

Attachment 3

REQUEST FOR FIRST-TIME REPRESENTATIVE HOURLY RATE FOR RONALD LIEBERT

Explanation of request for hourly rate and summary of experience

Vote Solar requests a first-time representative hourly rate for Ronald Liebert, Vote Solar's external counsel and attorney for California regulatory matters, of \$395/hour for 2012 and 2013. Mr. Liebert has no previously adopted rate approved by the Commission.

Mr. Liebert has been practicing law as a member of the California Bar for nearly 24 years and has spent all of these years working as an Energy Regulatory Attorney representing various clients on a multitude of proceedings at the Commission, including approximately 20 major utility rate cases. Prior to becoming a member of the bar, Mr. Liebert worked for 5 years as an engineer specializing in energy-related design, construction and operational issues for power plants.

Over the past 24 years, Mr. Liebert has represented various clients, primarily customer groups, in many of the Commission's utility revenue and rate design applications (i.e., GRCs, ECACs, BCAPs, RDWs, Cost of Capital, etc.) as well as numerous other energy-related proceedings at the Commission, the Legislature, the California Energy Commission and local boards and agencies (including electricity industry restructuring, landfill gas/biogas regulation, natural gas storage, solar PV regulation and siting, environmental issues, etc). Mr. Liebert also served on the board of the California PX from its inception and for several years was the Chair of the CalPX's Legal/ADR committee.

Prior to returning to private practice with Ellison, Schneider & Harris in 2010, Mr. Liebert was an Associate Counsel for the non-profit California Farm Bureau Federation. For nearly 15 years, Mr. Liebert was the primary representative for California's agricultural customers' interests at the Commission, actively participating in nearly every Commission proceeding relevant to agriculture and agricultural customers.

Ellison, Schneider & Harris began assisting Vote Solar approximately one year ago. Mr. Liebert became Vote Solar's primary legal counsel for several Commission proceedings after the departure of Vote Solar's sole staff attorney, Ms. Kelly Foley.

Mr. Liebert's requested first-time representative hourly rate of \$395 for 2012 and 2013 is reasonable. It is less than the median authorized rate for attorneys with 13+ years of experience at the Commission and equal to or less than hourly rates authorized for other representatives with similar experience. For example, in 2010 and 2011, the Commission authorized an hourly rate of \$375 for Ann L. Trowbridge, which was increased to \$385 in 2012 (in Decision 13-02-019). For 2013, Ms. Trowbridge is seeking an hourly rate of \$400 (A.13-04-012, Agricultural Energy Consumers Association's Notice of Intent to Claim Intervenor Compensation, dated July 3, 2013). Since Mr. Liebert has been practicing as an Energy Regulatory Attorney longer than Ms.

Trowbridge and has more extensive experience before the Commission than Ms. Trowbridge, Mr. Liebert's requested first-time representative hourly rate of \$395 for 2012 and 2013 is reasonable.

Summary Resume of Ronald Liebert

PROFESSIONAL:

Of Counsel – Ellison, Schneider & Harris; 2600 Capitol Avenue, Suite 400; Sacramento, California (2010 – current)

Assist utility customers, energy developers and municipal utilities in resolving a wide range of energy and environmental regulatory and compliance issues at the California Public Utilities Commission, the California Energy Commission and other state agencies.

Associate Counsel and Registered Lobbyist – California Farm Bureau Federation (1996 to 2010)

Primary representative of agricultural customers and interests at the California Public Utilities Commission, the California Energy Commission and the California Legislature, as well as before local governments and federal agencies, on utility revenue, rate design, reliability issues, electric industry restructuring, renewable energy development and land use concerns and solid waste and water recycling policies.

Associate Attorney – Downey, Brand, Seymour & Rohwer (1989 to 1996)

Represented commercial and industrial customers on utility revenue, rate design and electric industry restructuring before the California Public Utilities Commission as well as public and private entities on environmental compliance, CEQA, hazardous waste cleanup and toxics litigation. Practice included insurance coverage disputes, inverse condemnation and appellate review.

Senior Engineer – Impell Corporation, Walnut Creek, California (1983 to 1986)

Developed hazardous waste treatment programs and investigated and resolved fire and safety compliance problems for power plants. Analyzed shielding requirements and containment design of onsite storage and transportation of nuclear waste. Wrote systems operating and administrative procedures for nuclear power plants and prepared Nuclear Regulatory Commission compliance reports.

Principal Engineer – Bechtel Power Corporation, San Francisco, California (1981 to 1983)

Designed and analyzed hazardous waste collection and processing systems for nuclear power plants. Drafted operating and testing procedures and Nuclear Regulatory Commission safety analysis reports. Project Coordinator in charge of engineering teams evaluating nuclear power plant safety systems.

