

BEFORE THE PUBLIC UTILITIES COMMISSION OF
THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Continue
Implementation and Administration of
California Renewable Portfolio Standard
Program.

Rulemaking 11-05-005
(Filed May 5, 2011)

NOTICE OF EX PARTE COMMUNICATION

Pursuant to Rules 8.2(c), 8.3, and 8.5 of the Commission's Rules of Practice and Procedure, the Division of Ratepayer Advocates (DRA) gives notice of the following oral and written *ex parte* communication, which occurred on November 7, 2012 at approximately 11:30 a.m. in the Commission's San Francisco office and lasted approximately twenty minutes. DRA initiated the communications with Commissioner Timothy Simon's advisor Rahmon Momoh. Attending the meeting on behalf of DRA were Cheryl Cox, Selena Huang, and Diana Lee.

DRA explained that it generally supported the current proposed decision (PD) that would approve the renewable portfolio standard (RPS) compliance plans of Pacific Gas and Electric Company (PG&E), Southern California Edison Company (SCE) and San Diego Gas & Electric Company (SDG&E), but suggested two modifications and one clarification to protect ratepayers from overpaying beyond RPS targets. As explained in the attached handout distributed at the meeting, the Commission should modify the PD to ensure that:

1) Investor-owned utilities should use a success rate of at least 77% that reflects recent Renewable Portfolio Standard (RPS) contract success rates; (2) IOUs should meet criteria to use voluntary margin of over-procurement; and (3) Ratepayers will not be responsible for network upgrade costs that exceed the amount agreed to by seller and IOU.

Respectfully submitted,

/s/ DIANA L. LEE

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