make an 18-month commitment and will not be allowed to return to DA service until their 18-month minimum period has been completed. The 18-month minimum period will begin on the date the customer is switched to BPS after the conclusion of the six-month advance notice period as set forth in Section B.1.b of this tariff. With the exception of the one-time temporary waiver granted during the Open Enrollment Window, described in Section C.4, below, no premature departures from the 18-month commitment will be allowed.
- b. Customers must provide a six-month advance notice to SDG&E prior to becoming eligible for BPS so SDG&E can adjust its procurement activity to accommodate the additional load. Such notification will be made by the customer submitting a Six Month Notice to Return to Bundled Portfolio Service Form (Form 143-02761) in writing or electronically. SDG&E will provide the customer written confirmation and necessary switching process information within twenty (20) days of receipt of the customer's notification. Once received by SDG&E, customers will have a three business-day rescission period after which advance notifications cannot be cancelled. SDG&E will process requests to receive BPS in the following manner:
 - (1) Account transfers to BPS will be switched on the customer's next scheduled meter read date after the completion of the six-month advance notice period. For service accounts with meters that are incompatible with SDG&E's meter reading system, SDG&E will replace the incompatible meter with a meter that is acceptable to SDG&E. Such metering service will be done in accordance with Schedule NDA.
 - (2) SDG&E will initiate a DASR to transfer the account to BPS and will provide notification to the customer and ESP in accordance with Rule 25, Section E.7.
- c. During the six-month advance notice period before they become eligible for BPS, customers may either continue on DA service or return to bundled service and receive TBS pricing terms as set forth in Section A.4 of this tariff. SDG&E will process any DASR returning the customer to bundled service during the six-month advance notice period in accordance with Rule 25 and will provide bundled service to the customer at the TBS rate for the remainder, if any, of the six-month advance notice period. SDG&E will initiate the necessary transfer of the account to BPS at the conclusion of the six-month advance notice period with notification to the customer. The metering requirements of Section b (1) above will apply to such returns during the six-month advance notice period. Customers returning to bundled service during the six-month advance notice period (i.e., before the commencement of BPS) cannot return to DA service.
- d. Customers returning to DA service at the conclusion of their BPS term will retain their continuous DA status associated with Schedule DA-CRS, if applicable. DA customers responsible for DA-CRS continue to be responsible for DA-CRS undercollections and subject to the terms of Schedule DA-CRS.

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RULE 25.1

SWITCHING EXEMPTIONS

B. Bundled Portfolio Service (Continued)

2. At the end of a DA-eligible customer's 18-month BPS commitment, the customer may have the option to transfer back to DA service under the provisions set forth in Section B of this tariff, or remain on bundled service. Between April 16, 2010 and July 15, 2010, DA-eligible customers will have an opportunity to transfer their service accounts to DA service under the provisions of Section C, below, or remain on bundled service. SDG&E will provide the customer with a courtesy reminder eight months before the expiration of the customer's 18-month commitment. If for any reason the customer is not sent, or does not receive, a courtesy reminder from SDG&E, the customer is not relieved of its responsibility for providing SDG&E the notice required in Section B.2.a below.

a. Subject to the DA load limitations set forth in Section C, DA-eligible customers may elect to switch to DA service at any time subsequent to the conclusion of the 18-month BPS commitment period with the required six months advance notice. Customers must provide a six-month advance notice to SDG&E prior to becoming eligible for DA service so SDG&E can adjust its procurement activity to accommodate the change in load. Such notification will be made by the customer submitting a Six Month Notice to Transfer To Direct Access Service Form (Form 143-02760) as specified on SDG&E's website. Six-month notice forms must be submitted separately. In the event multiple six-month notice forms are received by SDG&E under a single submission (e.g. the same email), all six-month notice forms contained in the submission will be rejected. All service accounts listed in a six-month notice must be for the same customer of record (a customer of record will be distinguished by the Federal Tax Identification (FTI) number listed in SDG&E's customer information system), as specified on the six-month notice form. Service accounts with an FTI number that does not match the FTI number for the customer of record indicated on the six-month notice form will be rejected. Once received by SDG&E, customers will have a three business-day rescission period after which advance notifications cannot be cancelled. If the customer's six-month notice is accepted, SDG&E will provide the customer a written confirmation and necessary switching process information within 20 days of the customer's notification being received by SDG&E, including the final date for SDG&E to be in receipt of a DASR to return to DA service. The customer is responsible for providing its ESP with this information.

