

From: Hecht, Jessica T.  
Sent: 4/4/2013 5:03:01 PM  
To: Warner, Christopher (Law) (/O=PG&E/OU=Corporate/cn=Recipients/cn=CJW5); Elizabeth Kelly (ekelly@marinenergy.com)  
Cc: Dietz, Sidney (/O=PG&E/OU=Corporate/cn=Recipients/cn=SBD4); [Redacted]  
[Redacted]; Dawn Weisz (dweisz@marinenergy.com)  
Bcc:  
Subject: RE: Memo3-22-13MEAAccessstoCustomerDataWithoutCustomerConsent.docx

I will try to figure out the extent to which these issues are appropriately resolved through the working group process. Related issues included in the working group process can move forward on the same schedule as the other working group activities.

To the extent that these issues appear not to be a part of the working group process, I will try to identify a person at the Commission that MEA and PG&E can speak with about this. I notice that Beth does not list anyone from the Commission's Legal Division as providing input up to this point. If this does not end up going through the working group, and assuming that both parties want to try to resolve this without opening a formal proceeding or something, I think Legal may be the next group to ask.

Anyway, I'll update you on whether or to what extent I think the issues outlined in these messages/memos are within the working group's scope, and we can proceed from there. I would expect to get back to you next week.

Jessica T. Hecht, Administrative Law Judge

Mediator/Facilitator

California Public Utilities Commission

jessica.hecht@cpuc.ca.gov

**From:** Elizabeth Kelly [mailto:ekelly@marinenergy.com]  
**Sent:** Thursday, April 04, 2013 3:06 PM  
**To:** Warner, Christopher (Law); Hecht, Jessica T.  
**Cc:** [Redacted]; Dietz, Sidney; Dawn Weisz  
**Subject:** RE: Memo3-22-13MEAAccessstoCustomerDataWithoutCustomerConsent.docx

Thank you, Chris.

ALJ Hecht,

Thank you very much for your offer of help on the AMI Data front. Please find attached the Memo I drafted on this topic in my hopes of moving this issue forward.

To clarify Chris's email, we have not received AMI data for CCA procurement/forecasting purposes or otherwise, such as for our energy efficiency programs. In our view, the CCA and the energy efficiency program data is the same issue; however if it is to be sliced up, that is fine, so long as that advances our progress towards resolution of this issue.

Per your request, here is the list of folks we have been interfacing with to resolve this issue.

**PG&E**

Warner, Christopher (Law) <CJW5@pge.com>

Littenecker, Randall (Law) <RJL9@pge.com>

Redacted

Redacted

Dietz, Sidney <SBD4@pge.com>

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**CPUC**

Will Maguire <[william.maguire@cpuc.ca.gov](mailto:william.maguire@cpuc.ca.gov)>

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Lakhanpal, Manisha <[Manisha.Lakhanpal@cpuc.ca.gov](mailto:Manisha.Lakhanpal@cpuc.ca.gov)>

Tom, Jonathan P. <[jonathan.tom@cpuc.ca.gov](mailto:jonathan.tom@cpuc.ca.gov)>

**MEA**

Dawn Weisz <[dweisz@marinenergy.com](mailto:dweisz@marinenergy.com)>

Emily Goodwin <[egoodwin@marinenergy.com](mailto:egoodwin@marinenergy.com)>

Elizabeth Kelly <[ekelly@marinenergy.com](mailto:ekelly@marinenergy.com)>

Thank you very much for your help. We greatly appreciate it.

Kind regards,

Beth

Elizabeth Kelly

Marin Energy Authority

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[ekelly@marinenergy.com](mailto:ekelly@marinenergy.com)

**From:** Warner, Christopher (Law) [mailto:[CJW5@pge.com](mailto:CJW5@pge.com)]

**Sent:** Thursday, April 04, 2013 2:55 PM

**To:** Hecht, Jessica T.

**Cc:** Elizabeth Kelly ([ekelly@marinenergy.com](mailto:ekelly@marinenergy.com)); [Redacted]; Dietz, Sidney

**Subject:** FW: Memo3-22-13MEAAccessstoCustomerDataWithoutCustomerConsent.docx

Dear Judge Hecht-

Per your request, here is PG&E's summary of the customer data access/data privacy issue that MEA and PG&E discussed briefly in the Energy Data Center workshop yesterday. Note that the issue does not involve or affect the rights of CCAs to energy usage data for their own CCA customers; it only relates to how the Commission's privacy rules apply to requests by CCAs that IOUs provide customer energy usage data without customer consent for IOU customers who are not CCA customers, e.g. IOU gas customers or IOU electric customers who have "opted out" of CCA service. MEA's request relates to energy efficiency programs that MEA is planning to implement.

Comments, thoughts are welcome!

Chris Warner

PG&E Law

415-973-6695

**From:** Dietz, Sidney

**Sent:** Friday, March 22, 2013 06:21 PM

**To:** [william.maguire@cpuc.ca.gov](mailto:william.maguire@cpuc.ca.gov) <[william.maguire@cpuc.ca.gov](mailto:william.maguire@cpuc.ca.gov)>; [dweisz@marinenergy.com](mailto:dweisz@marinenergy.com) <[dweisz@marinenergy.com](mailto:dweisz@marinenergy.com)>; [taaru.chawla@cpuc.ca.gov](mailto:taaru.chawla@cpuc.ca.gov) <[taaru.chawla@cpuc.ca.gov](mailto:taaru.chawla@cpuc.ca.gov)>; [ekelly@marinenergy.com](mailto:ekelly@marinenergy.com) <[ekelly@marinenergy.com](mailto:ekelly@marinenergy.com)>

**Cc:** Warner, Christopher (Law); [Redacted]; Litteneker, Randall (Law); [Redacted]  
[Redacted]

**Subject:** Memo3-22-13MEAAccessstoCustomerDataWithoutCustomerConsent.docx

MEA and CPUC teams --

Sorry for my tardy response on this memo -- it is entirely due to my being on the road all day. In any case, here is the legal memo requested. Please let us know if you have any questions about it.

Eric will be back on Monday and will coordinate with [Redacted] on finishing up scheduling the meeting.

Thanks.

yours,

sid

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Do I seem terse? Blame the thumb keyboard.

**From:** Sid [Redacted]

**Sent:** Friday, March 22, 2013 06:07 PM

**To:** Dietz, Sidney

**Subject:** Fwd: Fw: Memo3-22-13MEAAccessstoCustomerDataWithoutCustomerConsent.docx

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)*