



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

**FILED**

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Application of Pacific Gas and Electric Company for Adoption of Electric Revenue Requirements and Rates Associated with its 2023 Energy Resource Recovery Account (ERRA) and Generation Non-Bypassable Charges Forecast and Greenhouse Gas Forecast Revenue Return and Reconciliation.

Application 22-05-029  
(Filed May 31, 2022)

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**REPORT OF APPLICANT PACIFIC GAS AND ELECTRIC COMPANY (U 39 E), THE AGRICULTURAL ENERGY CONSUMERS ASSOCIATION, THE CALIFORNIA COMMUNITY CHOICE ASSOCIATION, DIRECT ACCESS CUSTOMER COALITION, PUBLIC ADVOCATES OFFICE AT THE CALIFORNIA PUBLIC UTILITIES COMMISSION, AND THE SMALL BUSINESS UTILITY ADVOCATES**

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Dated: October 5, 2022

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

Application of Pacific Gas and Electric Company for Adoption of Electric Revenue Requirements and Rates Associated with its 2023 Energy Resource Recovery Account (ERRA) and Generation Non-Bypassable Charges Forecast and Greenhouse Gas Forecast Revenue Return and Reconciliation.

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(Filed May 31, 2022)

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**REPORT OF APPLICANT PACIFIC GAS AND ELECTRIC COMPANY (U 39 E), THE AGRICULTURAL ENERGY CONSUMERS ASSOCIATION, THE CALIFORNIA COMMUNITY CHOICE ASSOCIATION, DIRECT ACCESS CUSTOMER COALITION, PUBLIC ADVOCATES OFFICE AT THE CALIFORNIA PUBLIC UTILITIES COMMISSION, AND THE SMALL BUSINESS UTILITY ADVOCATES**

Pursuant to the *Assigned Commissioner’s Scoping Memo and Ruling*, dated August 4, 2022 (Ruling) establishing a Status Conference, the September 29, 2022 procedural clarification from Administrative Law Judge (ALJ) Long directing the parties to hold an informal status conference and to report the results during the week of October 3, and Rule 13.9 of the California Public Utilities Commission’s Rules of Practice and Procedure (Rule) Pacific Gas and Electric Company (PG&E) submits this Report on behalf of itself and the Agricultural Energy Consumers Association (AECA), the California Community Choice Association (CalCCA), Direct Access Customer Coalition (DACC), Public Advocates Office at the Public Utilities Commission (Cal Advocates), and the Small Business Utility Advocates (SBUA), each of which are parties to PG&E’s Application for Adoption of Electric Revenue Requirements and Rates Associated with its 2023 Energy Resource Recovery Account (ERRA) and Generation Non-Bypassable Charges Forecast and Greenhouse Gas Forecast Revenue Return and Reconciliation (the 2023 ERRA Forecast).<sup>1/</sup>

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<sup>1/</sup> Pursuant to Rule 1.8 of the Commission’s Rules of Practice and Procedure, counsel for AECA, Cal Advocates, CalCCA, DACC, and SBUA have authorized PG&E to file this Report on their

## **I. THERE IS NO NEED FOR EVIDENTIARY HEARING**

On September 30, 2022, the parties to this proceeding participated in a meeting to, among other things, determine whether “[t]he parties stipulate to the receipt of prepared testimony into evidence without an evidentiary hearing or, alternatively, to hold the scheduled evidentiary hearing.” The parties discussed the potential for alternatives to evidentiary hearing to develop the evidentiary record required for briefing, including the use of expedited data requests and/or additional meetings of the parties. Based on such meetings, and subsequent discussions between PG&E and individual parties, evidentiary hearings are not necessary. Specifically:

- AECA, Cal Advocates, and DACC do not require evidentiary hearing;
- CalCCA and PG&E stipulate to enter PG&E’s response to CalCCA\_006-Q001-Q004 into the evidentiary record of this proceeding in lieu of an evidentiary hearing;
- SBUA and PG&E remain engaged in the use of expedited discovery and meeting(s) between SBUA and PG&E witnesses in lieu of evidentiary hearings, with the expectation that responses to SBUA Discovery Set 1 is to be entered into the evidentiary record of this proceeding in lieu of an evidentiary hearing.

## **II. RULE 13.9 MATTERS**

Parties also conferred on matters pertinent to Rule 13.9. Rule 13.9 (a) states that “no later than 10 calendar days after the submission of rebuttal testimony the parties must meet and confer, in person or via remote participation to consider the following: (1) Identifying and, if possible, informally resolving any anticipated motions; (2) Identifying the facts and issues in the case that are uncontested and may be the subject of stipulation; (3) Identifying the facts and issues in the case that are in dispute; (4) Determining whether the contested issues in the case can be narrowed; and (5) Determining whether settlement is possible. With regard to the Rule 13.9 requirements, the parties agreed to cooperate on (1) joint motions to move PG&E, CalCCA and SBUA testimony, PG&E rebuttal testimony, and additional PG&E Data Responses into the

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record, and (2) motion(s) to seal the evidentiary record in proceeding.<sup>2/</sup> The parties will target submissions of such motions as soon as feasible and in advance of October 14, 2022, the date upon which Opening Briefs are due. PG&E also anticipates a need to submit a motion to move its October Update, due October 17, into the evidentiary record and a corresponding motion to seal such October Update. PG&E anticipates such October Update-related motions will occur during the week of October 17, following service of the October Update.

The parties also discussed the challenges associated with developing statements concerning Rule 13.9 (a)(2) through Rule 13.9 (a)(5) in light of the 2023 ERRA Forecast procedural schedule. Because PG&E's October Update has yet to be submitted, the parties determined that resolution of such matters is infeasible at this time. Parties recognize that the Ruling adopts a procedural schedule that provides for Comment and Reply Comment opportunities following PG&E's service of the October Update. Such commenting opportunities are likely useful for parties to identify and narrow facts relevant to the Commission's resolution of PG&E's 2023 ERRA Forecast Application.

### **III. CONCLUSION**

The parties appreciate the opportunity to submit this Report following the informal meet-and-confer process.

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<sup>2/</sup> CalCCA and PG&E continue to coordinate on whether a Joint Motion to Seal the Evidentiary Record may be feasible in light of PG&E's compliance obligation arising from Decision 22-01-023. Conclusion of Law 9 of Decision 22-01-023 directs PG&E to report on the outcomes of a meet-and-confer process concerning confidentiality matters in its first motion in its 2023 ERRA forecast proceeding for confidential treatment of data.

