

## PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE  
SAN FRANCISCO, CA 94102-3298



September 2, 2010

Clay Faber  
Director – Regulatory Affairs  
San Diego Gas & Electric Company  
8330 Century Park Court  
San Diego, CA 92123-1548

Advice Letter 2109-E-A/1889-G-A

Subject: SDG&E's Advice Letter 2109-E-A/1889-G-A, Establishment of the Wildfire Expense Memorandum Account (WEMA)

Dear Mr. Faber:

The Energy Division has determined that SDG&E's Advice Letter (AL) 2109-E-A/1889-G-A is in compliance with Resolution E-4311 and is effective as of July 29, 2010. The supplemental AL 2109-E-A/1889-G-A replaces the original advice letter, 2109-E/1889-G, in its entirety and has an effective date of July 29, 2010, the date that Resolution E-4311 was adopted by the Commission.

Resolution E-4311 approved the establishment of the WEMA. The resolution ordered SDG&E to submit a supplement to AL 2109-E/1889-G to make specific changes to the WEMA tariff that SDG&E proposed in that advice letter. The tariff changes that SDG&E filed in supplemental AL 2109-E-A/1889-G-A comply with the changes ordered in Resolution E-4311.

A protest to SDG&E's supplemental AL 2109-E-A/1889-G-A was filed on August 26, 2010 by Ruth Henricks. The protest contends that the supplemental AL must be denied as improper because SDG&E's justification for the WEMA is based on the same facts that are contested by parties in Application 09-08-020, which is currently pending before the Commission.

The contention in the protest is contrary to the Commission's determination in Resolution E-4311 that approval of the WEMA does not prejudice the outcome of A.09-08-020 (see Finding and Conclusion 14 of Resolution E-4311). Additionally, General Rule 7.4.2 of General Order 96-B sets forth that a protest may not rely on policy objections to an advice letter where the relief requested in the advice letter follows rules or directions established by Commission order. Accordingly, the protest of Ruth Hendricks is rejected.

Please contact Don Lafrenz of the Energy Division staff at 415-703-1063 ([dlf@cpuc.ca.gov](mailto:dlf@cpuc.ca.gov)) if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Julie A. Fitch".

Julie A. Fitch  
Director, Energy Division

cc: Michael Aguirre for Ruth Henricks



Clay Faber  
Director – Regulatory Affairs  
8330 Century Park Court  
San Diego, CA 92123-1548

Tel: 858-654-3563  
Fax: 858-654-1788  
CFaber@semprautilities.com

August 6, 2010

ADVICE LETTER 2109-E-A/1889-G-A  
(U 902-M)

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**SUBJECT: SUPPLEMENTAL – ESTABLISHMENT OF THE WILDFIRE EXPENSE  
MEMORANDUM ACCOUNT (WEMA)**

San Diego Gas and Electric Company (SDG&E) hereby submits for filing with the California Public Utilities Commission (Commission) revisions to its Preliminary Statement Part III (electric), Part V (gas), Memorandum Accounts and Table of Contents applicable throughout its service territory, as show on Attachment A and B.

**PURPOSE**

This supplemental filing complies with Ordering Paragraph (OP) 2 of Resolution E-4311 (the Resolution) which orders SDG&E to replace in its entirety Advice No. 2019-E/1889-G filed on September 22, 2009, and establish a Wildfire Expense Memorandum Account (WEMA) with the modifications as described in Resolution E-4311 and specified in the Appendix thereto.

**BACKGROUND**

On August 31, 2009, SDG&E, along with Southern California Gas Company, Southern California Edison Company and Pacific Gas and Electric Company (Utilities) filed Joint Application (A.) 09-08-020, requesting approval to establish a Wildfire Expense Balancing Account (WEBA) to enable the Utilities to recover primarily the cost of uninsured wildfire claims to the extent that such claims would have been covered by insurance policies the Utilities historically have been able to purchase. SDG&E seeks to establish the WEMA to record these same types of costs prior to a final decision in A.09-08-020 and the establishment of the WEBA, should any costs be incurred.

