

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



March 8, 2021

Jan Pepper
Chief Executive Officer
Peninsula Clean energy
2075 Woodside Road
Redwood City CA 94061
(650) 260-0005

RE: Letter Certifying Peninsula Clean Energy (PCE) Implementation Plan and Statement of Intent to Expand to Include the City of Los Banos Addendum

Dear Ms. Pepper:

The California Public Utilities Commission's Energy Division has reviewed PCE Implementation Plan and Statement of Intent Addendum to expand to include the City of Los Banos, which was submitted to us on December 22, 2020 to begin service in the City of Los Banos effective April 2022.

Pursuant to Public Utilities Code Section 366.2 (c)(7), within 90 days after the Community Choice Aggregator (CCA) establishing load aggregation files an Implementation Plan, the Commission is required to certify that it has received the Implementation Plan, including any additional information necessary to determine a cost-recovery mechanism.

Public Utilities Code Section 366.2 (c)(3) requires a CCA Implementation Plan to contain all of the following:

- A) An organizational structure of the program, its operations, and its funding.
- B) Rate setting and other costs to participants.
- C) Provisions for disclosure and due process in setting rates and allocating costs among participants.
- D) The methods for entering and terminating agreements with other entities.
- E) The rights and responsibilities of program participants, including, but not limited to, consumer protection procedures, credit issues, and shutoff procedures.
- F) Details regarding the termination of the program.
- G) A description of the third parties that will be supplying electricity under the program, including, but not limited to, information about financial, technical and operational capabilities.

Pursuant to Public Utilities Code Section 366.2 (c)(4), a CCA is also to prepare and provide for all of the following:

- A) A statement of intent; and
- B) Provision(s) that provide for:
 - 1) Universal access;
 - 2) Reliability;
 - 3) Equitable treatment of all classes of customers; and
 - 4) Compliance with any legal requirements concerning aggregated service.

The Commission hereby certifies that the Implementation Plan and Statement of Intent Addendum submitted by PCE contain the information required by Public Utilities Code Section 366.2 (c). Should there be any modification to the Implementation Plan, including but not limited to the start date, anticipated load and phase-in schedule, PCE shall submit an updated Implementation Plan to the Commission in the same manner it submitted the original plan.

Pursuant to P.U. Code Section 366.2 (c)(7), the Commission is required to provide PCE with “its findings regarding any cost recovery that must be paid by customers of the community choice aggregator to prevent a shifting of costs as provided for in P.U. Code Section 366.2 subdivisions (d), (e) and (f).” The costs referenced in P.U. Code Section 366.2 subdivisions (d), (e) and (f) are recovered via separate charges for: (1) Power Charge Indifference Adjustment (per kWh); (2) DWR Bond Charge (per kWh); and (3) Competition Transition Charge (CTC) (per kWh). By this letter, the Commission informs PCE that these costs are identified on each of Pacific Gas and Electric customer-class-specific tariff sheets, in the “Special Conditions” section, sub-section “Billing,” in the section labeled “Direct Access (DA) and Community Choice Aggregation (CCA) customers” and in the column labeled “Community Choice Aggregation Cost Responsibility Surcharge (CCA CRS).”

Sincerely,



FOR

Edward Randolph
Director, Energy Division
California Public Utilities Commission

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