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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Implement Portions of AB117 concerning Community Choice Aggregation.	Rulemaking 03-10-003
NOT CONSOLIDATED	
Order Instituting Rulemaking on the Commission's Own Motion to Conduct a Comprehensive Examination of Investor Owned Electric Utilities' Residential Rate Structures, the Transition to Time Varying and Dynamic Rates, and Other Statutory Obligations.	Rulemaking 12-06-013
NOT CONSOLIDATED	
Order Instituting Rulemaking Regarding Policies, Procedures and Rules for the California Solar Initiative, the Self-Generation Incentive Program and Other Distributed Generation Issues.	Rulemaking 12-11-005
NOT CONSOLIDATED	
Order Instituting Rulemaking Concerning Energy Efficiency Rolling Portfolios, Policies, Programs, Evaluation, and Related Issues.	Rulemaking 13-11-005
NOT CONSOLIDATED	
Order Instituting Rulemaking to Enhance the Role of Demand Response in Meeting the State's Resource Planning Needs and Operational Requirements.	Rulemaking 13-09-011
NOT CONSOLIDATED	
Order Instituting Rulemaking to Consider Alternative-Fueled Vehicle Programs, Tariffs, and Policies.	Rulemaking 13-11-007
NOT CONSOLIDATED	

Order Instituting Rulemaking Regarding Policies, Procedures and Rules for Development of Distribution Resources Plans Pursuant to Public Utilities Code Section 769.	Rulemaking 14-08-013
And Related Matters.	Application 15-07-002 Application 15-07-003 Application 15-07-006
NOT CONSOLIDATED	
Order Instituting Rulemaking to Create a Consistent Regulatory Framework for the Guidance, Planning and Evaluation of Integrated Distributed Energy Resources.	Rulemaking 14-10-003
NOT CONSOLIDATED	
Order Instituting Rulemaking to Develop a Successor to Existing Net Energy Metering Tariffs Pursuant to Public Utilities Code Section 2827.1, and to Address Other Issues Related to Net Energy Metering.	Rulemaking 14-07-002
NOT CONSOLIDATED	
Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Annual Local and Flexible Procurement Obligations for the 2016 and 2017 Compliance Years.	Rulemaking 14-10-010
NOT CONSOLIDATED	
Order Instituting Rulemaking to Assess Peak Electricity Usage Patterns and Consider Appropriate Time Periods for Future Time-of-Use Rates and Energy Resource Contract Payments.	Rulemaking 15-12-012
NOT CONSOLIDATED	
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, 2017. (U39M)	Application 15-09-001
NOT CONSOLIDATED	
Order Instituting Rulemaking to consider policy and implementation refinements to the Energy Storage Procurement Framework and Design Program (D.13-10-040, D.14-10-045) and related Action Plan of the California Energy Storage Roadmap.	Rulemaking 15-03-011
NOT CONSOLIDATED	

Order Instituting Rulemaking to Continue Implementation and Administration, and Consider Further Development, of California Renewables Portfolio Standard Program.	Rulemaking 15-02-020
NOT CONSOLIDATED	
Application of Southern California Edison Company (U338E) for Authority to Increase its Authorized Revenues for Electric Service in 2018, among other things, and to Reflect that increase in Rates.	Application 16-09-001
NOT CONSOLIDATED	
Application of Pacific Gas and Electric Company for Approval of the Retirement of Diablo Canyon Power Plant, Implementation of the Joint Proposal, And Recovery of Associated Costs Through Proposed Ratemaking Mechanisms (U39E).	Application 16-08-006
NOT CONSOLIDATED	
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
NOT CONSOLIDATED	
Application of Pacific Gas and Electric Company (U39E) for Approval of Demand Response Programs, Pilots and Budgets for Program Years 2018-2022.	Application 17-01-012
And Related Matters.	Application 17-01-018 Application 17-01-019
NOT CONSOLIDATED	
Application of Southern California Edison Company (U338E), and San Diego Gas & Electric Company (U902E), for Approval of the Portfolio Allocation Methodology for all Customers.	Application 17-04-018
NOT CONSOLIDATED	