In Resolution E-4311, issued on July 29, 2010, the Commission approved, with certain modifications, the Utilities' proposals to establish WEMAs. The Commission noted that the recovery of costs recorded in the WEMAs is dependent on a Commission decision in A.09-08-020.<sup>1</sup> The Commission also required that: (1) the electric Utilities' WEMA tariffs include a credit entry for any wildfire cost recovered through revenues authorized by the Federal Energy

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<sup>1</sup> Resolution E-4311 at 6.

Regulatory Commission, and (2) interest on WEMA balances shall accrue at the three-month commercial paper rate and shall not include incremental debt/equity costs.<sup>2</sup>

### **WILDFIRE EXPENSE MEMORANDUM ACCOUNT**

Consistent with the Utilities' request in A.09-08-020 and the modifications adopted in Resolution E-4311, SDG&E proposes revised WEMA tariffs (one electric and one natural gas) to record for future recovery wildfire-related costs including: (1) payments to satisfy wildfire claims,<sup>3</sup> including any co-insurance and deductible expense paid by the Utilities, but excluding costs already authorized for recovery in rates; (2) outside legal expenses incurred in the defense of wildfire claims; and (3) increases or decreases in wildfire insurance premiums from amounts authorized in the General Rate Case (GRC) or other applicable proceeding. Insurance proceeds, as well as any payments received from third parties, will be credited to the WEMA as they are received. In accordance with Resolution E-4311, these WEMA tariffs include a special disposition section that links the recovery of any costs recorded in the WEMA to the Commission's decision in A.09-08-020.

### **PROTEST**

Anyone may protest this Advice Letter to the California Public Utilities Commission. The protest must state the grounds upon which it is based, including such items as financial and service impact, and should be submitted expeditiously. The protest must be made in writing and must be received by August 26, 2010, twenty days from the date filed. There is no restriction on who may file a protest. The address for mailing or delivering a protest to the Commission is:

California Public Utilities Commission Energy Division  
Attention: Tariff Unit  
505 Van Ness Avenue  
San Francisco, CA 94102

Copies of the protest should also be sent via e-mail to the attention of both Honesto Gatchalian ([inj@cpuc.ca.gov](mailto:inj@cpuc.ca.gov)) and Maria Salinas ([mas@cpuc.ca.gov](mailto:mas@cpuc.ca.gov)) of the Energy Division. A copy of the protest should also be sent via both e-mail and facsimile to the address shown below on the same date it is mailed or delivered to the Commission.

Attn: Megan Caulson  
Regulatory Tariff Manager  
8330 Century Park Court, Room 32C  
San Diego, CA 92123-1548  
Facsimile No. (858) 654-1788  
E-Mail: [mcaulson@semprautilities.com](mailto:mcaulson@semprautilities.com)

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<sup>2</sup> Resolution E-4311 at 7.

<sup>3</sup> Wildfire claims means amounts paid by SDG&E to a third party in respect of a claim by such third party for damage or loss resulting from a wildfire, including claims by a governmental entity for the reimbursement of fire suppression costs, damages to environmental resources and other governmental claims against SDG&E arising from a wildfire.

**EFFECTIVE DATE**

OP 2 of Resolution E-4311 also orders SDG&E to designate this as Tier1 and be made effective on July 29, 2010, the date of the Resolution, subject to Energy Division's review for compliance with the Resolution.

**NOTICE**

A copy of this filing has been served on the utilities and interested parties shown on the attached list, including parties in A.09-08-020, by either providing them a copy electronically or by mailing them a copy hereof, properly stamped and addressed.

