

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

Application of SAN DIEGO GAS & ELECTRIC  
COMPANY (U 902-E) for Adoption of its 2010 Energy  
Resource Recovery Account Revenue Requirement  
Forecast and Review of its Power Procurement Balancing  
Account

Application 09-10-xxx  
(file on October 1, 2009)

**APPLICATION OF  
SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E) FOR APPROVAL OF  
ERRA FORECAST FOR 2010**

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October 1, 2009

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Requirement Forecast and Review of its Power  
Procurement Balancing Account

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**I. INTRODUCTION**

In compliance with California Public Utilities Commission Decisions (“D.”) 02-10-062, D.02-12-074 and D.04-01-050 and the Commission’s Rules of Practice and Procedure, San Diego Gas & Electric Company (“SDG&E”) hereby submits its Energy Resource Recovery Account (“ERRA”) Revenue Requirement Forecast Application (“Application”). As discussed below and in greater detail in the supporting testimony accompanying this Application, SDG&E seeks approval of (1) a 2010 ERRA forecast revenue requirement of \$849 million (including franchise fees and uncollectibles); (2) a 2010 Competitive Transition Charge (“CTC”) revenue requirement of \$26 million; and (3) a new 2010 market benchmark price.<sup>1</sup> It should be noted that the 2010 ERRA and CTC forecasts are \$25.7 million and \$18.4 million, respectively, lower than the forecasts for 2009, for a combined total decrease of \$44 million. Accordingly, this application is not seeking authority to increase ERRA or CTC-related rates.

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<sup>1</sup> The market benchmark is used to calculate above or below market costs associated with SDG&E’s combined total portfolio. The method of calculating the market benchmark is set forth in D.06-07-030 and, as modified in D.07-01-030, must be based on the average of forward energy prices recorded for the entire month of October. Accordingly, SDG&E will update its benchmark calculations following the release of benchmark data for October 2009 (typically, this update is provided in November).

## II. BACKGROUND

On October 29, 2001, the Commission initiated R.01-10-024 (the “Procurement OIR”) to establish ratemaking mechanisms that would enable California investor-owned electric utilities (“IOUs”) to resume purchasing electric energy, capacity, ancillary services and related hedging instruments to fulfill their obligation to serve and meet the needs of their customers. In so doing, the Commission acknowledged that the utilities should be provided “flexibility in transacting for energy to meet their obligation to serve their customers . . .” so that the utilities “can take advantage of market opportunities that result in the low and stable prices.”<sup>2</sup> The Commission also acknowledged that the utilities desired assurance of more timely regulatory review and cost recovery for their procurement activities and costs. Such assurance ultimately came in the form of legislation, namely Assembly Bill (“AB”) 57.

Section 454.5(d)(3) of the PUC, initiated by AB 57, states that a procurement plan approved by the Commission shall accomplish, among other things, the following objectives:

Ensure timely recovery of prospective procurement costs incurred pursuant to an approved procurement plan. The commission shall establish rates based on forecasts of procurement costs adopted by the commission, actual procurement costs incurred, or combination thereof, as determined by the commission. The commission shall establish power procurement balancing accounts to track the differences between recorded revenues and costs incurred pursuant to an approved procurement plan. The commission shall review the power procurement balancing accounts, not less than semiannually, and shall adjust rates or order refunds, as necessary, to promptly amortize a balancing account, according to a schedule determined by the commission. Until January 1, 2006, the commission shall ensure that any overcollection or undercollection in the power procurement balancing account does not exceed 5 percent of the electrical corporation’s actual recorded generation

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<sup>2</sup> D.02-10-062, at 2.

revenues for the prior calendar year excluding revenues collected for the Department of Water Resources.

In D.02-10-062, the Commission established the ERRA balancing account – the power procurement balancing account required by PUC §454.5(d)(3) – by which the IOUs must track their fuel and purchased power revenues<sup>3</sup> against actual recorded costs. Consistent with PUC §454.5(d)(3), the Commission also established a semi-annual update process for fuel and purchased power forecasts and the ERRA mechanism.<sup>4</sup> The balance of ERRA was not to exceed 5% (threshold point) of the electrical utility’s actual recorded generation revenues for the prior calendar year, excluding revenues collected for the CDWR. Accordingly, D.02-10-062 established a trigger mechanism designed to avoid the 5% threshold point. Under the provisions of the trigger mechanism, SDG&E is required to file an expedited application for approval to adjust its rates in 60 days from the filing date when its ERRA balance reaches an undercollection or overcollection of 4% and is projected to exceed the 5% trigger.

