

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking Regarding Policies,
Procedures and Rules for the California Solar
Initiative, the Self-Generation Incentive Program
and Other Distributed Generation Issues.

Rulemaking 12-11-005
(Filed November 8, 2012)

**DISTRIBUTED ENERGY CONSUMER ADVOCATES
MOTION FOR LEAVE TO FILE LATE-FILED NOTICE OF INTENT TO CLAIM
INTERVENOR COMPENSATION**

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**DISTRIBUTED ENERGY CONSUMER ADVOCATES
MOTION FOR LEAVE TO FILE LATE-FILED NOTICE OF INTENT TO CLAIM
INTERVENOR COMPENSATION**

Distributed Energy Consumer Advocates (“DECA”) hereby moves for leave to file a late-filed Notice of Intent to Claim Intervenor Compensation (“NOI”).

I. Background

DECA is a nonprofit California public benefit corporation with party status in the above referenced proceeding. DECA's party status was granted by Administrative Law Judge Katherine MacDonald at the pre-hearing conference (“PHC”) on March 13, 2013. DECA falls into the “Category 3” customer class pursuant to Public Utilities Code section 1802(b)(1) because it is a formally organized group authorized by its articles of incorporation to represent the interests of residential customers or small commercial electric customers. For purposes of this proceeding, DECA's determination of significant hardship has been previously granted in R.12-06-013.

II. Motion for Leave to File Late-Filed Notice of Intent to Claim Intervenor Compensation

DECA hereby respectfully requests leave to file a late-filed NOI. DECA was not able to file a NOI within the timeframe required under Rule 17.1 of the CPUC Rules of Practice and Procedure due to an internal clerical error at DECA. Specifically, DECA mistakenly calculated the 30th day after the PHC in R.12-11-005 as falling on the weekend of April 13-14, 2013, making the day this motion is being filed the last day for filing a notice of intent to claim intervenor compensation. DECA realized this error only while drafting the NOI and is attempting to correct it, via this motion, at the first opportunity to do so.

DECA is uniquely positioned to represent the interests of residential and small commercial customers who currently have or seek to acquire investments in energy infrastructure that predominantly fall broadly into the categories of distributed generation and demand-side management. As a technology-neutral entity, DECA is free to advocate for the optimal vehicles for achieving the lowest possible costs and environmental impacts for small consumers who prefer to directly control their energy infrastructure investments. Furthermore, DECA does not expressly represent all ratepayers but only those who seek or possess distributed energy infrastructure. DECA believes that environmentally responsible distributed generation improves the environment, the electricity grid, and the behavior of electricity consumers and DECA hopes to help set policies that increase the number of electricity consumers who might become DECA's constituents. For this reason DECA is more effectively positioned to develop the record around the needs of such customers than more broadly defined ratepayer advocates that may prioritize goals less focused on market transformation. These characteristics distinguish DECA and its perspective in this proceeding.

By participating in this proceeding, DECA will help California advance its environmental and energy reliability goals by better enabling customer classes that are well-positioned to change consumption and production patterns to take advantage of incentives and regulatory mechanisms designed to help meet those goals. DECA balances concerns over environmental impact and customer choice and provides real-world information drawn from our members. DECA is therefore well-suited to help the Commission solve challenges that frequently pit environmental and clean energy groups against each other as well as against purely rate-focused advocates.