Application of Southern California Edison Company (U338E) for Approval of Energy Efficiency Rolling Portfolio Business Plan.	Application 17-01-013
And Related Matters.	Application 17-01-014 Application 17-01-015 Application 17-01-016 Application 17-01-017
NOT CONSOLIDATED	
Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Annual Local and Flexible Procurement Obligations for the 2019 and 2020 Compliance Years.	Rulemaking 17-09-020
NOT CONSOLIDATED	
Order Instituting Rulemaking to Consider Streamlining Interconnection of Distributed Energy Resources and Improvements to Rule 21.	Rulemaking 17-07-007
NOT CONSOLIDATED	
Order Instituting Rulemaking to Review, Revise, and Consider Alternatives to the Power Charge Indifference Adjustment.	Rulemaking 17-06-026
NOT CONSOLIDATED	
Application of SAN DIEGO GAS & ELECTRIC COMPANY (U902E) for Approval of SB 350 Transportation Electrification Proposals.	Application 17-01-020
And Related Matters.	Application 17-01-021 Application 17-01-022

**ADMINISTRATIVE LAW JUDGE’S RULING PURSUANT TO RULE 8.1(C) OF
THE COMMISSION’S RULES OF PRACTICE AND PROCEDURE
REGARDING CUSTOMER CHOICE WORKSHOP**

The California Public Utilities Commission (CPUC or Commission) is hosting an informal public workshop on California customer choice on Tuesday October 31, 2017 from 9:00 a.m. to 5:00 p.m. in Room 4203 of the State Capitol in Sacramento, California. The workshop is titled “An Evaluation of Regulatory Framework Options for an

Evolving Electric Market.” An agenda for the workshop is attached as Appendix A to this ruling.

The workshop may be relevant to the proceedings listed in the caption above. It is expected that one or more Commissioners will attend and participate in the workshop. However, no vote or action of the CPUC will take place at this agency workshop. One or more advisors to the CPUC Commissioners may also be in attendance at the workshop. Other Commission decisionmakers may also attend the workshop.

Rule 8.1(c) of the Commission’s Rules of Practice and Procedure states in part that an *ex parte* communication means a written or oral communication that “does not occur in a public hearing, workshop, or other public forum noticed by ruling or order in the proceeding, or in the record of the proceeding.” The purpose of this ruling is to provide the notice required by Rule 8.1(c) of Commission’s Rules of Practice and Procedure so that discussions at the October 31, 2017 workshop are not subject to the *ex parte* reporting requirement for the aforementioned proceedings. *Ex parte* communications at the workshop are subject to all laws and Commission Rules governing the permissibility of *ex parte* communications.

IT IS RULED that any discussion at the October 31, 2017 workshop on California customer choice is not subject to the *ex parte* reporting requirements of the California Public Utilities Commission’s Rules of Practice and Procedure for these proceedings.

Dated October 19, 2017, at San Francisco, California.

/s/ JEANNE M. MCKINNEY

Jeanne M. McKinney
Administrative Law Judge

APPENDIX A

INFORMAL PUBLIC WORKSHOP¹
CALIFORNIA CUSTOMER CHOICE²
October 31, 2017 (9:00 am to 5:00 pm)
State Capitol, Room 4203, Sacramento, CA

Agenda³

- 9:00 a.m. - 9:10 a.m.** **Opening Remarks** **President Picker & Commissioner Randolph**
- 9:10 a.m. – 9:15 a.m.** **Welcome** **Diane Fellman**, Senior Policy Analyst, Policy and Planning Division
- 9:15 a.m. – 9:30 a.m.** **Overview of Project and Scope**
Presenter: **Alison LaBonte**, Lead Special Consultant, Executive Division
- 9:30 a.m. – 11:30 a.m.** **Overview of Markets Chosen For Evaluation**
Presenters: **Michael Colvin**, Senior Policy Analyst, Policy and Planning
 Josh Huneycutt, Special Consultant, Executive Division

Market Perspectives

Presenters:

- New York** **Richard Sedano**, *President and CEO, Regulatory Assistance Project*
- Illinois** **Mark Pruitt**, *Illinois CCA Network, Former Director of IL Power Agency*
- CA 2020⁴** **Michael Colvin**, *PPD, California Public Utilities Commission*
- UK** TBD
- Texas** **Darrin Pfannenstiel**, *Stream, President of Retail Energy Supply Association*

¹ **Note:** *Ex parte* communications at this Workshop are subject to the Commission's Rules of Practice and Procedure and the California Public Utilities Code.