PROFESSIONAL TEACHING:

Instructor, University of California, Davis Extension’s Environmental Hazard Management Program, 1993-1995. Courses included “Legal and Regulatory Aspects of Site Assessment and Remediation” and “Project Planning, Decision Making and Communications”.

PROFESSIONAL AND TRADE ORGANIZATIONS:

California Power Exchange Board of Governors
Chair, Legal/ADR Committee, 1997-2001

State Bar of California, Environmental Law Section - current

Conference of California Public Utility Counsel - current

Sacramento County Bar Association - current
Chair, Environmental Law Section, 1995-1996

EDUCATION:

J.D. University of California, Davis, 1989

B.S. University of California, Santa Barbara, Nuclear Engineering, 1981
Charter Member, Tau Beta Pi, National Engineering Honor Society

Authorized hourly intervenor rate ranges -- Table 1 of Resolution ALJ-287

Years of Experience	2008 Range	2009 Range	2010 Range	2011 Range	2012 Range	2013 Range
Attorneys						
0 - 2	\$150-\$205	\$150-\$205	\$150-\$205	\$150-\$205	\$155-\$210	\$160-\$215
3 - 4	\$200-\$235	\$200-\$235	\$200-\$235	\$200-\$235	\$205-\$240	\$210-\$245
5 - 7	\$280-\$300	\$280-\$300	\$280-\$300	\$280-\$300	\$285-\$305	\$290-\$310
8 - 12	\$300-\$355	\$300-\$355	\$300-\$355	\$300-\$355	\$305-\$360	\$310-\$365
13+	\$300-\$535	\$300-\$535	\$300-\$535	\$300-\$535	\$305-\$545	\$310-\$555
Experts						
0 - 6	\$125-\$185	\$125-\$185	\$125-\$185	\$125-\$185	\$130-\$190	\$135-\$195
7 - 12	\$155-\$270	\$155-\$270	\$155-\$270	\$155-\$270	\$160-\$275	\$165-\$280
13+	\$155-\$390	\$155-\$390	\$155-\$390	\$155-\$390	\$160-\$400	\$165-\$410

Summary of Ronald Liebert's Relevant Experience before the Commission

1989-1996 (Downey, Brand, Seymour & Rohwer): Mr. Liebert represented the Industrial Users (subsequently renamed the California Industrial Users) customer group on revenue allocation and rate design matters in most of the PG&E and SCE GRC and ECAC applications and interruptible rate design proceedings held during this time period. Mr. Liebert also represented landfill gas producer GSF Energy, Inc. in the Commission's investigation into "Allowable Concentrations of Vinyl Chloride in Natural Gas," I.90-09-010.

1996-2010 (California Farm Bureau Federation): During this period of time, Mr. Liebert was the primary representative of agricultural customers and interests at the California Public Utilities Commission. Mr. Liebert actively participated in every PG&E, SCE and SDG&E GRC application and relevant rate design proceeding as well as many of these utilities' ERRA, RDW, and Cost of Capital proceedings. Mr. Liebert's other proceedings of note: SCE and PG&E initial Performance Based Ratemaking (PBR) applications; SDG&E Procurement Review Group (PRG); Lodi Gas Storage (LGS) initial CPCN application (A.98-11-012) as well as every subsequent proceeding instituted by LGS to revise its CPCN and security bond requirement; PG&E Cornerstone Improvement Project (CIP) application (A.08-05-023); PG&E and SCE Critical Peak Pricing applications; SCE and PG&E's applications to establish Solar PV procurement; utility line extension and allowances proceedings; PG&E local office closure proceeding; and the many industry restructuring workshops and subsequent emergency utility revenue and rate design applications. In addition, Mr. Liebert was a member of two of the Commission's working groups to improve Commission processes (ALJ Ebke and ALJ DeAngelis). Finally, Mr. Liebert represented agricultural customers' interests on the board of the California Power Exchange (CalPX) from its inception and later was elected as Chair of the CalPX Legal/ADR committee.

2010 – present (Ellison, Schneider & Harris): clients that Mr. Liebert has represented before the Commission during the last 3 years: Solar Millenium in support of SCE's Colorado River Substation Expansion Project, A.10-11-005 (approved in D.11-07-001); Spreckels Water Company's 2012-2013 GRC application (approved in Resolution W-4909); the California Manufacturers & Technology Association in the revenue allocation and rate design phase of SoCalGas and SDG&E's Pipeline Safety Enhancement Program application, A.11-11-002 (decision pending); and the Vote Solar Initiative in the 2012 Long-Term Planning Process, phase 2, R.12-06-013 (D.13-06-024) and the Commission OIR to examine Residential Rate Design, R.12-06-013.