

PUBLIC UTILITIES COMMISSION

SAN FRANCISCO, CA 94102-3298



November 6, 2009

**Advice Letters 2357-E/E-A**

Akbar Jazayeri  
Vice President, Regulatory Operations  
Southern California Edison Company  
P O Box 800  
Rosemead, CA 91770

**Subject: Submission of Bilateral Agreement for Procurement of Renewable Energy**

Dear Mr. Jazayeri:

Advice Letters 2357-E/E-A are effective October 15, 2009 per Resolution E-4264.

Sincerely,

A handwritten signature in blue ink, appearing to read "Julie A. Fitch".

Julie A. Fitch, Director  
Energy Division

---

September 30, 2009

**ADVICE 2357-E-A**  
**(U 338-E)**

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA  
ENERGY DIVISION

**SUBJECT:** Supplement to Submission of Bilateral Agreement for  
Procurement of Renewable Energy

On July 1, 2009, Southern California Edison Company (“SCE”) filed Advice 2357-E, which seeks California Public Utilities Commission (“Commission” or “CPUC”) approval of a renewables portfolio standard (“RPS”) power purchase agreement between SCE and PacifiCorp, a MidAmerican Energy Holdings Company (the “PacifiCorp Contract”). On August 11, 2009, the Commission’s Energy Division issued Draft Resolution E-4264 approving the PacifiCorp Contract.

The purpose of this advice filing is to supplement Advice 2357-E in order to make minor corrections to certain information in Confidential Appendices B, C, D, and G of Advice 2357-E. These minor corrections do not change the evaluation of the PacifiCorp Contract or the Draft Resolution’s conclusions that the PacifiCorp Contract price is reasonable and that the contract should be approved. Accordingly, SCE requests that the Commission expeditiously approve Draft Resolution E-4264 at its October 15, 2009, meeting.

In accordance with General Order (“GO”) 96-B, the confidentiality of information included in this advice filing is described below. This advice filing contains both confidential and public attachments as listed below.

Attachment 1: Designation of Confidential Information

Confidential Attachment 2: Corrected Appendix B – Pricing Analysis

Confidential Attachment 3: Corrected Appendix C – 2008 Solicitation Overview and Workpapers

Confidential Attachment 4: Corrected Pages of Appendix D – Confidential Contract Summary

Confidential Attachment 5: Corrected Appendix G – AMF Calculator for PacifiCorp Contract

## **BACKGROUND**

SCE filed Advice 2357-E seeking Commission approval of the PacifiCorp Contract on July 1, 2009. On August 11, 2009, the Commission's Energy Division issued Draft Resolution E-4264 approving the PacifiCorp Contract. Among other things, Draft Resolution E-4264 concludes that the PacifiCorp Contract price is reasonable and compares favorably to the bids SCE received in its 2008 RPS solicitation.

Since SCE submitted Advice 2357-E, SCE discovered and corrected a minor error in certain pricing information included in the advice letter. SCE has corrected certain information in Confidential Appendix D. The corrected pages of Confidential Appendix D, with the corrections shown in redline, are included as Attachment 4. SCE has also provided corrected versions of certain supporting spreadsheets which were attached as Appendices B, C, and G to Advice 2357-E. These corrected spreadsheets are included as Attachments 2, 3, and 5.

These minor corrections do not change the evaluation of the PacifiCorp Contract or the Draft Resolution's conclusions that the PacifiCorp Contract price is reasonable and that the contract should be approved. Moreover, as detailed in Advice 2357-E, the PacifiCorp projects are currently operating and energy deliveries under the PacifiCorp Contract commence on October 1, 2009. Accordingly, the Commission should expeditiously approve Draft Resolution E-4264 at its October 15, 2009, meeting.