**A. 2003 and 2004 ERRA**

On June 2, 2003, consistent with D.02-10-062, SDG&E filed A.03-06-002 requesting adoption of SDG&E’s 2003 and 2004 ERRA forecast revenue requirements and approval of SDG&E’s 2003 year-end ERRA trigger amount. In D.03-12-063, the Commission approved SDG&E’s proposals. On December 1, 2003, SDG&E filed A.03-12-010, requesting that the Commission find its power procurement activities and expenses reasonable for the January 1, 2003 through September 30, 2003 time period. In D.04-09-003, the Commission determined that SDG&E’s administration of power

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<sup>3</sup> This includes revenues from URG fuels; QF, bilateral, irrigation district and inter-utility contracts; power purchase contracts; ISO costs; credit/collateral; and other items as approved. *Id.*

<sup>4</sup> See D.02-10-062, at 62.

purchase agreements and its procurement-related revenue and expenses recorded in its ERRA for January 1, 2003 through September 30, 2003 were reasonable and prudent.

### **B. 2005 ERRA**

On January 20, 2004, the Commission issued D.04-01-050, which among other things, changed the schedule for the IOUs' semiannual ERRA applications. That decision required SDG&E to file its 2005 ERRA forecast revenue requirement application on October 1, 2004.<sup>5</sup> In that decision, the Commission also required utilities to use ERRA applications as an opportunity "to make a showing that the Commission needs to review the power procurement balancing accounts and adjust rates or order refunds" consistent with PUC §454.5(d)(3).<sup>6</sup>

On October 1, 2004, SDG&E filed A.04-10-007, requesting Commission adoption of its 2005 ERRA revenue requirement forecast and set the 5% threshold amount for 2004 undercollections or overcollections. The Commission preliminarily categorized the proceeding as "ratesetting" and expected the application to go to hearings. The Commission changed its determination in D.05-02-008, given that no party protested SDG&E's filing. In D.05-03-014, the Commission adopted SDG&E's proposed 2005 ERRA revenue requirement forecast and approved the company's 5% threshold amount.

### **C. 2006 ERRA**

On October 3, 2005, SDG&E filed A.05-10-004, requesting adoption of its 2006 ERRA revenue requirement forecast and review of its power procurement balancing account. In D.06-02-018, the Commission adopted SDG&E's proposed 2006 ERRA

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<sup>5</sup> D.04-01-050, at 172.

<sup>6</sup> D.04-01-050, at 170.

revenue requirement forecast as shown in SDG&E's application and supporting testimony.

**D. 2007 ERRRA**

On October 2, 2006, SDG&E filed A.06-10-007, requesting adoption of its 2007 ERRRA revenue requirement forecast and review of its power procurement balancing account. In D.07-02-027, after the matter was uncontested, the Commission adopted SDG&E's 2007 ERRRA revenue requirement. Although this represented an increase over SDG&E's 2006 ERRRA revenue requirement forecast, rather than increase rates at that time, SDG&E was authorized to consolidate into one advice letter filing all its Commission-authorized electric commodity revenue requirements from other proceedings then being addressed by the Commission.

**E. 2008 ERRRA**

On October 5, 2007, SDG&E filed A.07-10-008, requesting adoption of its 2008 ERRRA revenue requirement forecast and review of its power procurement balancing account. SDG&E also asked that it be allowed to implement, on an interim basis, its projected 2008 ERRRA revenue requirement as of January 1, 2008 so that it could be consolidated with other required 2008 electric rate changes scheduled to go into effect at the same time. Additionally, SDG&E noted that it had an overcollected ERRRA balance that exceeded the ERRRA trigger amount and requested that the Commission approve its proposal to include the projected year-end overcollection as an offset to the 2008 ERRRA revenue requirement. Finally, to facilitate coordinated consideration of these proposals, SDG&E requested that its application be consolidated with its expedited ERRRA trigger

application. Initially, the Division of Ratepayer Advocates (“DRA”) protested the application, but following a further exchange of data, DRA withdrew its protest.

