

PUBLIC UTILITIES COMMISSION

.05 VAN NESS AVENUE

SAN FRANCISCO, CA 94102-3298



February 27, 2014

Brian K. Cherry
Vice President, Regulation and Rates
Pacific Gas and Electric Company
77 Beale Street, Mail Code B10C
P.O. Box 770000
San Francisco, CA 94177

SUBJECT: Pacific Gas and Electric Company Noncompliance with Decision 10-04-052

Dear Mr. Cherry:

Pacific Gas and Electric Company (PG&E) is out of compliance with Commission Decision (D.) 10-04-052 for failure to hold a competitive solicitation under its Photovoltaic (PV) Program by the close of its third program year.

The decision authorizing PG&E's PV Program requires PG&E to hold "a competitive solicitation annually" to select winning projects.¹ D.10-06-028 further provides that the PV Program begins on the non-appealable date of the resolution that disposed of PG&E's PV Program Utility-Owned Generation program implementation advice letter.² That advice letter became final and non-appealable on October 11, 2010. As such, the program year periods begin and end on October 11th of each year. PG&E's third PV Program period year ended on October 11, 2013. To date, PG&E has not yet held a solicitation for the program year period ending October 11, 2013. The passage of the October 11, 2013 compliance deadline does not relieve PG&E of complying with D.10-04-052, and PG&E should hold a solicitation to undertake compliance with all possible speed.

PG&E filed a Petition for Modification (PFM) of D.10-04-052 on February 26, 2014 that requested an extension to the deadline to hold its third PV Program solicitation and proposed a schedule for PG&E to hold that solicitation. The schedule PG&E presented in the PFM of D.10-04-052 for its third PV Program solicitation appears acceptable. While PG&E's PFM is pending disposition, PG&E should take steps to move forward expeditiously with its PV Program solicitation.

Sincerely,

A handwritten signature in black ink, appearing to read "ER", written over a horizontal line.

Edward Randolph
Director, Energy Division

¹ See D.10-04-052, Ordering Paragraph 1 and Appendix A at 2; see also pp. 48, 51.

² See D.10-06-028, Ordering Paragraph 2 at p.2.