## **CONFIDENTIALITY**

SCE is requesting confidential treatment of Attachments 2 through 5 to this advice filing. The information for which SCE is seeking confidential treatment is identified in Attachment 1. The confidential version of this advice filing will be made available to appropriate parties (in accordance with SCE's Proposed Protective Order, as discussed below) upon execution of the required non-disclosure agreement. Parties wishing to obtain access to the confidential version of this advice filing may contact Cathy Karlstad in SCE's Law Department at [Cathy.Karlstad@sce.com](mailto:Cathy.Karlstad@sce.com) or (626) 302-1096 to obtain a non-disclosure agreement. In accordance with GO 96-B, a copy of SCE's Proposed Protective Order was attached as Appendix M to Advice 2357-E. It is appropriate to accord confidential treatment to the information for which SCE requests confidential treatment in the first instance in the advice letter process because such information is entitled to confidential treatment pursuant to Decision ("D.")06-06-066 and is required to be filed by advice letter as part of the process for obtaining Commission approval of RPS power purchase agreements.

The information in this advice filing for which SCE requests confidential treatment, the pages on which the information appears, and the length of time for which the information should remain confidential, are provided in Attachment 1. This information is entitled to confidential treatment pursuant to D.06-06-066 (as provided in the Investor-Owned Utility ("IOU") Matrix). The specific provisions of the IOU Matrix that apply to the confidential information in this advice filing are identified in Attachment 1.

The confidential information provided in this advice filing cannot be aggregated, redacted, summarized, masked, or otherwise protected in a manner that would allow partial disclosure of the data, while still protecting confidential information, because the RPS contract advice letter filing template calls for the data to be provided in its present form. SCE would object to any disclosure of the confidential information in aggregated form. Based on the format of the RPS contract advice letter filing template, SCE is not aware of any manner that the confidential information could be aggregated that would qualify the information for public status under the IOU Matrix of D.06-06-066.

To the best of my knowledge, SCE maintains as confidential the information contained in this advice filing for which confidentiality is sought. SCE is informed and believes that this information is maintained by SCE's Renewable and Alternative Power Department and provided internally only to those employees who need to know the information to carry out their job duties. SCE is also informed and believes that this information has not been disclosed to any person other than employees of SCE or non-market participants (such as the Procurement Review Group).

### **TIER DESIGNATION**

Pursuant to GO 96-B, Energy Industry Rule 5.3, SCE submits this advice filing with a Tier 3 designation (effective after Commission approval).

### **EFFECTIVE DATE**

SCE requests that this advice filing become effective on October 15, 2009, subject to review and approval by the Commission.

### **PROTESTS**

SCE asks that the Commission maintain the original protest and comment period as designated in Advice 2357-E and not reopen the protest period or allow additional comments. As discussed above, the Commission's Energy Division has issued Draft Resolution E-4264 approving the PacifiCorp Contract. The minor corrections included in this supplemental advice filing do not change the overall evaluation or reasonableness of the PacifiCorp Contract as set forth in Draft Resolution E-4264. Additionally, as explained above and in Advice 2357-E, expeditious approval of the PacifiCorp Contract is needed as energy deliveries under the PacifiCorp Contract commence on October 1, 2009.

**NOTICE**

In accordance with Section 4 of GO 96-B, SCE is furnishing copies of this advice filing to the interested parties shown on the attached R.08-08-009, R.06-02-012, and GO 96-B service lists. Address change requests to the GO 96-B service list should be directed to [AdviceTariffManager@sce.com](mailto:AdviceTariffManager@sce.com) or at (626) 302-2930. For changes to any other service list, please contact the Commission's Process Office at (415) 703-2021 or at [ProcessOffice@cpuc.ca.gov](mailto:ProcessOffice@cpuc.ca.gov).

Further, in accordance with Public Utilities Code Section 491, notice to the public is hereby given by filing and keeping the advice letter at SCE's corporate headquarters. To view other SCE advice letters filed with the Commission, log on to SCE's web site at <http://www.sce.com/AboutSCE/Regulatory/adviceletters/>.

All questions concerning this Advice Letter should be directed to Laura Genao at (626) 302-6842 (E-mail: [Laura.Genao@sce.com](mailto:Laura.Genao@sce.com)).