(1) The customer's ESP shall submit a DASR to ensure the necessary switch to DA service under the DA switching rules occurs on the service account's next scheduled meter read date after the completion of the six-month advance notice period. Meter changes must be completed in accordance with Section A.2.c of this tariff.

(2) If SDG&E is not in receipt of a DASR by the final date specified in the utility's confirmation of receipt of the customer's six-month notice, the customer's account will be transferred to TBS. The customer will be subject to the terms of Section A above. If the utility has not received a DASR by the end of the 60-day TBS, then the customer's six-month notice to return to DA shall be cancelled, and that cancellation shall serve as the customer's six-month notice to return to bundled service provided under the existing rules. The customer continues to be subject to Section A until the end of the six months. The customer shall also be treated as any other customer returning to bundled from DA service. That is, the 18-month commitment period requirement shall apply.

b. Customers electing to remain on bundled service are not required to take any action.

(Continued)



RULE 25.1

SWITCHING EXEMPTIONS

C. Phase-in Period (Continued)

4. Enrollments During The Open Enrollment Window: (Continued)

b. Enrollment during the OEW will be as follows: (Continued)

(9) If a DASR is not received by SDG&E for an eligible service account listed on an accepted NOI by the end of the 60-calendar day period, the customer's NOI for that eligible service account will be void.

(10) Any service account not transferred to DA service for failure to submit a DASR within the 60-calendar day period will not be subject to an eighteen (18) month minimum BPS commitment period as a result of such failure. This exception will apply only to service accounts listed on NOIs accepted during the OEW.

(11) If the 2010 Load Cap is reached during the OEW, SDG&E will stop accepting NOIs and will begin placing submitted NOIs on a wait-list on a first-come, first-served basis. The wait-list shall have a maximum capacity equal to twenty-five (25) percent of the 2010 Annual Limit as defined in Section C.2.a and shall be maintained until the last day of the OEW. Should any room under the 2010 Load Cap become available during the OEW as a result of voided NOIs, within one (1) business day of SDG&E's determination of any room becoming available, SDG&E will notify eligible customers on the wait-list by email of the acceptance of their NOIs. SDG&E will continue to issue such email notices, on a one (1) business day basis as SDG&E determines that room becomes available during the OEW, through the last day of the OEW. A customer coming off the OEW wait-list will have 60 calendar days from the date of SDG&E's notice of the NOI acceptance is sent to cause its ESP to submit a DASR for each eligible service account to SDG&E. If a DASR is not received by SDG&E by the end of the 60-calendar day period, the customer's NOI for that service account will be void, and the exception under Section C.4.b.(10) for the 18-month BPS commitment will apply. The wait-list will be terminated on the last day of the OEW. Any NOIs on the wait-list that were not accepted during the OEW will be void, and customers will be notified that they can begin submitting Six Month Notice To Transfer To Direct Access Service forms as early as July 16, 2010 to switch to DA in 2011. No wait-list will be used after the OEW.

(12) The OEW will close at 11:59 p.m. PDT on July 15, 2010. There will be no OEW in subsequent years of the Phase-in Period.

5. All LSEs that intend to serve load during 2011 will refile load forecasts for the 2011 RA compliance year on May 26, 2010. This revised forecast shall account both for customer migration up to that date, but also to forecast expected customer migration during the second phase of DA access that commences January 16, 2011. The updated load forecasts due by May 26, 2010 will be used by the Energy Division and California Energy Commission to develop Local RA obligations, inclusive of adjustments, as accurately as possible within the constraints of the 2011 RA filing cycle.

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Issued by

Date Filed

Dec 27, 2011

Advice Ltr. No. 2322-E

Lee Schavrien

Effective

Senior Vice President

Decision No. 11-12-018

Resolution No.



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San Diego Gas & Electric Company
San Diego, California

Revised Cal. P.U.C. Sheet No. 22649-E
Canceling Revised Cal. P.U.C. Sheet No. 22517-E

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Sheet 7

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41	Demand Response Multiple Program Participation	21501, 21502, 21503, 21504, 21505, 21506-E

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