In D.08-02-030, the Commission adopted SDG&E’s 2008 ERRA revenue requirement forecast of \$870.881 million and an ongoing Competition Transition Charge (“CTC”) revenue requirement of \$51.864 million (these figures were updated following SDG&E’s receipt of updated market proxy price data from the Energy Division for the record period). With respect to SDG&E’s request for consolidation and its offset proposal, they were addressed in the separate trigger application (A.07-10-007). In D.07-12-042, the Commission noted that following discussions with one of the protestors, the request for consolidation was withdrawn. The Commission then went on to order SDG&E to return the trigger overcollection by consolidating the rate impacts with other January 1, 2008 changes in electric rates (essentially, reducing the impact of other rate increases).

#### **F. 2009 ERRA**

On October 1, 2008, SDG&E filed A.08-10-004, requesting adoption of its 2009 ERRA revenue requirement forecast and review of its power procurement balancing account. SDG&E also requested that, effective January 1, 2010, it be allowed to include its year-end ERRA balance in rates on January 1 of each year through the annual electric regulatory account update filing, provided that such balance is below the 5% ERRA trigger threshold.

Ultimately, the Commission approved SDG&E’s 2009 ERRA revenue requirement forecast of \$874.555 million, 2009 CTC revenue requirement forecast of \$44.414 million and a 2009 market benchmark price of \$70.48/megawatt-hour (including



distribution line losses). These adopted forecast numbers and benchmark were finalized during the proceeding and following the filing of an amended application and meet and confer with DRA. Most of the adjustments were caused by the considerable decreases in the price of natural gas during the latter part of 2008. Other changes were made to reflect the Energy Division's most current calculation of the 2009 market benchmark. The Commission also approved SDG&E proposal that it be allowed to include its year-end ERRA balance, if it is below the 5% trigger, in rates on January 1 of each year.

### **III. SUMMARY OF APPLICATION**

In this Application, SDG&E identifies the forecast of its load, the resources available to meet the load, fuel costs, and costs for SDG&E's various energy resources. SDG&E used these forecasts to develop its 2010 ERRA and CTC revenue requirement forecasts. SDG&E asks the Commission to find these forecasts reasonable and to approve SDG&E's proposed 2010 ERRA and CTC revenue requirement forecasts.

### **IV. SUMMARY OF PREPARED TESTIMONY**

In support of this Application, SDG&E provides the testimony of three witnesses. Those witnesses, and the issues they address, are summarized below and incorporated by reference herein:

#### **1. Mr. Tony Choi**

- forecasts the procurement costs SDG&E expects to record in 2010 to the ERRA
- describes the supply resources that SDG&E will use to meet its bundled customer load in 2010

## **2. Ms. Yvonne M. Le Mieux**

- describes SDG&E's ERRA and Transition Cost Balancing Account ("TCBA")
- provides SDG&E's forecasted 2010 ERRA revenue requirement
- provides SDG&E's forecasted 2010 CTC revenue requirement

## **3. Ms. Cynthia Fang**

- describes the applicability of non-bypassable charges to departing load
- describes the total portfolio and market benchmark methodology approved by the Commission for determining above market costs
- describes SDG&E's Power Charge Indifference Adjustment ("PCIA") calculations and their applicability to departing load

# **V. STATUTORY AND PROCEDURAL REQUIREMENTS**

## **A. Rule 2.1 (a) – (c)**

In accordance with Rule 2.1 (a) – (c) of the Commission's Rules of Practice and Procedure, SDG&E provides the following information.

### **1. Rule 2.1 (a) - Legal Name**

SDG&E is a corporation organized and existing under the laws of the State of California. SDG&E is engaged in the business of providing electric service in a portion of Orange County and electric and gas service in San Diego County. SDG&E's principal place of business is 8330 Century Park Court, San Diego, California 92123. SDG&E's attorney in this matter is John A. Pacheco.

## **2. Rule 2.1 (b) - Correspondence**

Correspondence or communications regarding this Application should be addressed to:

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## **3. Rule 2.1 (c)**

### **a. Proposed Category of Proceeding**

In accordance with Rule 7.1, SDG&E requests that this Application be categorized as ratesetting because SDG&E proposes to recover the forecasted 2010 ERRRA revenue requirement from its ratepayers, and the costs will thus influence SDG&E's rates.

### **b. Need for Hearings**

SDG&E does not believe that approval of this Application will require hearings. SDG&E has provided ample supporting testimony, analysis and documentation that provide the Commission with a sufficient record upon which to grant the relief requested on an ex parte basis.

**c. Issues to be Considered**

The issues to be considered are described in this Application and the accompanying testimony and exhibits.