Address changes should be directed to SDG&E Tariffs by facsimile at (858) 654-1788 or by e-mail at [SDG&ETariffs@semprautilities.com](mailto:SDG&ETariffs@semprautilities.com)

(cc list enclosed)

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CLAY FABER  
Director - Regulatory Affairs

# CALIFORNIA PUBLIC UTILITIES COMMISSION

## ADVICE LETTER FILING SUMMARY ENERGY UTILITY

MUST BE COMPLETED BY UTILITY (Attach additional pages as needed)

Company name/CPUC Utility No. **SAN DIEGO GAS & ELECTRIC (U 902)**

Utility type:

ELC

GAS

PLC

HEAT

WATER

Contact Person: Joff Morales

Phone #: (858) 650-4098

E-mail: jmorales@semprautilities.com

### EXPLANATION OF UTILITY TYPE

ELC = Electric

GAS = Gas

PLC = Pipeline

HEAT = Heat

WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: 2109-E-A/1889-G-A

Subject of AL: Supplemental - Establishment of the Wildfire Expense Memorandum Account (WEMA)

Keywords (choose from CPUC listing): Compliance, Memorandum Account, Preliminary Statements

AL filing type:  Monthly  Quarterly  Annual  One-Time  Other \_\_\_\_\_

If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution #:

N/A

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL: No

Summarize differences between the AL and the prior withdrawn or rejected AL<sup>1</sup>: N/A

Does AL request confidential treatment? If so, provide explanation: No

Resolution Required?  Yes  No

Tier Designation:  1  2  3

Requested effective date: 7/29/2010

No. of tariff sheets: 6

Estimated system annual revenue effect (%): None

Estimated system average rate effect (%): None

When rates are affected by AL, include attachment in AL showing average rate effects on customer classes (residential, small commercial, large C/I, agricultural, lighting).

Tariff schedules affected: Preliminary Statements Part III (electric), Part V (gas) and TOC

Service affected and changes proposed<sup>1</sup>: N/A

Pending advice letters that revise the same tariff sheets: None.

**Protests and all other correspondence regarding this AL are due no later than 20 days after the date of this filing, unless otherwise authorized by the Commission, and shall be sent to:**

**CPUC, Energy Division**

**Attention: Tariff Unit**

**505 Van Ness Ave.,**

**San Francisco, CA 94102**

**mas@cpuc.ca.gov and jnj@cpuc.ca.gov**

**San Diego Gas & Electric**

**Attention: Megan Caulson**

**8330 Century Park Ct, Room 32C**

**San Diego, CA 92123**

**mcaulson@semprautilities.com**

<sup>1</sup> Discuss in AL if more space is needed.

General Order No. 96-B  
ADVICE LETTER FILING MAILING LIST

cc: (w/enclosures)

Public Utilities Commission

DRA

D. Appling  
S. Cauchois  
J. Greig  
R. Pocta  
W. Scott

Energy Division

P. Clanon  
S. Gallagher  
H. Gatchalian  
D. Lafrenz  
M. Salinas

CA. Energy Commission

F. DeLeon  
R. Tavares

Alcantar & Kahl LLP

K. Harteloo

American Energy Institute

C. King

APS Energy Services

J. Schenk

BP Energy Company

J. Zaiontz

Barkovich & Yap, Inc.

B. Barkovich

Bartle Wells Associates

R. Schmidt

Braun & Blaising, P.C.

S. Blaising

California Energy Markets

S. O'Donnell  
C. Sweet

California Farm Bureau Federation

K. Mills

California Wind Energy

N. Rader

Children's Hospital & Health Center

T. Jacoby

City of Chula Vista

M. Meacham  
E. Hull

City of Poway

R. Willcox

City of San Diego

J. Cervantes  
G. Lonergan  
M. Valerio

Commerce Energy Group

V. Gan

Constellation New Energy

W. Chen

CP Kelco

A. Friedl

Davis Wright Tremaine, LLP

E. O'Neill  
J. Pau

Dept. of General Services

H. Nanjo  
M. Clark

Douglass & Liddell

D. Douglass  
D. Liddell  
G. Klatt

Duke Energy North America

M. Gillette

Dynegy, Inc.

