

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Address  
Utility Cost and Revenue Issues Associated  
with Greenhouse Gas Emissions

Rulemaking 11-03-012  
(Filed March 24, 2011)

NOTICE OF EX PARTE COMMUNICATION

Pursuant to Rule 8.4(a) of the Commission's Rules of Practice and Procedure, Pacific Gas and Electric Company (PG&E) hereby gives notice of the following ex parte communication. The communication occurred on Monday, March 3, 2011, at approximately 1:30 p.m. at the offices of the California Public Utilities Commission in San Francisco. The communication was oral and a copy of PG&E's comments on the Proposed Decision Clarifying Commission Policy on Greenhouse Gas Cost Responsibility for Contracts Executed Prior to the Passage of Assembly Bill 32 was provided and is attached. [Rule 8.4(a)(c)]

Erik Jacobson, Director, Regulatory Relations, PG&E, initiated the communication with Scott Murtishaw, Advisor to Commission President Michael Peevey. Also in attendance for PG&E was Marino Monardi, Director, Portfolio Management, Energy Procurement. [Rule 8.4(b)]

Mr. Jacobson stated that PG&E has successfully renegotiated contracts with Starwood Power-Midway, Fresno Cogeneration and the Marsh Landing Generating Facility on the greenhouse gas (GHG) cost responsibility issue. PG&E has also had negotiations with Panoche Energy Center concerning GHG cost responsibility and has been pursuing resolution of this issue through arbitration as provided for in the contract. Mr. Monardi described the current status of

the negotiation and arbitration process and the steps PG&E has taken to resolve this matter. Mr. Jacobson said the proposed decision should be modified to recognize that utilization of a contract's dispute resolution procedures is an acceptable means of determining GHG cost responsibility. [Rule 8.4(c)]

Respectfully submitted,

/s/ BRIAN K. CHERRY

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Attachment

Dated: March 6, 2014