

From: Smith, Bruce T
Sent: 2/6/2013 1:32:02 PM
To: Halligan, Julie (julie.halligan@cpuc.ca.gov)
Cc: Horner, Trina (/O=PG&E/OU=CORPORATE/CN=RECIPIENTS/CN=TNHC);
Wilson, Michelle (Law) (/O=PG&E/OU=Corporate/cn=Recipients/cn=MLW3);
hlubow@overlandconsulting.com (hlubow@overlandconsulting.com);
gharpster@overlandconsulting.com (gharpster@overlandconsulting.com); Ramaiya,
Shilpa R (/o=PG&E/ou=Corporate/cn=Recipients/cn=SRRd); Frank, Steven (Law)
(/O=PG&E/OU=Corporate/cn=Recipients/cn=SWF5); Sharp, Shelly
(/O=PG&E/OU=Corporate/cn=Recipients/cn=SSM3)
Bcc:
Subject: RE: Overdue Discovery Priority List

Julie:

As of last Friday, PG&E has responded to all 53 items identified on your priority list. We will continue responding to the remaining open items on an expedited basis.

As you know, the questions posed by Overland go beyond requests for accounting data and other documents that may be "on the shelf" and have asked for detailed analysis and information on rate case forecasts and decisions (i.e. the analyses performed by the Energy Division) and on operating decisions and practices going back, in many cases, nearly 20 years.

We have responded to 475 of the 546 questions submitted prior to December 17 and have nearly 100 open items from December 17 forward. We are unsure that your other suggested deadlines can be met, or that responses to additional requests seeking research or new analyses of long ago events can be completed within ten business days. That said, we are doing our best to try to meet your requests. I have also spoken with Gary Harpster to see if he has a "second tier" priority list of items he would like to see sooner than others.

Given that the scope and audit have been discussed with others at the CPUC as mentioned in your email, is there anything you can tell or provide us?

Bruce

From: Halligan, Julie [mailto:julie.halligan@cpuc.ca.gov]
Sent: Thursday, January 24, 2013 10:29 AM
To: Smith, Bruce T; Horner, Trina; Wilson, Michelle (Law); Frank, Steven (Law); Sharp, Shelly; Ramaiya, Shilpa R
Cc: gharpster@overlandconsulting.com; hlubow@overlandconsulting.com
Subject: FW: Overdue Discovery Priority List

Hi Bruce,

We are pleased to hear that PG&E has refocused on responding to Safety and Enforcement Division's discovery requests. While the scope and timing of the audit may not have been what PG&E expected, SED coordinated both aspects with Assigned Commissioner Florio and assigned ALJ Bushey. We have also coordinated with ALJ Pulsifer. We recognize that PG&E, like the Commission, continually faces competing demands on its resources. The timing for this audit was driven in part by the pendency of PG&E's General Rate Case application, as well as the availability of our audit consultant.

Given the extended delays that we have been presented with to date, SED requests that PG&E respond to the high priority questions identified in the attachment by February 1, 2013.

In addition, we expect PG&E to answer all questions that were submitted prior to December 17 by February 8. The December 16 set will have been outstanding for 58 days on February 8 and most of the questions will have been outstanding for longer than that. PG&E is expected to commit to answering the questions submitting on december 28 and January 11 by February 15.

Discovery submitted after January 11 should be responded to within 10 business days. Overland has not sent out any new discovery since January 11 but another set may be ready to send out by the middle of week.

SED believes these dates are very generous to PG&E considering how long the questions have been outstanding. As you can imagine, we need the information by the indicated dates to keep the audit process moving along expeditiously. Thank you for your assistance and cooperation.

Best,

Julie Halligan, Deputy Director

Office of Utilities Safety and Reliability

Safety and Enforcement Division

California Public Utilities Commission