² California Customer Choice project team is comprised of: Michael Colvin and Diane Fellman (Policy and Planning Division), Alison LaBonte, Josh Huneycutt, and Raisa Ledesma (Executive Division)

³ The Agenda is valid as of October 18, 2017 and is subject to change. Updates will be posted at www.cpuc.ca.gov/choiceworkshop.

⁴ California 2020 is the business-as-usual case for the current regulatory trajectory.

Each presenter will discuss:

- 1) Drivers of “customer choice” for that market;
- 2) Lessons learned; and
- 3) Where the market is headed next.

Questions & Answers
Heat Mapping Exercise

11:30 a.m. – 11:45 a.m. Customer Perspective across US Electricity Markets

Presenter: **Chris Hendrix**, Director of Markets & Compliance, Wal-Mart, Inc.

11:45 a.m. – 1:00 p.m. LUNCH

1:00 p.m. – 3:00 p.m. Shark-Tank Style Discussion: Stakeholder Market Views on Potential Customer Choice Models ⁵

Question: What are stakeholder market views & how do they hold up to scrutiny?

- *Panel:* **President Picker, Commissioner Randolph, Ed Randolph, Marzia Zafar ⁶**
- *Presenters* from each stakeholder group will provide their vision for customer choice to the Panel

Stakeholder Group	Representative	Affiliation
Investor Owned Utility	Steve Malnight Senior Vice President Strategy & Policy	PG&E Corporation
Generator	Jan Smutny Jones CEO	IEP (Independent Energy Producers)
CCA	Jan Pepper Chief Executive Officer	Peninsula Clean Energy
Residential Provider	Matt Duesterberg CEO and Co-Founder	Ohm Connect
C&I Customer	Aaron Daly Global Energy Coordinator	Whole Foods Market
DER Provider (Storage)	Janice Lin	CESA

⁵ This is not intended to reveal an outcome or indicate a preference.

⁶ President Picker, Mr. Randolph, Director (Energy Division) and Ms. Zafar (Director, Policy and Planning Division) are the California Customer Choice Steering Committee. Commissioner Randolph is participating in her capacity as Assigned Commissioner on the Integrated Resource Planning Proceeding (R.16-02-007)

	Co-Founder and Executive Director	(California Energy Storage Alliance)
Investor	Lisa Hagerman Director of Programs	DBL Partners
Solar: Rooftop	Sean Gallagher Vice President, State Affairs	SEIA (Solar Energy Industries Association)
Marketer	Gary Ackerman Executive Director	WPTF (Western Power Trading Forum)

3:15 p.m. - 4:00 p.m. Core Principles Panel: Public Interest Stakeholder Views on Customer Choice

Presenters:

- **Environmental** **Laura Wisland**, Senior Energy Analyst
Union of Concerned Scientists
- **Environmental justice** **TBD**
California Environmental Justice Alliance & Asian Pacific
Environmental Network
- **Labor** **Marc Joseph**, Adams, Broadwell, Joseph & Cardozo
Attorney for CUE (the Coalition of California Utility Employees)
- **Residential Customers** **Matt Freedman**, Staff Attorney
TURN (The Utility Reform Network)

4:00 p.m. – 5:00 p.m. Public Comment

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Workshop Information:

Date: Tuesday, October 31, 2017
Time: 9am – 5pm
Location: State Capitol, Room 4203; Sacramento, CA 95814
Webcast: <http://senate.ca.gov/4203-video>

Purpose/Background

Earlier this year, the California Public Utilities Commission (CPUC/Commission) commenced an inquiry into the many changes occurring in California's electric sector. The [May 19, 2017 en banc hearing](#) identified risks and opportunities for California moving toward policies allowing more choices for electric service customers.

As the electric sector experiences rapid changes, the Commission formed the California Customer Choice Project (Project) to examine the issues and produce a report evaluating regulatory framework options in early 2018. To this end, the Commission will hold an informal public workshop to gather stakeholder input on global and national electric market choice models, including California's 2020 market. Speakers will include California stakeholders and representatives from out-of-state electric markets who will present key insights to help guide the evolution of the regulatory framework for customer choice in California.

