

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

| | |
|---|--|
| Order Instituting Rulemaking to Integrate and Refine Procurement Policies and Consider Long-Term Procurement Plans. | Rulemaking 12-03-014 (Filed March 22, 2012) |
|---|--|

**NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION
AND, IF REQUESTED (and [x]¹ checked), ADMINISTRATIVE LAW
JUDGE'S RULING ON WOMEN'S ENERGY MATTERS' SHOWING OF
SIGNIFICANT FINANCIAL HARDSHIP**

| | |
|--|------------------------------|
| Customer (party intending to claim intervenor compensation): Women's Energy Matters | |
| Assigned Commissioner: Michel Florio | Assigned ALJ: David Gamson |
| I hereby certify that the information I have set forth in Parts I, II, III and IV of this Notice of Intent (NOI) is true to my best knowledge, information and belief. I further certify that, in conformance with the Rules of Practice and Procedure, this NOI and has been served this day upon all required persons (as set forth in the Certificate of Service attached as Attachment 1). | |
| Signature: | /s/ Barbara George |
| Date: 5-18-12 | Printed Name: Barbara George |

PART I: PROCEDURAL ISSUES

(To be completed by the party ("customer") intending to claim intervenor compensation)

| A. Status as "customer" (see Pub. Util. Code § 1802(b)): The party claims "customer" status because the party (check one): | Applies (check) |
|--|------------------------|
| 1. Category 1: Represents consumers, customers, or subscribers of any electrical, gas, telephone, telegraph, or water corporation that is subject to the jurisdiction of the Commission (§ 1802(b)(1)(A)). | |
| 2. Category 2: Is a representative who has been authorized by a "customer" (§ 1802(b)(1)(B)). | |
| 3. Category 3: Represents a group or organization authorized pursuant to its articles of incorporation or bylaws to represent the interests of residential customers, to represent "small commercial customers" (§ 1802(h)) who receive bundled electric service from an electrical corporation (§ 1802(b)(1)(C)), or to represent another eligible group. | X |
| 4. The party's explanation of its customer status, with any documentation (such as articles of incorporation or bylaws) that supports the party's "customer" status. Any | |

¹ DO NOT CHECK THIS BOX if no finding of significant financial hardship is needed (in cases where there is a valid rebuttable presumption of eligibility (Part III(A)(3)) or significant financial hardship showing has been deferred to the intervenor compensation claim).

attached documents should be identified in Part IV.

Women’s Energy Matters is a non-profit organization working for a rapid transition to a clean, efficient, renewable energy system that is responsive to local communities and sensitive to environmental and economic justice. WEM has been representing California ratepayers before the CPUC since 2001. WEM represents the perspective of residential and small commercial customers (particularly women and low-income customers), including customers of Community Choice Aggregators — all of which tend to be underrepresented in CPUC proceedings.

- Describe if you have any direct economic interest in outcomes of the proceeding.

No.

| B. Timely Filing of Notice of Intent (NOI) (§ 1804(a)(1)): | Check |
|---|-------------------------------|
| 1. Is the party’s NOI filed within 30 days after a Prehearing Conference? Date of Prehearing Conference: <u>4-18-12</u> | Yes <u>X</u> No <u> </u> |
| 2. Is the party’s NOI filed at another time (for example, because no Prehearing Conference was held, the proceeding will take less than 30 days, the schedule did not reasonably allow parties to identify issues within the timeframe normally permitted, or new issues have emerged)? | Yes <u> </u> No <u> </u> |
| 2a. The party’s description of the reasons for filing its NOI at this other time: | |
| 2b. The party’s information on the proceeding number, date, and decision number for any Commission decision, Commissioner ruling, ALJ ruling, or other document authorizing the filing of NOI at that other time: | |

PART II: SCOPE OF ANTICIPATED PARTICIPATION

(To be completed by the party (“customer”) intending to claim intervenor compensation)

| A. Planned Participation (§ 1804(a)(2)(A)(i)): |
|---|
| <ul style="list-style-type: none"> • The party’s statement of the issues on which it plans to participate: Procurement Rules (particularly for energy efficiency, demand response, local solar, flexible capacity, and renewable integration); Capacity need, Grid reliability; CAISO market, Local or system Resource Adequacy (including distributed resources, storage and Energy efficiency), Clean resources to replace nuclear power; Nuclear fuel, Retirement of nuclear power, Replacement or repowering of Once-Through Cooling plants, GHG procurement, Bundled plans, |

and System plans, including from the perspective of ratepayers of Community Choice Aggregators. We may address other issues that arise in the course of the proceeding.

- The party’s explanation as to how it plans to avoid duplication of effort with other parties and intervenors.

We will continue to discuss with DRA, TURN, Sierra Club, CEJA, MEA and others how we intend to approach the issues, to identify any potential overlaps and seek to minimize duplication.

- The party’s description of the nature and extent of the party’s planned participation in this proceeding (as far as it is possible to describe on the date this NOI is filed).

