

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

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
(Filed August 11, 2016)

**MOTION FOR PARTY STATUS OF THE
LOCAL GOVERNMENT SUSTAINABLE ENERGY COALITION**

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For the LOCAL GOVERNMENT SUSTAINABLE
ENERGY COALITION (LGSEC)

November 23, 2016

Pursuant to Rule 1.4 (a)(4) of the Rules of Practice and Procedure of the California Public Utilities Commission (CPUC or Commission), the Local Government Sustainable Energy Coalition (LGSEC)¹ submits this Motion for Party Status in the Application of Pacific Gas and Electric Company (PG&E) for Approval of the Retirement of Diablo Canyon Power Plant (Diablo Canyon), Implementation of the Joint Proposal, and Recovery of Associated Costs Through Proposed Ratemaking Mechanisms, A.16-08-006. LGSEC is currently a party with “Information Only” status. After review of the November 18, 2016 Scoping Memo and Ruling of the Assigned Commissioner and Administrative Law Judge, LGSEC has determined that the interests of its members will be directly affected by the outcome of this proceeding. In particular, PG&E’s proposals for replacement procurement, cost allocation and rate design costs, as well as community impact mitigation will potentially impact local governments throughout the state, not only within PG&E’s service territory.

The LGSEC is the only statewide organization that advocates before California’s energy and environmental regulatory agencies for the interests of local governments. For this reason, among others, LGSEC’s interest in this proceeding cannot be adequately represented by any other party to this proceeding. Our members are leaders among local governments in energy efficiency, renewable energy, climate action planning, and related issues. LGSEC’s local government members have unique authority as well as policy and implementation responsibility

¹ The LGSEC is a statewide membership organization of cities, counties, associations and councils of government, special districts, and non-profit organizations that support government entities. A list of our members can be found at www.lgsec.org.

for many of the state's energy and climate action goals, often meeting and exceeding state statutory mandates. In addition, LGSEC's local government members are often first responders to safety, electricity and energy resource emergencies within their jurisdictions. The LGSEC has been an active participant for many years in CPUC proceedings on these issues.

The LGSEC does not seek to expand the scope of the proceeding. We are active participants in a number of related proceedings, including the Energy Efficiency Rolling Portfolio Rulemaking (R.13-11-005), the Distributed Energy Resource Planning proceeding (R.14-08-013) and the Integrated Distribution Energy Resource Proceeding (R.14-10-003). The Commission has recognized the linkages between these policy making and program design forums and PG&E's proposal in this case in its Scoping Ruling and other recent rulings.² LGSEC will continue to actively participate in these issues within this proceeding.

LGSEC does not oppose the Commission's consideration of the closure of Diablo Canyon. PG&E's testimony indicates that the plant will not be economic over the next decade and beyond and that the plant is not needed for system or local reliability. LGSEC acknowledges that such closure must be accomplished without adversely affecting California's achievement of its aggressive greenhouse gas reduction goals. However, LGSEC is very concerned that if approved, PG&E's application would severely burden Community Choice Aggregators ("CCAs") and local government resource and energy efficiency procurement decisions. In addition, PG&E's unprecedented incremental request for replacement procurement and cost recovery approval would improperly undermine energy efficiency and renewable resource planning and cost-recovery proceedings that are required by law and currently

² See, for example, Assigned Commissioner and Administrative Law Judge's Ruling and Amended Scoping Memorandum (Regarding Phase II of R.13-11-005) at page 3.

underway at the Commission. If adopted as requested, PG&E would be assured cost-recovery for proposals that have not been shown to be reasonable.

PG&E appears to have overstated the urgency with which the Commission must consider and resolve all the issues presented in its application. LGSEC's initial review of the application revealed that PG&E has not provided a sound reason for urgent cost-recovery for at least \$1.3 billion in energy efficiency resources on a non-bypassable basis. The proposed resources will not be needed until the 2024 to 2045 time frame. The closure of Diablo Canyon does not necessitate emergency purchases of replacement power, as occurred with the unexpected closure of the San Onofre Nuclear Generating Station. In fact, PG&E's proposed closure timeline gives the Commission ample time to identify the need to procure new resources and determine the role of all load serving entities in meeting California's future energy needs.

LGSEC seeks to become a party to this proceeding, therefore, in order to analyze the PG&E Application and proposals submitted by the parties, comment on those proposals, participate in evidentiary hearings and perhaps craft additional proposals with respect to those issues identified in the Commission's Scoping Ruling that directly affect the LGSEC's interests.

The LGSEC requests that, should the Commission grant LGSEC's motion, the following person be added to the service list on behalf of LGSEC:

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Based on the foregoing, LGSEC respectfully requests that its motion be granted and that LGSEC be given active party status in this proceeding.

Respectfully submitted,



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