**Southern California Edison Company**

Akbar Jazayeri

AJ:lg:sq  
Enclosures

# CALIFORNIA PUBLIC UTILITIES COMMISSION

## ADVICE LETTER FILING SUMMARY ENERGY UTILITY

MUST BE COMPLETED BY UTILITY (Attach additional pages as needed)

Company name/CPUC Utility No.: Southern California Edison Company (U 338-E)

Utility type:

ELC       GAS  
 PLC       HEAT       WATER

Contact Person: James Yee

Phone #: (626) 302-2509

E-mail: [James.Yee@sce.com](mailto:James.Yee@sce.com)

E-mail Disposition Notice to: [AdviceTariffManager@sce.com](mailto:AdviceTariffManager@sce.com)

EXPLANATION OF UTILITY TYPE

ELC = Electric      GAS = Gas  
 PLC = Pipeline      HEAT = Heat      WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: 2357-E-A

Tier Designation: 3

Subject of AL: Supplement to Submission of Bilateral Agreement for Procurement of Renewable Energy

Keywords (choose from CPUC listing): Compliance, Contracts, Procurement

AL filing type:  Monthly  Quarterly  Annual  One-Time  Other \_\_\_\_\_

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #:

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL: \_\_\_\_\_

Summarize differences between the AL and the prior withdrawn or rejected AL<sup>1</sup>: \_\_\_\_\_

Confidential treatment requested?  Yes  No

If yes, specification of confidential information: See Attachment 1.

Confidential information will be made available to appropriate parties who execute a nondisclosure agreement.

Name and contact information to request nondisclosure agreement/access to confidential information:

Cathy Karlstad, Law Department, at (626) 302-1096 or [Cathy.Karlstad@sce.com](mailto:Cathy.Karlstad@sce.com)

Resolution Required?  Yes  No

Requested effective date: 10/15/09      No. of tariff sheets: -0-

Estimated system annual revenue effect: (%): \_\_\_\_\_

Estimated system average rate effect (%): \_\_\_\_\_

When rates are affected by AL, include attachment in AL showing average rate effects on customer classes (residential, small commercial, large C/I, agricultural, lighting).

Tariff schedules affected: None

Service affected and changes proposed<sup>1</sup>: \_\_\_\_\_

Pending advice letters that revise the same tariff sheets: \_\_\_\_\_

<sup>1</sup> Discuss in AL if more space is needed.

**All correspondence regarding this AL shall be sent to:**

CPUC, Energy Division  
Attention: Tariff Unit  
505 Van Ness Ave.,  
San Francisco, CA 94102  
[inj@cpuc.ca.gov](mailto:inj@cpuc.ca.gov) and [mas@cpuc.ca.gov](mailto:mas@cpuc.ca.gov)

Akbar Jazayeri  
Vice President of Regulatory Operations  
Southern California Edison Company  
2244 Walnut Grove Avenue  
Rosemead, California 91770  
Facsimile: (626) 302-4829  
E-mail: [AdviceTariffManager@sce.com](mailto:AdviceTariffManager@sce.com)

Bruce Foster  
Senior Vice President, Regulatory Affairs  
c/o Karyn Gansecki  
Southern California Edison Company  
601 Van Ness Avenue, Suite 2040  
San Francisco, California 94102  
Facsimile: (415) 673-1116  
E-mail: [Karyn.Gansecki@sce.com](mailto:Karyn.Gansecki@sce.com)

Marc Ulrich  
Vice President, Renewable and Alternative Power  
c/o Mike Marelli  
Southern California Edison Company  
2244 Walnut Grove Avenue, Quad 4D  
Rosemead, California 91770  
Facsimile: (626) 302-1103  
E-mail: [Mike.Marelli@sce.com](mailto:Mike.Marelli@sce.com)

With a copy to:

