



BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

FILED

Application of Pacific Gas and Electric Company for Authority, Among Other Things, to Increase Rates and Charges for Electric and Gas Service Effective on January 1, 2020. (U 39 M)	Application 18-12-009 03/13/19 (Filed December 13, 2018) 04:59 PM
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**NOTICE OF INTENT TO
CLAIM INTERVENOR COMPENSATION
AND, IF REQUESTED (and ☒ checked), ADMINISTRATIVE LAW JUDGE'S
RULING ON WOMEN'S ENERGY MATTERS SHOWING
OF SIGNIFICANT FINANCIAL HARDSHIP**

NOTE: AFTER ELECTRONICALLY FILING A PDF COPY OF THIS NOTICE OF INTENT, PLEASE EMAIL THE DOCUMENT IN AN MS WORD FORMAT TO THE INTERVENOR COMPENSATION PROGRAM COORDINATOR AT

Icompcoordinator@cpuc.ca.gov.

Customer or Eligible Local Government Entity (party intending to claim intervenor compensation): WOMEN's ENERGY MATTERS		
Assigned Commissioner: Michael Picker		Administrative Law Judge: Rafael Lirag and Elaine Lau
I hereby certify that the information I have set forth in Parts I, II, III and IV of this Notice of Intent is true to my best knowledge, information and belief.		
Signature:		/s/ Jean Merrigan
Date: March 13, 2019	Printed Name:	JEAN MERRIGAN

**PART I: PROCEDURAL ISSUES
(To be completed by the party intending to claim intervenor compensation)**

A. Status as "customer" (see Pub. Util. Code § 1802(b))² The party claims "customer" status because the party is (check one):	Applies (check)
1. A Category 1 customer is an actual customer whose self-interest in the proceeding arises primarily from his/her role as a customer of the utility and, at the same time,	

1 DO NOT CHECK THIS BOX if a finding of significant financial hardship is not needed (in cases where there is a valid rebuttable presumption of eligibility (Part III(A)(3)) or significant financial hardship showing has been deferred to the intervenor compensation claim).

2 All statutory references are to California Public Utilities Code unless indicated otherwise.

the customer must represent the broader interests of at least some other customers. See, for example, D.08-07-019 at 5-10).	<input type="checkbox"/>
2. A Category 2 customer is a representative who has been authorized by actual customers to represent them. Category 2 involves a more formal arrangement where a customer or a group of customers selects a more skilled person to represent the customer's views in a proceeding. A customer or group of customers may also form or authorize a group to represent them, and the group, in turn, may authorize a representative such as an attorney to represent the group.	<input type="checkbox"/>
3. A Category 3 customer is a formally organized group authorized, by its articles of incorporation or bylaws to represent the interests of residential customers or small commercial customers receiving bundled electric service from an electrical corporation (§1802(b)(1)(C)). Certain environmental groups that represent residential customers with concerns for the environment may also qualify as Category 3 customers, even if the above requirement is not specifically met in the articles or bylaws. See D.98-04-059, footnote at 30.	<input checked="" type="checkbox"/>
<p>4. The party's detailed explanation of the selected customer category.</p> <p><u>The party's explanation of its status as a Category 3 customer.</u></p> <p>Women's Energy Matters is a Category 3 non-profit organization working for a rapid transition to a clean, efficient, renewable energy system that is responsive to local communities and sensitive to environmental and economic justice. As stated in our Articles of Incorporation, WEM's purpose includes "to represent the interests of consumers in administrative and judicial proceedings concerning public utilities matters".</p> <p>WEM has been representing California ratepayers before the CPUC since 2001. WEM represents the perspectives of customers (particularly women and low-income customers) who tend to be underrepresented in CPUC proceedings. The vast majority (over 90%) of WEM's subscribers are residential customers. WEM's Articles of Incorporation and Bylaws were previously submitted in I.1210013 with a filing date of 2-6-13 (published 5-9-13).</p>	
<p>Do you have any direct economic interest in outcomes of the proceeding?³</p> <p>If "Yes", explain:</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
B. Conflict of Interest (§ 1802.3)	Check
1. Is the customer a representative of a group representing the interests of small	<input type="checkbox"/> Yes

³ See Rule 17.1(e).

