



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

11-16-15

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

Application 15-09-001 02:10 PM  
(Filed September 1, 2015)

**NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION  
AND, IF REQUESTED (and ☐ <sup>1</sup> checked), ADMINISTRATIVE LAW JUDGE'S  
RULING ON ALLIANCE FOR NUCLEAR RESPONSIBILITY'S SHOWING OF  
SIGNIFICANT FINANCIAL HARDSHIP**

**NOTE:** After electronically filing a PDF copy of this Notice of Intent (NOI), please email the document in an MS WORD format to the Intervenor Compensation Program Coordinator at [lcompcoordinator@cpuc.ca.gov](mailto:lcompcoordinator@cpuc.ca.gov).

**Customer (party intending to claim intervenor compensation):  
Alliance for Nuclear Responsibility**

**Assigned Commissioner:  
Michael Picker**

**Administrative Law Judge:  
Stephen Roscow**

I hereby certify that the information I have set forth in Parts I, II, III and IV of this Notice of Intent (NOI) is true to my best knowledge, information and belief.

Signature: /s/ Rochelle Becker

Date: 11/16/15

Printed Name: Rochelle Becker

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

<b>A. Status as "customer" (see Pub. Util. Code § 1802(b)):</b> The party claims "customer" status because the party is (check one):	<b>Applies (check )</b>
1. <b>Category 1</b> 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,	<input type="checkbox"/>

<sup>1</sup> 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).

<p>the customer must represent the broader interests of at least some other customers.</p> <p>In addition to describing your own interest in the proceeding you must show how your participation goes beyond just your own self-interest and will benefit other customers.</p>	
<p>2.</p> <p><b>Category 2</b> 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.</p> <p>A representative authorized by a customer must identify the residential customer(s) being represented and provide authorization from at least one customer. <i>See</i> D.98-04-059 at 30.</p>	<input type="checkbox"/>
<p>3.</p> <p><b>Category 3</b> 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.<sup>2</sup> 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. <i>See</i> D.98-04-059, footnote at 3.</p>	<input checked="" type="checkbox"/>
<p>The party's explanation of its customer status must include the percentage of the intervenors members who are residential ratepayers or the percentage of the intervenors members who are customers receiving bundled electric service from an electrical corporation, and must include supporting documentation: (i.e., articles of incorporation or bylaws).</p> <p>The Alliance for Nuclear Responsibility (A4NR) represents both residential and small business customers on nuclear energy issues before California and Federal regulatory agencies, the Legislature, and Congress. A4NR provided the relevant portions of its articles of incorporation in the amended NOI it submitted in A.14.12.007 on 8/13/15. These articles of incorporation are attached and remain unchanged since that submittal. A4NR estimates that more than 90% of its members are residential customers receiving bundled electricity service from PG&amp;E, SCE or SDG&amp;E. A4NR believes that both its residential and small business customer constituents share identical interests in this proceeding.</p>	

<sup>2</sup> Intervenors representing either a group of residential customers or small commercial customers who receive bundled electric service from an electrical corporation, must indicate in Part I, Section A, Item #4 of this form, the percentage of their members who are residential customers or the percentage of their members who receive bundled electric service from an electrical corporation. The NOI may be rejected if this information is omitted.

Identify all attached documents in Part IV.
Alliance for Nuclear Responsibility currently effective Articles of Incorporation and Bylaws.
Do you have any direct economic interest in outcomes of the proceeding? <sup>3</sup>
Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>
If “Yes”, explain:

B. Conflict of Interest (§ 1802.3)	Check
1. Is the customer a representative of a group representing the interests of small commercial customers who receive bundled electric service from an electrical corporation?	<input checked="" type="checkbox"/> Yes <input 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 checked="" type="checkbox"/> No

C. Timely Filing of Notice of Intent (NOI) (§ 1804(a)(1)):	Check
1. Is the party’s NOI filed within 30 days after a Prehearing Conference? Date of Prehearing Conference: 10/29/2015	<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: N/A	
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: N/A	

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

<b>A. Planned Participation (§ 1804(a)(2)(A)(i)):</b>
The party’s statement of the issues on which it plans to participate:
The Alliance for Nuclear Responsibility’s (A4NR) interest in this proceeding centers on identifying, examining, and addressing matters related to Diablo Canyon operating costs and capital expenditures as forecasted by PG&E for the test year and ensuing two-year attrition

<sup>3</sup> See Rule 17.1(e).

period. In particular, A4NR's participation in this proceeding will address, as related to Diablo Canyon operations, whether PG&E's proposed revenue requirement, annual attrition adjustments, forecasts of operating expenses, capital expenditures and weighted average rate base, and changes to PG&E's nuclear-related balancing account, are just and reasonable.