**d. Proposed Schedule**

SDG&E proposes the following schedule:

<u><b>ACTION</b></u>	<u><b>DATE</b></u>
Application filed	October 1, 2009
Approx. End of Response Period (including Applicant Reply)	November 12, 2009
Prehearing Conference	November 19, 2009
DRA and Intervener Testimony	December 10, 2009
Concurrent Rebuttals	January 8, 2010
Proposed Decision	February 8, 2010
Comments on Proposed Decision (reduced comment period)	March 1, 2010
Reply Comments on Proposed Decision	March 8, 2010
Commission Decision Adopted	March of 2010

**B. Rule 2.2 – Articles of Incorporation**

A copy of SDG&E's Restated Articles of Incorporation as last amended, presently in effect and certified by the California Secretary of State, was filed with the Commission on August 31, 2009 in connection with SDG&E's Application No. 09-08-019, and is incorporated herein by reference.

## **VI. CONFIDENTIAL INFORMATION**

SDG&E is submitting the testimony supporting this Application in both public (redacted) and non-public (unredacted and confidential) form, consistent with SDG&E's declarations of confidential treatment attached to the witnesses' testimony and submitted in conformance with D.06-06-066 and D.08-04-023. In short, confidential treatment and redaction of such information is necessary in this proceeding to protect from inappropriate disclosure of confidential, commercially sensitive information (pertaining to SDG&E's electric procurement resources and strategies) that SDG&E witnesses must identify to support SDG&E's ERRR revenue requirements forecast for 2010.

## **VII. SERVICE**

This is a new application. No service list has been established. Accordingly, SDG&E will serve this Application, testimony and related exhibits on parties to the service list for A.08-10-004 (last year's SDG&E ERRR forecast proceeding) and R.08-02-007 (2008 OIR to Integrate and Refine Procurement Policies Underlying Long-Term Procurement Plans). Hard copies will be sent by overnight mail to the Assigned Commissioner and Assigned ALJ in R.08-02-007 and Chief ALJ Karen Clopton.

## **VIII. CONCLUSION**

WHEREFORE, SAN DIEGO GAS & ELECTRIC COMPANY requests that the Commission:

(1) approve as reasonable SDG&E's 2010 ERRR revenue requirement forecast regarding SDG&E's load, the resources available to meet SDG&E's load, fuel costs, and costs for SDG&E's various electric resources;

- (2) approve as reasonable SDG&E's projected 2010 CTC revenue requirement forecast;
- (3) approve as reasonable SDG&E 2010 market benchmark price; and
- (4) grant such additional relief as the Commission believes is just and reasonable.

SDG&E is ready to proceed with its showing in this Application.

Respectfully submitted,

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SAN DIEGO GAS & ELECTRIC COMPANY

By:     /s/ LEE SCHAVRIEN      
Lee Schavrien  
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Senior Vice President – Regulatory and Finance

DATED at San Diego, California, this 1st day of October 2009

# **OFFICER VERIFICATION**

## **OFFICER VERIFICATION**

Lee Schavrien declares the following:

I am an officer of San Diego Gas & Electric Company and am authorized to make this verification on its behalf. I am informed and believe that the matters stated in the foregoing **APPLICATION OF SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E) FOR APPROVAL OF ERRA FORECAST FOR 2010** are true to my own knowledge, except as to matters which are therein stated on information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on October 1, 2009 at San Diego, California.

/s/ LEE SCHAVRIEN

Lee Schavrien

San Diego Gas & Electric Company

Senior Vice President – Regulatory and Finance



## CERTIFICATE OF SERVICE

I hereby certify that, pursuant to the Commission's Rules of Practice and Procedure, I have this day served a true and correct copy of the foregoing **APPLICATION OF SAN DIEGO GAS & ELECTRIC COMPANY (U 902-E) FOR APPROVAL OF ERRA FORECAST FOR 2010** to each party of named in the official service list for proceeding A.08-10-004 (last year's SDG&E ERRA forecast proceeding) and R.08-02-007 (2008 OIR to Integrate and Refine Procurement Policies Underlying Long-Term Procurement Plans) by electronic mail. Those parties without an email address were served by placing copies in properly addressed and sealed envelopes and depositing such envelopes in the United States Mail with first-class postage prepaid. Copies were also sent via Federal Express to Commissioner Michael R. Peevey and Administrative Law Judges Hecht and Kolakowski, who are assigned to the R.08-02-007 proceeding and to Chief Administrative Law Judge Karen Clopton.

Executed this 1st day of October 2009, at San Diego, California.

/s/ Lisa Fucci-Ortiz  
Lisa Fucci-Ortiz



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