commercial customers who receive bundled electric service from an electrical corporation?	<input checked="" type="checkbox"/> No
2. If the answer to the above question is “Yes”, does the customer have a conflict arising from prior representation before the Commission?	<input type="checkbox"/> Yes <input type="checkbox"/> No
C. Status as an Eligible Local Government Entity (§§1802(d), 1802.4, 1803.1)	
The party claims “eligible local government entity” status because the party is a city, county, or city and county that is not a publicly owned public utility that intervenes or participates in a Commission proceeding for the purpose of protecting the health and safety of the residents within the entity’s jurisdiction following a catastrophic material loss suffered by its residents either in significant damage to infrastructure or loss of life and property, or both, as a direct result of public utility infrastructure.	<input type="checkbox"/> Yes <input type="checkbox"/> No
The party’s explanation of its status as an eligible local government entity must include a description of (1) The relevant triggering catastrophic event; (2) The impacts of the triggering catastrophic event on the residents within the entity’s jurisdiction as a result of public utility infrastructure; and (3) The entity’s reason(s) to participate in this proceeding.	
D. Timely Filing of Notice of Intent to Claim Intervenor Compensation (NOI) (§ 1804(a)(1)):	
1. Is the party’s NOI filed within 30 days after a Prehearing Conference? Date of Prehearing Conference: 02/11/2019	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2. Is the party’s NOI filed at another time (for example, because no Prehearing Conference was held, the proceeding will take less than 30 days, the schedule did not reasonably allow parties to identify issues within the timeframe normally permitted, or new issues have emerged)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2a. The party’s description of the reasons for filing its NOI at this other time:	
2b. The party’s information on the proceeding number, date, and decision number for any Commission decision, Commissioner ruling, Administrative Law Judge’s ruling, or other document authorizing the filing of NOI at that other time:	

PART II: SCOPE OF ANTICIPATED PARTICIPATION
(To be completed by the party intending to claim intervenor compensation)

A. Planned Participation (§ 1804(a)(2)(A)):
The party’s statement of the issues on which it plans to participate:
WEM intends to focus on proposed revenue requirements and recovery mechanisms for Diablo Canyon Power Plant. WEM argued for an early economic retirement of Diablo Canyon Power Plant in A1608006 (the Diablo Canyon Retirement proceeding), and has continued to advocate for

early retirement in the IRP proceeding (R1602007). PG&E admits that its customer base for bundled load services is rapidly shrinking. PGE acknowledges that Diablo Canyon, as a baseload resource, is out of synch with California's energy needs. Nevertheless, PGE continues to operate Diablo Canyon at a loss, with above market operating costs unjustly passed onto ratepayers, including direct access and community choice customers.

The party's explanation of how it plans to avoid duplication of effort with other parties:

As mentioned, WEM's focus will be primarily on Diablo Canyon issues. WEM will coordinate with other active parties who hold similar positions. This will help avoid duplication and increase the effectiveness of our advocacy. WEM will offer a unique approach and complement and supplement others' efforts, as opposed to duplicating them.

The party's description of the nature and extent of the party's planned participation in this proceeding (to the extent that it is possible to describe on the date this NOI is filed).

WEM intends to primarily focus on rate issues related to Diablo Canyon. This includes conducting discovery; reviewing documents; filing briefs and comments; and participating in relevant hearings and workshops. We will closely follow other parties' work product to expand our understanding of issues and produce original work that addresses issues identified above.

B. The party's itemized estimate of the compensation that the party expects to request, based on the anticipated duration of the proceeding (§ 1804(a)(2)(A)):

Item	Hours	Rate \$	Total \$	#
ATTORNEY, EXPERT, AND ADVOCATE FEES				
Jean Merrigan	550	\$165	90,750	
Advocate 2	300	\$200	60,000	
Subtotal: \$159,500				
OTHER FEES				
Subtotal: \$				
COSTS				
Travel			\$3,000	
Postage and printing costs			\$250	
Subtotal: \$ 3,250				
TOTAL ESTIMATE: \$154,000				

Estimated Budget by Issues:

Reasonableness of DCPD Rates: (75%)

General Participation: (15%)

Impact of Bankruptcy: (10%)

When entering items, type over bracketed text; add additional rows to table as necessary. Estimate may (but does not need to) include estimated Claim preparation time. Claim preparation time is typically compensated at ½ professional hourly rate.

