

# CALIFORNIA PUBLIC UTILITIES COMMISSION

## ADVICE LETTER FILING SUMMARY ENERGY UTILITY

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

Company name/CPUC Utility No. California Pacific Electric Company, LLC/U 933-E			
Utility type:		Contact Person for questions and approval letters: Mike Long	
<input checked="" type="checkbox"/> ELC	<input type="checkbox"/> GAS	Phone #: 530-543-5277	
<input type="checkbox"/> PLC	<input type="checkbox"/> HEAT	<input type="checkbox"/> WATER	E-mail: mike.long@liberty-energy.com
EXPLANATION OF UTILITY TYPE			(Date Filed/ Received Stamp by CPUC)
ELC = Electric      GAS = Gas PLC = Pipeline      HEAT = Heat      WATER = Water			
Advice Letter (AL) #: 19-E			
Subject of AL: GHG Emission Performance Standard (EPS) filing 2012			
Tier Designation: <input type="checkbox"/> 1 <input checked="" type="checkbox"/> 2 <input type="checkbox"/> 3			
Keywords (choose from CPUC listing):			
AL filing type: <input type="checkbox"/> Monthly <input type="checkbox"/> Quarterly <input checked="" type="checkbox"/> Annual <input type="checkbox"/> One-Time <input type="checkbox"/> Other _____			
If AL filed in compliance with a Commission order, indicate relevant Decision/Resolution: D.07-01-039			
Does AL replace a withdrawn or rejected AL? If so, identify the prior AL _____			
Summarize differences between the AL and the prior withdrawn or rejected AL <sup>1</sup> : _____			
Resolution Required? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Requested effective date: March 15, 2012		No. of tariff sheets:	
Estimated system annual revenue effect (%): N/A			
Estimated system average rate effect (%): N/A			
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: N/A			
Service affected and changes proposed <sup>1</sup> : N/A			
Pending advice letters that revise the same tariff sheets:			
<b>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:</b>			
<b>CPUC, Energy Division</b>		<b>Utility Info (including e-mail)</b>	
Attention: Tariff Unit 505 Van Ness Ave., San Francisco, CA 94102 <a href="mailto:jyc@cpuc.ca.gov">jyc@cpuc.ca.gov</a> and <a href="mailto:mas@cpuc.ca.gov">mas@cpuc.ca.gov</a> <a href="mailto:edtariffunit@cpuc.ca.gov">edtariffunit@cpuc.ca.gov</a>		California Pacific Electric Company, LLC Attention: Advice Letter Protests 933 Eloise Avenue South Lake Tahoe, CA 96150 Email: <a href="mailto:mike.long@liberty-energy.com">mike.long@liberty-energy.com</a>	

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



California Pacific Electric Company, LLC  
933 Eloise Avenue  
South Lake Tahoe, CA 96150  
Tel: 800-782-2506  
Fax: 905-465-4514

**VIA EMAIL AND HAND-DELIVERY**

May 14, 2012

**Advice Letter 19-E  
(U 933-E)**

Public Utilities Commission of the State of California  
Energy Division  
Attention: Tariff Unit  
505 Van Ness Avenue, 4<sup>th</sup> Floor  
San Francisco, CA 94102-3298

Re: GHG Environmental Performance Standard (EPS) Compliance Filing 2012

Pursuant to Ordering Paragraph No. 4 of Decision (“D.”) 07-01-039, issued in R. 06-04-009 on January 25, 2007, California Pacific Electric Company, LLC (“CalPeco”) submits this annual Attestation Letter affirming that the financial commitments CalPeco has entered into for generation during the prior calendar year are in compliance with the greenhouse gas (“GHG”) emissions performance standard (“EPS”). Specifically, CalPeco is in compliance with the EPS as it has no new ownership investment in generation facilities and no long-term financial commitments for generation.

**Effective Date:** March 15, 2012

**Tier Designation:** Tier 2 Designation

**Purpose**

This Attestation Letter provides information and documentation required by D.07-01-039. This Attestation Letter demonstrates that for 2011 CalPeco has entered into financial commitments that are in compliance with the EPS (long-term financial commitments defined on Page 3 of Attachment 7 in D.07-01-039).

**Background**

D.07-01-039 requires all Load Serving Entities (“LSEs”) to file annual Attestation Letters, due February 15<sup>th</sup> of each year, attesting to the Commission that the financial commitments entered into for generation during the prior calendar year are in compliance with the EPS. D.07-01-039 requires LSEs to file Attestation Letters as an advice letter

and serve the Attestation Letter on the service list in Rulemaking (“R.”) 06-04-009. This Attestation Letter is filed pursuant to that process.

D.07-01-039 requires LSEs to include a listing of long-term financial commitments of five years or longer that they have entered into during the prior year. Furthermore, D.07-01-039 requires additional documentation demonstrating that LSEs have complied with the EPS. Specifically, D.07-01-039 requires LSEs to provide documentation to demonstrate:

- (a) That the commitments were not “covered procurements” under the interim EPS rule and/or
- (b) For those that represent covered procurements, documentation demonstrating that such procurements are EPS-compliant, including any contracts with a term of five years or longer that include provisions for substitute energy purchases.
- (c) For any requested reliability-based exemptions that have been pre-approved by the Commission, a reference to the application and Commission decision number.

D.07-01-039 requires all LSEs to disclose the investment amount and type of alteration to retained generation, by generation facility and unit. D.07-01-039 also advises LSEs to present documentation regarding the design and intended use of the powerplant(s) underlying their new long-term financial commitments utilizing the sources of information listed in § 8341(b)(4), as well as any other sources of documentation that they believe will be relevant to this determination.

D.07-01-039 emphasizes that the key concept is to establish the design and intended use of the powerplant. Accordingly, documentation of the annualized plant capacity factor for the powerplant should include historical annual averages in order to help determine whether the plant is “designed and intended” to be used for baseload generation. D.07-01-039 requires LSEs to provide documentation of capacity factors, heat rates and corresponding emissions rates that reflect the actual, expected operations of the plant.

This Attestation Letter comports with the requirements outlined above.

### **Protests**

This compliance filing is not subject to protest pursuant to General Order 96-B, Energy Industry Rule 9.

## **Correspondence**

Any correspondence regarding this compliance filing should be sent by email to the attention of:

California Pacific Electric Company, LLC  
Attn.: Advice Letter Protests  
933 Eloise Avenue  
South Lake Tahoe, CA 96150  
Fax: 905-465-4514  
Email: [michael.smart@libertyutilities.com](mailto:michael.smart@libertyutilities.com)

With a copy to:  
Steven F. Greenwald  
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## **Certification**

- (1) I have reviewed, or have caused to be reviewed, this compliance submittal.
- (2) Based on my knowledge, information, or belief, this compliance submittal does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements true.
- (3) Based on my knowledge, information, or belief, this compliance submittal contains all of the information required to be provided by Commission orders, rules, and regulations.

Sincerely,



Michael R. Smart  
President  
California Pacific Electric Company, LLC

cc: CalPeco Advice Letter Service List

**CalPeco**  
**Advice Letter Filing Service List**  
**General Order 96-B, Section 4.3**

A.08-08-004 Service List

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