

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Consider Alternative-Fueled Vehicle Programs, Tariffs, and Policies.	Rulemaking 13-11-007 (Filed November 14, 2013)
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**NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION
AND, IF REQUESTED (and checked), ALJ RULING
ON SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP**

Customer (party intending to claim intervenor compensation): National Asian American Coalition			
Assigned Commissioner: Carla Peterman		Assigned ALJ: Irene K. Moosen	
I hereby certify that the information I have set forth in Parts I, II, III and IV of this Notice of Intent (NOI) is true to my best knowledge, information and belief. I further certify that, in conformance with the Rules of Practice and Procedure, this NOI and has been served this day upon all required persons (as set forth in the Certificate of Service attached as Attachment 1).			
Signature: /s/ Aaron Lewis			
Date:	March 27, 2014	Printed Name:	Aaron Lewis

PART I: PROCEDURAL ISSUES

(To be completed by the party ("customer") intending to claim intervenor compensation)

A. Status as "customer" (see Pub. Util. Code § 1802(b)): The party claims "customer" status because it (check one):	Applies (check)
1. Category 1: Represents consumers, customers, or subscribers of any electrical, gas, telephone, telegraph, or water corporation that is subject to the jurisdiction of the Commission (§ 1802(b)(1)(A))	
2. Category 2: Is a representative who has been authorized by a "customer" (§ 1802(b)(1)(B)).	
3. Category 3: Represents a group or organization authorized pursuant to its articles of incorporation or bylaws to represent the interests of residential customers, to represent "small commercial customers" (§ 1802(h)) who receive bundled electric service from an electrical corporation (§ 1802(b)(1)(C)), or to represent another eligible group.	X
4. The party's explanation of its customer status, economic interest (if any), with any documentation (such as articles of incorporation or bylaws) that supports the party's "customer" status. Any attached documents should be identified in Part IV. The National Asian American Coalition is a non-profit, U.S. Housing and Urban Development-approved home counseling agency. It is a grassroots organization which	

has been granted intervenor status in numerous cases before the California Public Utilities Commission, including A.10-12-005, A.10-12-006, A.10-11-015, A.11-05-017 et al., I.11-06-009, I.12-10-013, A.12-11-009 and A.11-06-006 et al., among others. The NAAC's bylaws (on file with the CPUC) reflect its "customer" status, as found by Administrative Law Judge Darling in A.10-11-015 in a Ruling dated July 8, 2011.

Bylaws of the National Asian American Coalition

The NAAC is authorized and urged to actively participate and intervene before the CPUC on all matters that it deems appropriate that will affect directly or indirectly Asian American consumer interests, Asian American rate payer interests and Asian American small business interests. This authorization is intended to include all manner of impact that a rate increase could have on consumers, from bill impacts to customer interaction. This is consistent with the NAAC's authorizations, presently in the bylaws, to advocate for the Asian American community before any government agency, including the FCC, FTC, CFPB and the State Department of Insurance.

B. Timely Filing of NOI (§ 1804(a)(1)):	Check
1. Is the party's NOI filed within 30 days after a Prehearing Conference? Date of Prehearing Conference: February 26, 2014	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
2. Is the party's NOI filed at another time (for example, because no Prehearing Conference was held, the proceeding will take less than 30 days, the schedule did not reasonably allow parties to identify issues within the timeframe normally permitted, or new issues have emerged)?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
2a. The party's description of the reasons for filing its NOI at this other time:	
2b. The party's information on the proceeding number, date, and decision number for any Commission decision, Commissioner ruling, or ALJ ruling, or other document authorizing the filing of its NOI at that other time:	

PART II: SCOPE OF ANTICIPATED PARTICIPATION

(To be completed by the party ("customer") intending to claim intervenor compensation)

A. Planned Participation (§ 1804(a)(2)(A)(i)):
<ul style="list-style-type: none"> <li data-bbox="284 1709 1369 1813">• The party's description of the nature and extent of the party's planned participation in this proceeding (as far as it is possible to describe on the date this NOI is filed). <p data-bbox="235 1852 1349 1886">As an advocacy and minority grassroots organization which is particularly interested in</p>

issues facing low-income and minority consumers, the National Asian American Coalition (NAAC) intends to ensure that the groundwork is laid to ensure that alternative-fueled vehicles are made accessible to low and moderate income consumers as quickly as possible. We plan to attend workshops, file briefs, and prepare comments on the proposed and any alternate decisions ultimately issued by the Commission.

- The party's statement of the issues on which it plans to participate.

In their Motion for Party Status, the NAAC and its partner organizations identified several issues that the Commission should examine over the course of this rulemaking such as expanding use of plug-in hybrid vehicles, finding ways to encourage more work place charging, assisting multi-family residences in installing charging infrastructure, and examining the role of hydrogen and natural gas.