PART III: SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP
(To be completed by party intending to claim intervenor compensation;
see Instructions for options for providing this information)

A. The party claims that participation or intervention in this proceeding without an award of fees or costs imposes a significant financial hardship, on the following basis:	Applies (check)
1. The customer cannot afford, without undue hardship, to pay the costs of effective participation, including advocate's fees, expert witness fees, and other reasonable costs of participation. (§ 1802(h))	<input type="checkbox"/>
2. In the case of a group or organization, the economic interest of the Individual members of the group or organization is small in comparison to the costs of effective participation in the proceeding. (§ 1802(h))	<input checked="" type="checkbox"/>
3. The eligible local government entities' participation or intervention without an award of fees or costs imposes a significant financial hardship. (§ 1803.1(b).)	<input type="checkbox"/>
<p>4. A § 1802(h) or § 1803.1(b) finding of significant financial hardship in another proceeding, made within one year prior to the commencement of this proceeding, created a rebuttable presumption in this proceeding (§ 1804(b)(1)).</p> <p>Commission's finding of significant financial hardship made in proceeding number: A1608006</p> <p>Date of Administrative Law Judge's Ruling (or CPUC Decision) in which the finding of significant financial hardship was made:</p> <p>D1807021, issued July 16, 2018, verified WEM's showing of financial hardship in A1608006, however it was based on an ALJ Ruling in that proceeding, dated November 28, 2016. Since the ALJ Ruling was dated more than one year ago, WEM requests a finding of significant financial hardship confirming WEM's eligibility for intervenor compensation in this proceeding. See WEM's explanation and analysis for its claim of significant financial hardship in section B below.</p>	<input type="checkbox"/>
B. The party's explanation of the factual basis for its claim of "significant financial hardship" (§ 1802(h) or § 1803.1(b)) (necessary documentation, if warranted, is attached to the NOI:	
Women's Energy Matters cannot afford, without undue hardship, to pay the costs of effective participation, including advocate's fees, expert witness fees, and other reasonable costs of	

participation, and the economic interest of the individual members of Women's Energy Matters are small in comparison to the costs of effective participation in the proceeding. WEM is a tax-exempt non-profit corporation, organized under the laws of the State of California. WEM represents the perspectives of customers, particularly women and low-income customers, who tend to be underrepresented in CPUC proceedings. WEM relies on income from intervenor compensation awards to fund its advocacy work in proceedings at the CPUC. The California Public Utilities Commission has consistently found that WEM qualifies as a customer suffering significant financial hardship, most recently in D1606022 and D1807021. The most recent ALJ Ruling verifying WEM's significant financial hardship was issued November 28, 2016 in A1608006.

**PART IV: ATTACHMENTS DOCUMENTING SPECIFIC
ASSERTIONS MADE IN THIS NOTICE**

**(The party intending to claim intervenor compensation identifies and attaches documents;
add rows as necessary)**

Attachment No.	Description
1	Certificate of Service

ADMINISTRATIVE LAW JUDGE RULING⁴
(Administrative Law Judge completes)

	Check all that apply
1. The Notice of Intent (NOI) is rejected for the following reasons:	<input type="checkbox"/>
a. The NOI has not demonstrated the party's status as a "customer" or an "eligible local government entity" for the following reason(s):	<input type="checkbox"/>
b. The NOI has not demonstrated that the NOI was timely filed (Part I(B)) for the following reason(s):	<input type="checkbox"/>
c. The NOI has not adequately described the scope of anticipated participation (Part II, above) for the following reason(s):	<input type="checkbox"/>
2. The NOI has demonstrated significant financial hardship for the reasons set forth in Part III of the NOI (above).	<input type="checkbox"/>
3. The NOI has not demonstrated significant financial hardship for the following reason(s):	<input type="checkbox"/>

⁴ A Ruling needs not be issued unless: (a) the NOI is deficient; (b) the Administrative Law Judge desires to address specific issues raised by the NOI (to point out similar positions, areas of potential duplication in showings, unrealistic expectations for compensation, or other matters that may affect the customer or eligible local government entity's Intervenor Compensation Claim); or (c) the NOI has included a claim of "significant financial hardship" that requires a finding under § 1802(h).

4. The Administrative Law Judge provides the following additional guidance (see § 1804(b)(2)):	<input type="checkbox"/>

IT IS RULED that:

1. The Notice of Intent is rejected.	<input type="checkbox"/>
2. The customer or eligible local government entity has satisfied the eligibility requirements of Pub. Util. Code § 1804(a).	<input type="checkbox"/>
3. The customer or eligible local government entity has shown significant financial hardship.	<input type="checkbox"/>
4. The customer or eligible local government entity is preliminarily determined to be eligible for intervenor compensation in this proceeding. However, a finding of significant financial hardship in no way ensures compensation.	<input type="checkbox"/>
5. Additional guidance is provided to the customer or eligible local government entity as set forth above.	<input type="checkbox"/>

Dated _____, at San Francisco, California.

Administrative Law Judge