

From: [Redacted]  
Sent: 3/18/2013 2:54:28 PM  
To: dweisz@marinenergy.com (dweisz@marinenergy.com)  
Cc: Dietz, Sidney (/O=PG&E/OU=Corporate/cn=Recipients/cn=SBD4); [Redacted]  
[Redacted]  
ml2@cpuc.ca.gov (ml2@cpuc.ca.gov)  
Bcc:  
Subject: FW: Follow up email - PG&E and MEA's data sharing

Dawn:

In [Redacted] absence we'd like to defer this issue until he returns next week.

Thanks for your flexibility!

[Redacted]

Expert Account Manager | ESP Services

Pacific Gas and Electric Company

[Redacted]

**From:** Dawn Weisz [mailto:dweisz@marinenergy.com]  
**Sent:** Friday, March 15, 2013 3:59 PM  
**To:** Dietz, Sidney; Lakhanpal, Manisha; [Redacted] Walker, Cynthia  
**Cc:** Tom, Jonathan P.; Kaneshiro, Bruce; Chawla, Taaru; Maguire, William; Beckie Menten; Elizabeth Kelly  
**Subject:** RE: Follow up email - PG&E and MEA's data sharing

Manisha and Sidney,

Thank you for the information below and the proposed next steps. As always, MEA is happy to meet at any time, and we are eager to resolve this outstanding issue as soon as possible. It is important to note that the text cited below (see highlighted text) refers to 'third party vendors' those who are 'under contract' with PG&E, and 'local government partnerships.' As a CCA, we do not fit into any of these categories. Instead, MEA is directly subject to CPUC D. 12-08-045 (the decision referenced below) regarding customer privacy. MEA is a load-serving entity, with the right to access customer information needed to directly serve load and operate CPUC approved programs. It is not necessary, nor is it appropriate, for PG&E to be assessing our compliance with D. 12-08-045 as the CPUC is directly responsible for requiring CCA compliance with this Decision.

Beth Kelly, our Legal Director is happy to follow up with Chris Warner on Monday to discuss further. Sidney, please let us know what days next week your team would be available to discuss next steps regarding data transfer. We would be happy to host the meeting here, or provide a dial-in number if a conference call would be simpler for your team.

Thanks very much,

Dawn

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**Dawn Weisz**

**Executive Officer**

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**From:** Dietz, Sidney [mailto:[SBD4@pge.com](mailto:SBD4@pge.com)]

**Sent:** Friday, March 15, 2013 3:11 PM

**To:** Lakhanpal, Manisha; Dawn Weisz ([dweisz@marinenergy.com](mailto:dweisz@marinenergy.com)); Redacted  
Walker, Cynthia

**Cc:** Tom, Jonathan P.; Kaneshiro, Bruce; Chawla, Taaru; Maguire, William

**Subject:** RE: Follow up email - PG&E and MEA's data sharing

Manisha –

Thanks for the note.

Yes, we are willing to have our IT speak to the issue around the data sharing again. I believe that our IT Director on this issue, John Warnock, spoke to the MEA team in January, and we are willing to set something else up. Eric spoke to Dawn earlier today, and I know that they discussed this. I hope that the customer-data-acquisition case outcome will resolve this issue soon.

See the note from Chris Warner that I've included below that cites the rules about data sharing. This is another issue that came up this morning, and Eric suggested that the MEA legal team consult with Chris Warner to work this out.

Let me know if you have any questions. I can be reached at 973-5921.

Have a good weekend!

yours,

sid

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**From:** Warner, Christopher (Law)  
**Sent:** Friday, March 15, 2013 10:55 AM  
**To:** Dietz, Sidney  
**Cc:** [Redacted] Sample, James W.; Knaebel, Steve J; [Redacted]  
**Subject:** RE: Follow up email - PG&E and MEA's data sharing

Here is the language:

Public Utilities Code 8380(d) requires utilities to “use reasonable security procedures and practices to protect a customer’s unencrypted electrical or gas consumption data from unauthorized access, destruction, use, modification or disclosure.” In addition, CPUC Decision 11-07-056, Attachment D, and Decision 12-08-045, Attachment A, Privacy Rule 6(c)(1) permit a utility to disclose customer energy usage data to a third party without customer consent only (a) “when explicitly ordered to do so by the Commission;” or (b) “for a primary purpose being carried out under contract with or on behalf of the electrical or gas corporation,” and in either case, the utility must “by contract, require the third party to agree to access, collect, store, use, and disclose the information under policies, practices and notification requirements no less protective than those under which the [utility] itself operates as required under this rule, unless otherwise directed by the Commission.”

PG&E requires its vendors, contractors and other third-parties to undertake a security review and enter into contracts consistent with these statutory and CPUC requirements, including requiring “local government partnership” contractors under its EE programs to complete such privacy security reviews, such as Marin County’s “Energy Watch”, which completed its privacy security review in July, 2012.

Chris Villareal of the CPUC staff is familiar with these privacy rules and requirements, and PG&E informally consults with him on interpretation issues relating to the rules.

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**From:** Lakhanpal, Manisha [<mailto:Manisha.Lakhanpal@cpuc.ca.gov>]  
**Sent:** Friday, March 15, 2013 10:16 AM  
**To:** Dawn Weisz ([dweisz@marinenergy.com](mailto:dweisz@marinenergy.com)); Dietz, Sidney; Eberhardt (ESP Services), [Redacted]  
[Redacted]  
**Cc:** Tom, Jonathan P.; Kaneshiro, Bruce; Chawla, Taaru; Maguire, William  
**Subject:** Follow up email - PG&E and MEA's data sharing  
**Importance:** High

Hi Dawn and Sid,

Thank you for your time yesterday. I just wanted to touch base regarding the data sharing issues.

With regards to Interval Smart Meter data sharing mechanism it is our understanding that both MEA and PG&E will hold a meeting with PG&E's IT team to further streamline the reporting mechanism.

On the issue regarding additional customer data required for energy efficiency programs, could you refer us to the rules/ processes that require entities to undergo "security review" in order to get bundled customer data. I am also including Bruce and Taaru in this conversation as their section handles non-residential energy efficiency programs and will be following this issue.

I would also like to take this opportunity to introduce, Will Maguire, our new CCA analyst in the Market Structure and Design Section. My supervisor Jonathan and I have been working with Will and he is also aware of the issues at hand.

Let us know if you have any questions...

**Manisha Lakhanpal**

Regulatory Analyst

Energy Division | Market Structure and Design

California Public Utilities Commission

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PG&E is committed to protecting our customers' privacy.

To learn more, please visit <http://www.pge.com/about/company/privacy/customer/>

*MCE is committed to protecting customer privacy. Learn more at: [www.mceCleanEnergy.com/privacy](http://www.mceCleanEnergy.com/privacy)*