B. The party's itemized estimate of the compensation that the party expects to request, based on the anticipated duration of the proceeding (§ 1804(a)(2)(A)(ii)):

Item	Hours	Rate \$	Total \$	#
ATTORNEY FEES				
Robert Gnaizda	150	\$555	\$83,250	1
Aaron Lewis	150	\$215	\$32,250	2
		Subtotal:	\$115,500	3
EXPERT FEES				
Faith Bautista	15	\$312	\$4,680	4
Michael Phillips	10	\$391	\$3,910	5
Mark Whitlock	15	\$312	\$4,680	6
Fernando Tamara	15	\$312	\$4,680	7
Theresa Martinez	15	\$312	\$4,680	8
		Subtotal:	\$22,630	9
OTHER FEES				
Law Intern	25	\$110	\$2,750	10
		Subtotal:	\$2,750	11
COSTS				
Miscellaneous Costs			\$70	12
		Subtotal:	\$70	13
TOTAL ESTIMATE \$:			\$140,950	14

Comments/Elaboration (use reference # from above):

#12 Miscellaneous costs include travel for experts, office costs, etc.

When entering items, type over bracketed text; add additional rows to table as necessary.

Estimate may (but does not need to) include estimated claim preparation time. Claim preparation is typically compensated at ½ of preparer's normal hourly rate.

Attorney	Date Admitted to CA BAR ¹	Member Number	Actions Affecting Eligibility (Yes/No?) If "Yes", attach explanation
Robert Gnaizda	Jan. 9, 1962	32148	N
Aaron Lewis	Dec. 5, 1962	285526	N

PART III: SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP

(To be completed by party ("customer") intending to claim intervenor compensation; see Instructions for options for providing this information)

A. The party claims "significant financial hardship" for its claim for intervenor compensation in this proceeding on the following basis:	Applies (check)
1. "[T]he customer cannot afford, without undue hardship, to pay the costs of effective participation, including advocate's fees, expert witness fees, and other reasonable costs of participation" (§ 1802(g)); or	
2. "[I]n the case of a group or organization, the economic interest of the individual members of the group or organization is small in comparison to the costs of effective participation in the proceeding" (§ 1802(g)).	X
3. A § 1802(g) finding of significant financial hardship in another proceeding, made within one year prior to the commencement of this proceeding, created a rebuttable presumption of eligibility for compensation in this proceeding (§ 1804(b)(1)).	
ALJ ruling (or CPUC decision) issued in proceeding number:	

B. The party's explanation of the factual basis for its claim of "significant financial hardship" (§ 1802(g)) (necessary documentation, if warranted, is attached to the NOI):
<p>The NAAC is a 501(c)(3) nonprofit organization with dedicated staff and volunteers that is committed to offering foreclosure prevention counseling, credit counseling, teaching financial literacy, and first-time home buyer education. The NAAC also conducts regulatory advocacy at the state and federal level.</p> <p>As a Category 3 customer, the NAAC must demonstrate that it meets the comparison test to establish "significant financial hardship." The comparison test requires that the economic interest of the individual members of the organization must be small in</p>

¹ This information may be obtained at: <http://www.calbar.ca.gov/>.

comparison to the costs of effective participation in the proceedings. The cost of the NAAC's participation in the CPUC proceedings, which in this rulemaking is estimated at \$140,950, substantially outweighs the benefits to the individual members and small businesses that the NAAC represents. The NAAC's constituents are minority small business owners, as well low-income ratepayers in communities of color.

In this proceeding the NAAC's participation will focus on the CPUC's policy toward AFVs, and in what ways widespread adoption by low and moderate income consumers can be increased. Accordingly, these economic interests are small relative to the costs of participation.

PART IV: THE PARTY'S ATTACHMENTS DOCUMENTING SPECIFIC ASSERTIONS MADE IN THIS NOTICE

(The party ("customer") intending to claim intervenor compensation identifies and attaches documents (add rows as necessary.) Documents are not attached to final ALJ ruling.)

Attachment No.	Description
1	Certificate of Service

ADMINISTRATIVE LAW JUDGE RULING²
(ALJ completes)

	Check all that apply
1. The Notice of Intent (NOI) is rejected for the following reasons:	
a. The NOI has not demonstrated status as a "customer" for the following reason(s):	
b. The NOI has not demonstrated that the NOI was timely filed (Part I(B)) for the following reason(s):	
c. The NOI has not adequately described the scope of anticipated participation (Part II, above) for the following reason(s):	
2. The NOI has demonstrated significant financial hardship for the reasons set forth in Part III of the NOI (above).	

² An ALJ Ruling will not be issued unless: (a) the NOI is deficient; (b) the ALJ desires to address specific issues raised by the NOI (to point out similar positions, areas of potential duplication in showings, unrealistic expectations for compensation, or other matters that may affect the customer's claim for compensation); or (c) the NOI has included a claim of "significant financial hardship" that requires a finding under § 1802(g).

3. The NOI has not demonstrated significant financial hardship for the following reason(s):	
4. The ALJ provides the following additional guidance (see § 1804(b)(2)):	

IT IS RULED that:

	Check all that apply
1. The Notice of Intent is rejected.	
2. Additional guidance is provided to the customer as set forth above.	
3. The customer has satisfied the eligibility requirements of Pub. Util. Code § 1804(a).	
4. The customer has shown significant financial hardship.	
5. The customer is preliminarily determined to be eligible for intervenor compensation in this proceeding. However, a finding of significant financial hardship in no way ensures compensation.	

Dated _____, at San Francisco, California.

ADMINISTRATIVE LAW JUDGE