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

A4NR has met and plans to meet with the other parties to this proceeding in order to avoid duplicative effort.

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):

A4NR has already engaged in extensive discovery, will serve testimony, cross-examine witnesses in the event evidentiary hearings are held, file opening and reply briefs, and comment on the Proposed Decision.

**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)(ii)):**

Item	Hours	Rate \$	Total \$	#
<b>ATTORNEY, EXPERT, AND ADVOCATE FEES</b>				
Attorneys				
Alvin Pak	400	\$570	\$228,000	
Gwenn O'Hara	100	\$570	\$ 57,000	
Ann Springgate	100	\$570	\$ 57,000	
Meghan Cox	100	\$320	\$ 32,000	
Experts				
John Geesman	200	\$420	\$ 84,000	
Economist (TBD)	50	\$300	\$ 15,000	
Engineering Expert (TBD)	50	\$350	\$17,500	
Advocates				
Rochelle Becker	40	\$140	\$ 5,600	
David Weisman	40	\$85	\$ 3,400	
<b>Subtotal: \$499,500</b>				
<b>COSTS</b>				
Travel	10 days	4 roundtrips		\$5,000
Copying/Postage				\$500
<b>Subtotal: \$5,500</b>				
<b>TOTAL ESTIMATE: \$505,000</b>				
<b>Estimated Budget by Issues:</b>				
The entire budget is focused on the just and reasonableness of Diablo Canyon costs and their eligibility for recovery by PG&E.				

*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 (“customer”) intending to claim intervenor compensation; see Instructions for options for providing this information)**

<b>A. The party claims “significant financial hardship” for its Intervenor Compensation Claim in this proceeding on the following basis:</b>	<b>Applies (check)</b>
1. “[T]he 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(g)); or	<input type="checkbox"/>
2. “[I]n 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(g)).	<input type="checkbox"/>
3. A § 1802(g) 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)).  Commission’s finding of significant financial hardship made in proceeding number: A.14.12.007  Date of Administrative Law Judge’s Ruling (or CPUC Decision) in which the finding of significant financial hardship was made: August 4, 2015	<input checked="" type="checkbox"/>

<b>B. The party’s explanation of the factual basis for its claim of “significant financial hardship” (§ 1802(g)) (necessary documentation, if warranted, is attached to the NOI:</b>

**PART IV: ATTACHMENTS DOCUMENTING SPECIFIC**  
**ASSERTIONS MADE IN THIS NOTICE**  
**(The party (“customer”) intending to claim intervenor compensation identifies and attaches documents; add rows as necessary)**

<b>Attachment No.</b>	<b>Description</b>
1	Certificate of Service
2	Articles of Incorporation and Bylaws

**ADMINISTRATIVE LAW JUDGE RULING<sup>4</sup>**  
**(Administrative Law Judge completes)**

	<b>Check all that apply</b>
<b>1. The Notice of Intent (NOI) is rejected for the following reasons:</b>	<input type="checkbox"/>
a. The NOI has not demonstrated the party's status as a "customer" 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"/>
<b>4. The Administrative Law Judge provides the following additional guidance (see § 1804(b)(2)):</b>	<input type="checkbox"/>

**IT IS RULED that:**

1. The Notice of Intent is rejected.	<input type="checkbox"/>
2. The customer has satisfied the eligibility requirements of Pub. Util. Code § 1804(a).	<input type="checkbox"/>
3. The customer has shown significant financial hardship.	<input type="checkbox"/>
4. The customer 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 as set forth above.	<input type="checkbox"/>

Dated \_\_\_\_\_, at San Francisco, California.

\_\_\_\_\_

\_\_\_\_\_  
<sup>4</sup> 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's Intervenor Compensation Claim); or (c) the NOI has included a claim of "significant financial hardship" that requires a finding under § 1802(g).

Revised September 2014

Administrative Law Judge