

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



**FILED**  
02/08/19  
01:37 PM

Order Instituting Investigation on the	)	
Commission's Own Motion to Determine	)	
Whether Pacific Gas and Electric Company and	)	Investigation 15-08-019
PG&E Corporation's Organizational	)	(filed August 27, 2015)
Culture and Governance Prioritize Safety.	)	
_____	)	

**MOTION FOR PARTY STATUS  
OF THE  
AMERICAN PUBLIC POWER ASSOCIATION**

Sean M. Neal  
DUNCAN, WEINBERG, GENZER &  
PEMBROKE, P.C.  
915 L Street  
Sacramento, CA 95814  
Telephone: (916) 498-0121  
Facsimile: (916) 498-9975  
E-mail: [smn@dwgp.com](mailto:smn@dwgp.com)

February 8, 2019

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

Order Instituting Investigation on the	)	
Commission's Own Motion to Determine	)	
Whether Pacific Gas and Electric Company and	)	Investigation 15-08-019
PG&E Corporation's Organizational	)	(filed August 27, 2015)
Culture and Governance Prioritize Safety.	)	
_____	)	

**MOTION FOR PARTY STATUS  
OF THE  
AMERICAN PUBLIC POWER ASSOCIATION**

**I. INTRODUCTION**

Pursuant to Rule 1.4(a)(4) of the Rules of Practice and Procedure of the Public Utilities Commission of the State of California ("Commission"), the American Public Power Association ("APPA") respectfully moves for party status in the above-captioned proceeding, and states as follows:

**II. IDENTITY OF AMERICAN PUBLIC POWER ASSOCIATION AND BASIS FOR THE INTERVENTION**

APPA is the national service organization representing the interests of not-for-profit, state, municipal, and other locally owned electric utilities throughout the United States. More than 2,000 public power systems, located in every state except Hawaii, provide over 15 percent of all electric energy (kilowatt-hour) sales to ultimate customers. Collectively, public power systems serve over 49 million persons. APPA member utilities serve some of the nation's largest cities, such as Los Angeles, Sacramento, Seattle, Jacksonville, San Antonio, Austin, Memphis and Orlando. But the majority of APPA member utilities serve communities of less than 10,000. Regardless of the size of the utility, the primary goal of APPA's utility members is providing

customers in the communities they serve with reliable electric power and energy at the lowest reasonable cost, consistent with good environmental stewardship. This orientation aligns the interests of APPA-member electric utilities with the long-term interests of the residents and businesses in their communities.

The *Assigned Commissioner's Scoping Memo and Ruling* ("Scoping Memo") filed in the above-captioned proceeding on December 21, 2018 states that Pacific Gas and Electric Company ("PG&E") "has had serious safety problems with both its gas and electric operations for many years."<sup>1</sup> This phase of the proceeding is intended to "examine PG&E's and PG&E Corporation's . . . current corporate governance, structure, and operations to determine if the utility is positioned to provide safe electrical and gas service . . . ."<sup>2</sup> The Scoping Memo states that the Commission "will consider a broad range of alternatives to current management and operational structures for providing electric and natural gas in Northern California."<sup>3</sup> Among the alternative structures on which the Commission solicits comment is whether "some or all of PG&E [should] be reconstituted as a publicly owned utility or utilities."<sup>4</sup>

APPA, as the national service organization representing the interests of publicly owned electric utilities,<sup>5</sup> has an interest in the Commission's consideration of whether PG&E should be reconstituted as a publicly owned utility or utilities. APPA intends to provide the Commission and the parties to this proceeding with relevant and useful information regarding public power

---

<sup>1</sup> Scoping Memo at 3.

<sup>2</sup> *Id.* at 2.

<sup>3</sup> *Id.* at 8.

<sup>4</sup> *Id.* at 12.

<sup>5</sup> In referring to publicly owned electric utilities, APPA typically uses the term "public power utilities," and the two labels are used interchangeably herein.

utilities and the public power business model in general. APPA's participation, therefore, will pertain to the issues for decision by the Commission set forth in the Scoping Memo.

### **III. SERVICE**

For purposes of receipt of all correspondence, pleadings, orders and notices in this proceeding, the following APPA representative should be placed on the service list under the "party" designation:

Sean M. Neal  
Duncan, Weinberg, Genzer & Pembroke, P.C.  
915 L Street, Suite 1410  
Sacramento, CA 95814  
Tel: (916) 498-0121  
Fax: (916) 498-9975  
E-mail: [smn@dwgp.com](mailto:smn@dwgp.com)

In addition, APPA requests that the following APPA representatives be placed on the service list under the "information only" designation:

Delia Patterson  
Senior Vice President, Advocacy &  
Communications and General Counsel  
John E. McCaffrey  
Regulatory Counsel  
American Public Power Association  
2451 Crystal Drive  
Suite 1000  
Arlington, VA 22202  
Tel: (202) 467-2900  
E-mail: [dpatterson@publicpower.org](mailto:dpatterson@publicpower.org)  
[jmccaffrey@publicpower.org](mailto:jmccaffrey@publicpower.org)

#### IV. CONCLUSION

For the above reasons, the American Public Power Association respectfully requests that its Motion for Party Status be granted.

Dated: February 8, 2019, at Sacramento, California.

Respectfully submitted,

By: /s/ Sean M. Neal

Sean M. Neal  
Counsel for the American Public  
Power Association

DUNCAN, WEINBERG, GENZER &  
PEMBROKE, P.C.  
915 L Street, Suite 1410  
Sacramento, CA 95814  
Telephone: (916) 498-0121  
Facsimile: (916) 498-9975  
E-mail: [smn@dwgp.com](mailto:smn@dwgp.com)