BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Annual Local and Flexible Procurement Obligations for the 2019 and 2020 Compliance Years.

R.17-09-020
(Filed September 28, 2018)

CALIFORNIA COMMUNITY CHOICE ASSOCIATION’S MOTION TO SHORTEN TIME TO RESPOND TO MOTION FOR STAY OF DECISION 19-10-021

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October 24, 2019
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

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CALIFORNIA COMMUNITY CHOICE ASSOCIATION’S MOTION TO SHORTEN TIME TO RESPOND TO MOTION FOR STAY OF DECISION 19-10-021

Pursuant to Rule 11.1(e) of the California Public Utilities Commission (Commission) Rules of Practice and Procedure, the California Community Choice Association (CalCCA)\(^1\) respectfully submits this Motion to Shorten Time to Respond to CalCCA’s Motion for Stay of Decision 19-10-021 (Motion for Stay), filed and served by CalCCA concurrently herewith. CalCCA requests that parties’ responses be due within two (2) business days, or by October 28, 2019, to allow the Commission to issue a decision on CalCCA’s Motion for Stay as soon as practicable.

CalCCA’s Motion for Stay requests the Commission to immediately stay Decision 19-10-021 (Decision), addressing Resource Adequacy (RA) import rules, for purposes of the October 31 and November 17 compliance showings and any additional showings until the Commission issues a decision on the Application for Rehearing, which is filed and served concurrently with

this Motion. Good causes exist to shorten parties’ time to respond to CalCCA’s Motion for Stay. Under Rule 11.1(e), parties have 15 days to respond to written motions “unless the Administrative Law Judge sets a different date.” Given the negative impact of the Decision on most, if not all, parties involved, CalCCA does not anticipate any opposition to this Motion to Stay. If a party does decide to submit a response, a shortened two-day response period is non-prejudicial because CalCCA’s Motion for Stay is short (less than nine pages) and presents a straightforward issue. Moreover, parties wishing to respond to the real issue at hand, the Application for Rehearing of D.19-10-021, will have ample time and opportunity to do so.

Most crucial, the October 31, 2019 compliance date is quickly approaching, and with it, the potential noncompliance penalties. Due to this potential harm, CalCCA respectfully requests the Commission expedite its consideration of CalCCA’s Motion for Stay so that all potentially affected parties will not begin to incur penalties because of D.19-10-021.

October 24, 2019

Respectfully submitted,

Evelyn Kahl

Counsel to
the California Community Choice Association

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2 See Decision (D)05-04-020, Sept. 7, 2005 (applying a “good cause” standard to a motion to shorten time for response).
PROPOSED ORDER

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ORDER GRANTING MOTION TO SHORTEN TIME

Pursuant to Rule 11.1 of the Commission Rules of Practice and Procedure, I hereby shorten response time to the Motion for Stay of Decision 19-10-021 by two (2) business days, or by October 28, 2019.

This order is effective today.

Dated October , 2019, at San Francisco, California.

/s/
Administrative Law Judge