

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

Order Instituting Rulemaking to Integrate and Refine  
Procurement Policies and Consider Long-Term  
Procurement Plans

Rulemaking 13-12-010  
(Filed December 19, 2013)

**NOTICE OF EX PARTE COMMUNICATION**

**INDEPENDENT ENERGY PRODUCERS  
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Dated: February 10, 2014

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Pursuant to Rule 8.4 of the Commission's Rules of Practice and Procedure, the Independent Energy Producers Association (IEP) submits this Notice of Ex Parte Communication.

On February 5, 2014, Steven Kelly, Policy Director for IEP, and Brian Cragg, outside counsel for IEP, met with Marcelo Poirier, Legal Advisor to Commissioner Florio. The meeting took place via telephone, and lasted from approximately 3:30 p.m. until 3:50 p.m.

During the meeting, Mr. Kelly and Mr. Cragg expressed IEP's view that the base case used in the modeling of the Long-Term Procurement Plan should consist of existing resources and resources that are reasonably certain to materialize, such as authorized energy efficiency programs and generation resources that are under construction. The comments of many parties to this proceeding instead advocated including procurement goals for specific supply technologies in the base case. If the base case is based on advocacy for specific technologies instead of a realistic assessment of the starting point for the procurement analysis, the integrity of the base case will be undermined and the Commission will be deprived of the necessary information about the costs and risks associated with different means of meeting the

identified need for additional resources. The role of specific technologies should be examined through the sensitivity analyses and scenarios used to evaluate how to meet the identified need, not by including aspirational goals for certain technologies in the base case.

Respectfully submitted February 10, 2014 at San Francisco, California.

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By /s/ Megan Somogyi

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