J. Paul

Ellison Schneider & Harris LLP

E. Janssen

Energy Policy Initiatives Center (USD)

S. Anders

Energy Price Solutions

A. Scott

Energy Strategies, Inc.

K. Campbell  
M. Scanlan

Goodin, MacBride, Squeri, Ritchie & Day

B. Cragg  
J. Heather Patrick  
J. Squeri

Goodrich Aerostructures Group

M. Harrington

Hanna and Morton LLP

N. Pedersen

Itsa-North America

L. Belew

J.B.S. Energy

J. Nahigian

Luce, Forward, Hamilton & Scripps LLP

J. Leslie

Manatt, Phelps & Phillips LLP

D. Huard  
R. Keen

Matthew V. Brady & Associates

M. Brady

Modesto Irrigation District

C. Mayer

Morrison & Foerster LLP

P. Hanschen

MRW & Associates

D. Richardson

Pacific Gas & Electric Co.

J. Clark  
M. Huffman  
S. Lawrie  
E. Lucha

Pacific Utility Audit, Inc.

E. Kelly

R. W. Beck, Inc.

C. Elder

San Diego Regional Energy Office

S. Freedman  
J. Porter

School Project for Utility Rate Reduction

M. Rochman

Shute, Mihaly & Weinberger LLP

O. Armi

Solar Turbines

F. Chiang

Sutherland Asbill & Brennan LLP

K. McCrea

Southern California Edison Co.

M. Alexander  
K. Cini  
K. Gansecki  
H. Romero

TransCanada

R. Hunter  
D. White

TURN

M. Florio  
M. Hawiger

UCAN

M. Shames

U.S. Dept. of the Navy

K. Davoodi  
N. Furuta  
L. DeLacruz

Utility Specialists, Southwest, Inc.

D. Koser

Western Manufactured Housing

Communities Association

S. Dey

White & Case LLP

L. Cottle

Interested Parties

A.09-08-020

ATTACHMENT A  
ADVICE LETTER 2109-E-A

Cal. P.U.C. Sheet No.	Title of Sheet	Canceling Cal. P.U.C. Sheet No.
Revised 21959-E	PRELIMINARY STATEMENT, III. MEMORANDUM ACCOUNTS, WILDFIRE EXPENSE MEMORANDUM ACCOUNT (WEMA), Sheet 1	Original 21359-E
Revised 21960-E	TABLE OF CONTENTS, Sheet 1	Revised 21896-E
Revised 21961-E	TABLE OF CONTENTS, Sheet 3	Revised 21633-E



**PRELIMINARY STATEMENT**

Sheet 1

**III. MEMORANDUM ACCOUNTS**  
**WILDFIRE EXPENSE MEMORANDUM ACCOUNT (WEMA)**

1. Purpose

The WEMA is an interim ratemaking mechanism until such time as the Commission authorizes the establishment of the Wildfire Expense Balancing Account (WEBA) as proposed in A.09-08-020. The purpose of the WEMA is to record all costs of third party claims paid by San Diego Gas & Electric (SDG&E) resulting from wildfires that would have been covered by insurance, as well as costs that would not have been incurred by SDG&E if insurance were available, that are not currently authorized in SDG&E's General Rate Case (GRC) or any other proceeding including: (1) payments to satisfy wildfire claims, including any deductibles, co-insurance and other insurance expense paid by the Utilities and outside legal costs incurred in the defense of wildfire claims. Related insurance proceeds, as well as any payments received from third parties, will be credited to the WEMA as they are received.

2. Applicability

This account shall apply to all customer classes.

3. Rates

See Disposition Section.

