

**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)

**MOTION FOR PARTY STATUS OF FRIENDS OF THE EARTH**

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Counsel to Friends of the Earth

August 31, 2012

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Friends of the Earth (FOE) hereby moves to become a party in the above-captioned proceeding under Rules 1.4(a)(4) and (b) of the Commission's Rules of Practice and Procedure.

**I. FOE'S INTEREST IN THIS PROCEEDING**

FOE's interest in this proceeding is related to the Commission's expected consideration of procurement needs in response to the retirement of the San Onofre Nuclear Generation Station (SONGS) owned by Southern California Edison Company (SCE) and San Diego Gas & Electric Company (SDG&E). FOE is a U.S. Internal Revenue Code §501(c)(3) non-profit organization that has worked for over forty years to reduce economic drivers that encourage environmental degradation from nuclear energy and address the threats to human health and the environment that nuclear power poses.

FOE and its affiliates have used, and continue to use, technical and policy expertise to combat irresponsible nuclear development in state, federal and international arenas, including Iowa, Missouri, North Carolina, various federal agencies and throughout the Pacific Rim. FOE's nuclear campaign works to reduce risks for people and the environment by supporting efforts to close and defund existing nuclear reactors and fighting proposals to design and build new reactors.

Over 1,300 members of FOE live in Southern California. Many of these FOE members live in the vicinity of San Clemente, California, where SONGS is located. These FOE members are directly impacted by the precarious status of the facility. FOE will work to protect its members and the public from, and to prevent ratepayer money from being wasted on, the unsafe and outdated nuclear technologies utilized in SONGS Units 2 and 3.

**II. THE FACTUAL AND LEGAL CONTENTIONS THAT FOE INTENDS TO MAKE IN THIS PROCEEDING ARE PERTINENT TO THE ISSUES ALREADY PRESENTED.**

FOE's technical and policy expertise regarding nuclear generation make it a valuable participant in this proceeding. FOE will contend that the likelihood of plant closure is high and that California must plan to replace the generating capacity from SONGS. FOE will also demonstrate that California's power needs can be reliably met without SONGS through continued investment in safe, clean and responsible technologies such as renewable energy and energy efficiency.

To these ends, FOE will contend that it is imperative the Commission give high priority to the consideration of SONGS' retirement in its scenario modeling and determination of resource need. The Scoping Ruling includes the impact on reliability of shutting down SONGS within the scope of this proceeding.<sup>1</sup> Commission Staff has crafted planning assumptions based on three nuclear retirement outcomes: (1) SONGS shuts down in 2015; (2) SONGS shuts down in 2022 when its current license expires; and (3) SONGS is relicensed and operates indefinitely.<sup>2</sup>

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<sup>1</sup> Scoping Memo and Ruling of Assigned Commissioner and Administrative Law Judge, R.12-03-014, at page 8-9 (May 17, 2012).

<sup>2</sup> *Planning Assumptions for use in R. 12-03-014*, pages 22-23, Attachment to Assigned Commissioner's Ruling on Standardized Planning Assumptions (June 27, 2012).

Further, two sensitivities in the proposed base case scenario consider closing SONGS in 2015.<sup>3</sup> The inclusion of these two sensitivities is essential to ensuring reliability in the critical load region in which SONGS is located.

### III. SERVICE LIST

FOE respectfully requests that the Commission list Laurence G. Chaset as the FOE representative in this matter, with the following information:

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FOE also respectfully requests that the Commission list S. David Freeman, Kendra Ulrich and Thadeus B. Culley on the Service List as information-only:

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Tim Lindl is already on the Service List for this proceeding as information-only and does not need to be added.

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<sup>3</sup> *Energy Division Proposed Scenarios for use in R. 12-03-014, pages 14-15 (August 2, 2012).*

**IV. CONCLUSION**

The Commission should grant FOE status as a party in this proceeding with all of the rights that attach thereto.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Laurence G. Chaset', with a large, sweeping flourish extending to the right.

Laurence G. Chaset  
Tim Lindl  
Thadeus B. Culley

Counsel to Friends of the Earth

August 31, 2012