Cathy Karlstad  
Attorney  
Southern California Edison Company  
2244 Walnut Grove Avenue, 3<sup>rd</sup> Floor  
Rosemead, California 91770  
Facsimile: (626) 302-1935  
E-mail: [Cathy.Karlstad@sce.com](mailto:Cathy.Karlstad@sce.com)

**Attachment 1**

**Designation of Confidential Information**

**DESIGNATION OF CONFIDENTIAL INFORMATION**

Identified below are the data in SCE’s advice filing for which SCE is seeking confidential treatment and the categories of the Matrix of Allowed Confidential Treatment Investor Owned Utility (“IOU”) Data (the “IOU Matrix”) to which these data correspond. Also set forth is the period of time for which confidential protection is authorized by the IOU Matrix.

<b>Data</b>	<b>Page</b>	<b>Matrix Category</b>	<b>Period of Confidentiality</b>
Corrected Appendix B – Pricing Analysis	Attachment 2	VII.F/VII.G RPS Contracts  VII.H Score sheets, analyses, evaluations of proposed RPS projects  VIII.A Bid Information  VIII.B Specific quantitative analysis involved in the scoring and evaluation of participating bids	RPS contracts confidential for three years, or until one year following expiration, whichever comes first.  Score sheets, analyses, evaluations of proposed RPS projects confidential for three years.  For bid information, total number of projects and megawatts bid by resource type public after final contracts submitted to CPUC for approval.  Specific quantitative analysis involved in the scoring and evaluation of participating bids confidential for three years after winning bidders selected.
Corrected Appendix C – 2008 Solicitation Overview and Workpapers	Attachment 3	VII.F/VII.G RPS Contracts  VII.H Score sheets, analyses, evaluations of proposed RPS projects  VIII.A Bid Information  VIII.B Specific quantitative analysis involved in the	RPS contracts confidential for three years, or until one year following expiration, whichever comes first.  Score sheets, analyses, evaluations of proposed RPS projects confidential for three years.  For bid information, total number of projects and megawatts bid by resource type public after final contracts

		scoring and evaluation of participating bids	submitted to CPUC for approval.  Specific quantitative analysis involved in the scoring and evaluation of participating bids confidential for three years after winning bidders selected.
Corrected Pages of Appendix D – Confidential Contract Summary	Attachment 4	VII.F/VII.G RPS Contracts  VII.H Score sheets, analyses, evaluations of proposed RPS projects  VIII.A Bid Information  VIII.B Specific quantitative analysis involved in the scoring and evaluation of participating bids	RPS contracts confidential for three years, or until one year following expiration, whichever comes first.  Score sheets, analyses, evaluations of proposed RPS projects confidential for three years.  For bid information, total number of projects and megawatts bid by resource type public after final contracts submitted to CPUC for approval.  Specific quantitative analysis involved in the scoring and evaluation of participating bids confidential for three years after winning bidders selected.
Corrected Appendix G – AMF Calculator for PacifiCorp Contract	Appendix G	VII.F/VII.G RPS Contracts  VII.H Score sheets, analyses, evaluations of proposed RPS projects  VIII.B Specific quantitative analysis involved in the scoring and evaluation of participating bids	RPS contracts confidential for three years, or until one year following expiration, whichever comes first.  Score sheets, analyses, evaluations of proposed RPS projects confidential for three years.  Specific quantitative analysis involved in the scoring and evaluation of participating bids confidential for three years after winning bidders selected.

**Confidential Attachment 2**

**Corrected Appendix B – Pricing Analysis**

**Confidential Protected Materials – Public Disclosure Prohibited**

**Confidential Attachment 3**

**Corrected Appendix C – 2008 Solicitation Overview and Workpapers**

**Confidential Protected Materials – Public Disclosure Prohibited**

**Confidential Attachment 4**

**Corrected Pages of Appendix D – Confidential Contract Summary**

**Confidential Protected Materials – Public Disclosure Prohibited**

**Confidential Attachment 5**

**Corrected Appendix G – AMF Calculator for PacifiCorp Contract**

**Confidential Protected Materials – Public Disclosure Prohibited**