Please see [Frequently Asked Questions \(FAQs\)](#) for additional information about the California Customer Choice Project

Agenda & RSVP for attendance

The Agenda is below and posted with the RSVP instructions at the customer choice [website](#). Limited seating is available. For CPUC employees, the workshop will be simulcast in the Auditorium at 505 Van Ness.

Public Participation: Written comments due by November 13, 2017

There will be an opportunity for **Public Comment** by the attendees **at the workshop**¹. Following the workshop, **written comments** may be provided no later than **November 13th** and will be limited to **10 pages**. The Customer Choice Project Team has provided a list of questions with this Notice. Please send your comments to customerchoice@cpuc.ca.gov.

Updates: All updates will be posted at: <http://www.cpuc.ca.gov/choiceworkshop/>

Contact Information

For information about the California Customer Choice Project, including questions about the workshop please email customerchoice@cpuc.ca.gov.

¹ A time limit may be imposed based on the number of commenters.

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Ex parte: *Ex parte* communications at this Workshop are subject to the Commission's Rules of Practice and Procedure and the California Public Utilities Code.

Post Workshop #1 Questions:

Guidance for Responding to Post Workshop Questions

You are invited to respond to the following questions to provide additional input to the California Customer Choice team. This project is leveraging on the prior comments made in response to the [questions posed in the Retail Choice En Banc](#). You may provide updates and/or additions to your prior responses after the conclusion of the California Customer Choice workshop. Please clearly indicate any change in perspective as a result of content from this workshop. You may also submit any new general commentary you may have in response to the workshop in addition to the specific questions posed above.

Please address your comments to the "California Customer Choice Staff" and submit your comments via email to customerchoice@cpuc.ca.gov. All comments will be posted online at <http://www.cpsc.ca.gov/customerchoice>. Please limit your comments to no more than 10 pages.

White Paper Scoping Questions

- 1) The California Customer Choice project has three principles and eight key questions when considering customer choice (see below) in California and other markets. Are there any additional questions that the project should be considering? Why?

Principles (in alphabetical order):

- **Affordability:** Design Rates and Charges So That Bills Are Affordable
- **Decarbonization:** Meet California's Environmental and Climate Goals
- **Reliability:** Maintain Safety, Reliability, and Resiliency of Electricity Services

Key Questions in Considering Customer Choice

- Question 1:** How does this choice model ensure consumer protections?
- Question 2:** How does this choice model support development and incorporation of innovations driven by customer demand?
- Question 3:** Does this choice model ensure universal electric service?
- Question 4:** How does the choice model leverage investment necessary to finance the evolution of the electric grid?
- Question 5:** How does this choice model consider the transition of utility obligations?

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Question 6: Does this choice model have competitively neutral rules among market participants?

Question 7: Can customers determine their level of participation and are they informed to participate at their desired level?

Question 8: How does this choice model impact and benefit local communities?

2) The California Customer Choice Project is reviewing several markets as key examples of how customer choice operates under different regulatory frameworks. These markets include:

- New York
- Texas
- Illinois
- United Kingdom

Are there other markets, either domestic or international, that you think would be an important model for California to consider as a regulatory framework option? Why?

3) What published resources do you recommend the California Customer Choice team review in addressing key questions for evaluated markets?

4) What specific statutes should the California Customer Choice team review when considering customer choice as discussed during the workshop?

Panel Follow-up Questions

Market Perspectives

1) What are the most compelling examples of successful implementation of customer choice that you heard during the Market Perspectives panel?

2) Given some of the pitfalls illustrated by the panelists, how might California best avoid or mitigate these issues?

3) What are the motivations and entities driving customer choice in California? How are they similar or different from the other markets?

Shark Tank

1) After reviewing the “shark tank” presentations, what are the “must haves” as California considers regulatory framework options to manage the transition associated with customer choice? What is the most compelling vision of customer choice as presented in the shark tank?

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- 2) As California considers potential updates to its regulatory framework on customer choice, it is possible that certain existing rules or statutes may need to be reconciled. Are there any “must change” and/or “must not change” statutes? What are these rules and statutes and why?

(End of Appendix A)