

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



FILED
04/26/19
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Order Instituting Rulemaking to Develop an Electricity
Integrated Resource Planning Framework and to
Coordinate and Refine Long-Term Procurement
Planning Requirements.

Rulemaking 16-02-007
(Filed February 11, 2016)

**MOTION OF COMMERCIAL ENERGY OF CALIFORNIA
FOR LEAVE TO LATE-FILE ITS 2018 INTEGRATED
RESOURCE PLAN**

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Attorneys for Commercial Energy of California

Dated: April 26, 2019

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OF THE STATE OF CALIFORNIA**

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RESOURCE PLAN**

In accordance with Rule 11.1 of the Commission's Rules of Practice and Procedure, Commercial Energy of California respectfully submits this motion for leave to late-file its 2018 Integrated Resource Plan (IRP).

Ordering Paragraph No. 1 of D.18-02-018 directs that load-serving entities file their IRPs for 2018 by August 1. On August 6, 2018, Commercial Energy submitted a letter to the Commission's Executive Director, copied to the service list for this proceeding, requesting an extension to file its IRP until September 1, 2018.¹ Commercial Energy explained that it hired a consultant to prepare and submit its IRP by the August 1 deadline, but the consultant was not able to meet the deadline and did not timely inform Commercial Energy until after the filing date.

On September 19, 2018, Administrative Law Judge Fitch informed Commercial Energy by email that there was no record of its request for an extension having reached the

¹ See Attachment A.

Executive Director's office. ALJ Fitch directed Commercial Energy to submit its IRP as soon as it was able, along with a motion for leave to late-file. As of the date of ALJ Fitch's email, Commercial Energy's consultant had yet to complete the IRP documentation. Following receipt of ALJ Fitch's email, Commercial Energy entered into protracted contract negotiations with the consultant to prepare the IRP, due to the fact that the consultant's initial failure to prepare the IRP was the result of the consultant's view that the existing contract did not cover Commercial Energy's IRP. When it became clear that negotiations would be fruitless, Commercial Energy prepared the IRP filing itself. The delay between ALJ Fitch's email and the date of this motion is due to the failed negotiation process with Commercial Energy's erstwhile consultant, and the time required to assemble the necessary documentation for the filing.

For the foregoing reasons, Commercial Energy respectfully requests leave to late-file its 2018 Integrated Resource Plan.

Respectfully submitted April 26, 2019, at San Francisco, California.

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By /s/Michael B. Day

Michael B. Day

Attorneys for Commercial Energy of California

ATTACHMENT A

August 6, 2018 Request for an Extension of Time to File 2018 IRP

3418/009/X207931.v1

August 6, 2018

VIA EMAIL

Alice Stebbins, Executive Director
California Public Utilities Commission
505 Van Ness Avenue, Room 5223
San Francisco, CA 94102

Re: Request for an Extension of Time to File Integrated Resource Plan

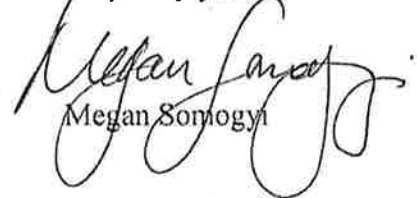
Dear Ms. Stebbins:

Pursuant to Commission Rule 16.6, Commercial Energy of California ("Commercial Energy") respectfully requests an extension of time to comply with Ordering Paragraph 1 of D. 18-02-018, requiring the submission of Commercial Energy's 2018 Integrated Resource Plan by August 1, 2018.

Commercial Energy's request for this extension arises from circumstances beyond its control. Commercial Energy hired a consultant to prepare and submit its Integrated Resource Plan by August 1. The consultant was unable to meet that deadline but did not inform Commercial Energy of this issue until the filing deadline had passed. For that reason, Commercial Energy was not able to request an extension five days before the August 1 deadline, as set forth in Rule 16.6. Commercial Energy therefore requests an extension of time until September 1, 2018, to finalize and submit its Integrated Resource Plan.

Thank you for your consideration of this request.

Very truly yours,



Megan Somogyi

cc: ALJ Division (aljextensionrequests@cpuc.ca.gov)
Service List R.16-02-007

3418/009/X201531.v1

CERTIFICATE OF SERVICE

I certify that I have by e-mail this day served a true copy of the following document:

**REQUEST FOR AN EXTENSION OF TIME TO FILE
INTEGRATED RESOURCE PLAN**

On all parties as follows:

Alice Stebbins, Executive Director (alice.stebbins@cpuc.ca.gov)
ALJ Division (aljextensionrequest@cpuc.ca.gov)
Service List R.16-02-007

Dated August 6, 2018 at San Francisco, California.

/s/ Wendy Peña
Wendy Peña