4. Accounting Procedures

SDG&E shall maintain the WEMA by recording entries at the end of each month as follows:

- a) A debit entry equal to payments to satisfy wildfire claims, including any deductibles, co-insurance and other incremental insurance expense paid by SDG&E that are not authorized as part of SDG&E's GRC or any other proceeding;
- b) A debit entry equal to incremental outside legal costs incurred by SDG&E in the defense of wildfire claims;
- c) A credit entry each month equal to any reimbursement by insurance companies (i.e. proceeds) or other third parties related to costs recorded in this account;
- d) A credit entry each month equal to amounts received through FERC authorized transmission rates for the recovery of costs related to wildfire claims;
- e) A credit entry each month equal to any wildfire related costs recorded in the WEMA that are recovered through the Z-factor mechanism described in Preliminary Statement Part IV.D; and
- f) An entry each month equal to the interest on the average of the balance during the month, calculated in the manner described in Preliminary Statement, Part III, Description/Listing of Accounts.

5. Disposition

The disposition of any amounts recorded in the WEMA shall be established by a Commission decision in A.09-08-020.

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Sheet 1

The following sheets contain all the effective rates and rules affecting rates, service and information relating thereto, in effect on the date indicated herein.

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Advice Ltr. No. 2109-E-A

Decision No. \_\_\_\_\_

Issued by  
**Lee Schavrien**  
Senior Vice President  
Regulatory Affairs

Date Filed Aug 6, 2010

Effective Jul 29, 2010

Resolution No. \_\_\_\_\_

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ATTACHMENT B  
 ADVICE LETTER 1889-G-A

Cal. P.U.C. Sheet No.	Title of Sheet	Canceling Cal. P.U.C. Sheet No.
Original 18350-G	PRELIMINARY STATEMENT, V. MEMORANDUM ACCOUNTS, WILDFIRE EXPENSE MEMORANDUM ACCOUNT (WEMA), Sheet 1	Original 17758-G
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**PRELIMINARY STATEMENT**

Sheet 1

V. MEMORANDUM ACCOUNTS  
WILDFIRE EXPENSE MEMORANDUM ACCOUNT (WEMA)

1. Purpose

The WEMA is an interim ratemaking mechanism until such time as the Commission authorizes the establishment of the Wildfire Expense Balancing Account (WEBA) as proposed in A.09-08-020. The purpose of the WEMA is to record all costs of third party claims paid by San Diego Gas & Electric (SDG&E) resulting from wildfires that would have been covered by insurance, as well as costs that would not have been incurred by SDG&E if insurance were available, that are not currently authorized in SDG&E's General Rate Case (GRC) or any other proceeding including: (1) payments to satisfy wildfire claims, including any deductibles, co-insurance and other insurance expense paid by the Utilities and outside legal costs incurred in the defense of wildfire claims. Related insurance proceeds, as well as any payments received from third parties, will be credited to the WEMA as they are received.

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2. Applicability

This account shall apply to all customer classes.

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3. Rates

See Disposition Section.

4. Accounting Procedures

SDG&E shall maintain the WEMA by recording entries at the end of each month as follows:

- a) A debit entry equal to payments to satisfy wildfire claims, including any deductibles, co-insurance and other incremental insurance expense paid by SDG&E that are not authorized as part of SDG&E's GRC or any other proceeding;
- b) A debit entry equal to incremental outside legal costs incurred by SDG&E in the defense of wildfire claims;
- c) A credit entry each month equal to any reimbursement by insurance companies (i.e. proceeds) or other third parties related to costs recorded in this account.
- d) A credit entry each month equal to any wildfire related costs recorded in the WEMA that are recovered through the Z-factor mechanism described in Preliminary Statement Part VI.D; and
- e) An entry each month equal to the interest on the average of the balance during the month, calculated in the manner described in Preliminary Statement, Part V, Description/Listing of Accounts.

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5. Disposition

The disposition of any amounts recorded in the WEMA shall be established by a Commission decision in A.09-08-020.

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