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

Application of Pacific Gas and Electric Company
for Compliance Review of Utility Owned
Generation Operations, Portfolio Allocation
Balancing Account Entries, Energy Resource
Recovery Account Entries, Contract
Administration, Economic Dispatch of Electric
Resources, Utility Owned Generation Fuel
Procurement, and Other Activities for the Record
Period January 1 Through December 31, 2022.

Application No. 23-02-018
(Filed February 28, 2023)

(U 39 E)

**JOINT REPORT BY PACIFIC GAS AND ELECTRIC COMPANY (U 39 E) AND THE
CALIFORNIA COMMUNITY CHOICE ASSOCIATION**

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Dated: February 14, 2024

Attorney for
PACIFIC GAS AND ELECTRIC COMPANY

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

Application of Pacific Gas and Electric Company for Compliance Review of Utility Owned Generation Operations, Portfolio Allocation Balancing Account Entries, Energy Resource Recovery Account Entries, Contract Administration, Economic Dispatch of Electric Resources, Utility Owned Generation Fuel Procurement, and Other Activities for the Record Period January 1 Through December 31, 2022.

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JOINT REPORT BY PACIFIC GAS AND ELECTRIC COMPANY (U 39 E) AND THE CALIFORNIA COMMUNITY CHOICE ASSOCIATION

Pursuant to the *Administrative Law Judge's Ruling Denying California Community Choice Association's January 18, 2024, Motion, Ordering a Report from Pacific Gas and Electric Company and California Community Choice Association and Scheduling A Status Conference* (Ruling) dated February 6, 2024, Pacific Gas and Electric Company (PG&E), on behalf of itself and the California Community Choice Association^{1/} (CalCCA) submits this Joint Report addressing whether a resolution can be reached on the outstanding disputed issues of material fact between PG&E and CalCCA and whether an evidentiary hearing is necessary.^{2/}

The Parties have been unable to reach a resolution to resolve outstanding issues and CalCCA requests a hearing on the disputed issues described below.

^{1/} CalCCA represents the interests of 24 community choice electricity providers in California: Apple Valley Choice Energy, Central Coast Community Energy, Clean Energy Alliance, Clean Power Alliance, CleanPowerSF, Desert Community Energy, East Bay Community Energy, Energy for Palmdale's Independent Choice, Lancaster Energy, Marin Clean Energy, Orange County Power Authority, Peninsula Clean Energy, Pico Rivera Innovative Municipal Energy, Pioneer Community Energy, Pomona Choice Energy, Rancho Mirage Energy Authority, Redwood Coast Energy Authority, San Diego Community Power, San Jacinto Power, San José Clean Energy, Santa Barbara Clean Energy, Silicon Valley Clean Energy, Sonoma Clean Power, and Valley Clean Energy.

^{2/} Pursuant to Rule 1.8 (d), PG&E represents that CalCCA authorizes PG&E's counsel to sign and file this Joint Report on behalf of CalCCA.

PG&E contends that the disputed facts that CalCCA seeks to address through hearing are irrelevant and outside the scope of this proceeding for all the reasons set forth in its Motion to Strike and Opposition to CalCCA's Motion for Official Notice.

I. LIST OF DISPUTED ISSUES OF MATERIAL FACT

The parties met and conferred in an effort to reach a resolution of the disputed issues of fact by telephone and through the exchange of proposed fact stipulations via email. These efforts were unsuccessful in resolving CalCCA's contended disputed facts. CalCCA believes an evidentiary hearing continues to be necessary to resolve the following disputed issues identified in the January 8, 2024 Joint Report of Meet and Confer by Pacific Gas and Electric Company (U 39 E), Public Advocates Office and the California Community Choice Association (Joint Report of Meet and Confer), and the January 22, 2024 Joint Report filed by PG&E and CalCCA:

11. Whether PG&E made attempts to sell excess Resource Adequacy capacity to other LSEs in 2022 once it determined excess Resource Adequacy capacity was available, and if so, the nature and timing of those attempts.
12. Whether PG&E made attempts to sell excess Resource Adequacy capacity to other LSEs in 2022 beyond year-ahead and quarterly solicitations once it determined excess Resource Adequacy capacity was available, and if so, the nature and timing of those attempts.

II. EVIDENCE EACH PARTY PROPOSES TO ENTER INTO THE RECORD

PG&E and CalCCA each filed motions to offer certain exhibits into evidence and admit into the record on January 18, 2024 (Motions to Admit). At this time, neither CalCCA nor PG&E seek to supplement those motions.³

III. ESTIMATED TIME NEEDED FOR HEARINGS

As indicated in the Joint Report of Meet and Confer, PG&E and CalCCA will not cross-examine Cal Advocates witnesses.

³ PG&E notes that it will be amending its Motion to Seal filed on January 18, 2024 to specifically incorporate the two Confidential U.S. Citizen Only exhibits (PAO-01-C-US and PAO-02-C-US) submitted by the Public Advocates Office. The declarations of Thomas Baldwin submitted in support of PG&E's Motion to Seal explain the confidential nature of these exhibits, but Attachment A to the Motion omits reference to them.

CalCCA estimates that it will need 90 minutes for hearings to cross-examine certain PG&E witnesses.

PG&E continues to contend that the matters in dispute identified by CalCCA are irrelevant to this proceeding and that hearings are therefore unnecessary for the same reasons set forth in its Motion to Strike and Opposition to CalCCA's Motion for Official Notice.

PG&E does not seek to cross-examine CalCCA's witness on these subjects.

CalCCA and PG&E continue to agree that only one day is needed for hearings.

PG&E and CalCCA will inform the Administrative Law Judge and service list at least 24 hours prior to the hearing date if the remaining single day of hearings can also be cancelled.

IV. PRELIMINARY WITNESS SCHEDULE

Without waiving PG&E's objections to CalCCA's proposed issues of fact to be addressed at hearing, CalCCA and PG&E propose the following witness schedule:

<u>Cross-examining party</u>	<u>Witness</u>	<u>Time Estimate</u>	<u>Date</u>
CalCCA	Robert Gomez (PG&E)	90 minutes	February 21, 2024

Respectfully Submitted,

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By /s/ Ashley E Merlo

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