We have already filed comments on the OIR, participated in the PHC, and participated in two workshops. We intend to participate fully in the proceeding, participating in workshops, conducting discovery, serving testimony, and filing comments and briefs.

| B. The party’s itemized estimate of the compensation that the party expects to request, based on the anticipated duration of the proceeding (§ 1804(a)(2)(A)(ii)): | | | | |
|---|--------------|------------------|-----------------|----------|
| Item | Hours | Rate \$ | Total \$ | # |
| ATTORNEY, EXPERT, AND ADVOCATE FEES | | | | |
| [Attorney 1] | 300 hrs. | \$250/hr. | 67,500 | |
| [Attorney 2] | | | | |
| [Expert 1] | 200 hrs. | \$200/hr. | 40,000 | |
| [Expert 2] | | | | |
| Barbara George | 550 hrs. | \$180/hr. | 99,000 | |
| [Advocate 2] | | | | |
| | | Subtotal: | \$206,500 | |
| OTHER FEES | | | | |
| Barbara George (compensation) | 50 | \$90 | 4,500 | |
| [Person 2] (compensation) | 20 | \$125 | 2,500 | |
| | | Subtotal: | \$7,000 | |
| COSTS | | | | |
| photocopies | | | 300 | |
| postage | | | 150 | |
| | | Subtotal: | \$450 | |
| TOTAL ESTIMATE \$: | | | \$213,950 | |
| Estimated Budget by Issues: | | | | |
| Procurement Rules 20%; Capacity need 15%, Grid reliability 5%; CAISO market 5%, | | | | |

Local or system Resource Adequacy (including distributed resources, storage and Energy efficiency) 10%, Clean resources to replace nuclear power 15%; Retirement of nuclear power 5%, Replacement or repowering of Once-Through Cooling plants 5%, GHG issues 5, Bundled plans 8%, and System plans 7%, including from the perspective of ratepayers of Community Choice Aggregators 5%.

Comments/Elaboration (use reference # from above):

When entering items, type over bracketed text; add additional rows to table as necessary. Estimate may (but does not need to) include estimated Claim preparation time. Claim preparation (as well as travel time) is typically compensated at ½ of preparer's normal hourly rate.

PART III: SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP

(To be completed by party (“customer”) intending to claim intervenor compensation; see Instructions for options for providing this information)

| A. The party claims “significant financial hardship” for its Intervenor Compensation Claim in this proceeding on the following basis: | Applies (check) |
|--|-----------------|
| 1. “[T]he 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” (§ 1802(g)); or | |
| 2. “[I]n 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” (§ 1802(g)). | X |
| 3. A § 1802(g) finding of significant financial hardship in another proceeding, made within one year prior to the commencement of this proceeding, created a rebuttable presumption of eligibility for compensation in this proceeding (§ 1804(b)(1)). | X |
| ALJ ruling (or CPUC decision) issued in proceeding number: D1202034 Date of ALJ ruling (or CPUC decision): February 16, 2012 | |

B. The party’s explanation of the factual basis for its claim of “significant financial hardship” (§ 1802(g)) (necessary documentation, if warranted, is attached to the NOI):

PART IV: ATTACHMENTS DOCUMENTING SPECIFIC ASSERTIONS MADE IN THIS NOTICE
 (The party (“customer”) intending to claim intervenor compensation identifies and attaches documents; add rows as necessary)

| Attachment No. | Description |
|-----------------------|------------------------|
| 1 | Certificate of Service |
| 2 | WEM Articles, Bylaws |

ADMINISTRATIVE LAW JUDGE RULING²
 (ALJ completes)

| | Check all that apply |
|--|-----------------------------|
| 1. The Notice of Intent (NOI) is rejected for the following reasons: | |
| a. The NOI has not demonstrated the party’s status as a “customer” for the following reason(s): | |
| b. The NOI has not demonstrated that the NOI was timely filed (Part I(B)) for the following reason(s): | |
| c. The NOI has not adequately described the scope of anticipated participation (Part II, above) for the following reason(s): | |
| 2. The NOI has demonstrated significant financial hardship for the reasons set forth in Part III of the NOI (above). | |
| 3. The NOI has not demonstrated significant financial hardship for the following reason(s): | |
| 4. The ALJ provides the following additional guidance (see § 1804(b)(2)): | |

IT IS RULED that:

² An ALJ Ruling needs not be issued unless: (a) the NOI is deficient; (b) the ALJ desires to address specific issues raised by the NOI (to point out similar positions, areas of potential duplication in showings, unrealistic expectations for compensation, or other matters that may affect the customer’s Intervenor Compensation Claim); or (c) the NOI has included a claim of “significant financial hardship” that requires a finding under § 1802(g).

| | Check all that apply |
|---|----------------------|
| 1. The Notice of Intent is rejected. | |
| 2. Additional guidance is provided to the customer as set forth above. | |
| 3. The customer has satisfied the eligibility requirements of Pub. Util. Code § 1804(a). | |
| 4. The customer has shown significant financial hardship. | |
| 5. The customer is preliminarily determined to be eligible for intervenor compensation in this proceeding. However, a finding of significant financial hardship in no way ensures compensation. | |

Dated _____, at San Francisco, California.

ADMINISTRATIVE LAW JUDGE