

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. **Liberty Utilities (CalPeco Electric) LLC (U 933-E)**

Utility type:

- ELC GAS
 PLC HEAT WATER

Contact Person for questions and approval letters:
Alain Blunier _____

Phone #: 530-546-1702

E-mail: **Alain.Blunier@libertyutilities.com**

EXPLANATION OF UTILITY TYPE

ELC = Electric GAS = Gas
 PLC = Pipeline HEAT = Heat WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: 63-E

Subject of AL: Liberty Utilities (CalPeco Electric) LLC (U 933-E) – Correction to Rule 20

Tier Designation: 1 2 3

Keywords (choose from CPUC listing): Revised Liberty Utilities Rule 20 language

AL filing type: Monthly Quarterly Annual One-Time Other

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

Does AL replace a withdrawn or rejected AL?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Summarize differences between the AL and the prior withdrawn or rejected AL: _____

Resolution Required? Yes No

Requested effective date:

No. of tariff sheets: 2

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: Rule 20

Service affected and changes proposed: N/A

Pending advice letters that revise the same tariff sheets: N/A

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 Utility Info (including e-mail)

Attention: Tariff Unit
505 Van Ness Ave.,
San Francisco, CA 94102
edtarriffunit@cpuc.ca.gov

Liberty Utilities (CalPeco Electric) LLC
Attention: Advice Letter Protests
933 Eloise Avenue
South Lake Tahoe, CA 96150
Email: Alain.Blunier@libertyutilities.com



Liberty Utilities (CalPeco Electric) LLC
933 Eloise Avenue
South Lake Tahoe, CA 96150
Tel: 800-782-2506
Fax: 530-544-4811

VIA EMAIL AND HAND DELIVERY

September 23, 2016

**Advice Letter No. 63-E
(U 933-E)**

Edward Randolph, Director, Energy Division
California Public Utilities Commission
Energy Division, Tariff Unit
505 Van Ness Avenue, 4th Floor
San Francisco, CA 94102-3298

Subject: Revised Liberty Utilities Rule 20 language

Liberty Utilities (CalPeco Electric) LLC (U 933 E) (“Liberty Utilities”) hereby submits this **Tier 2** Advice Letter No. 63-E to revise Rule 20. A redline and clean version of the impacted Tariff Sheets in Rule 20 are included in Attachment A.

Introduction

Liberty Utilities acquired its service territory from Sierra Pacific Power Company’s (“Sierra”) in 2011.¹ As part of the acquisition transaction, Liberty Utilities adopted the existing tariffs and rules the Commission had previously approved for Sierra, including Rule 20.

City and County officials recently requested that Liberty Utilities revise its Rule 20 language to (i) allow cities and counties further flexibility to designate underground districts for Rule 20A funds and (ii) provide those cities and countries with funding to streamline undergrounding projects. Liberty Utilities believes that their requested changes are appropriate, beneficial to its customers, and in conformance with other utilities’ Rule 20 language.

Liberty Utilities’ proposed addition of Section A.1(a)(4) provides additional flexibility for cities and counties to designate underground districts for Rule 20A funding. The Commission has previously authorized other utilities to include the language in Liberty Utilities’ proposed new section for other utilities in the other utilities’ analogous Rule 20 language.²

Liberty Utilities also proposes to revise Section A.3. Liberty Utilities’ revised language provides cities and counties with a cost-recovery mechanism for conversion of customer meter panels within an undergrounding district. Such cost-recovery reduces undergrounding project delays that are caused by delays in property owner panel conversions. Similar to Liberty Utilities’

¹ See D.10-10-017.

² See PG&E Electric Rule No. 20, Cal. P.U.C. Sheet No. 30474-E; SDG&E Rule 20, Cal. P.U.C. Sheet No. 25251-E; SCE Rule 20, Cal. P.U.C. Sheet No. 31867-E.

proposed addition of Section A.1(a)(4), the Commission has previously authorized other utilities to include the language in Liberty Utilities' proposed new section A.3 for other utilities in the other utilities' analogous Rule 20 language.³

Effective Date

In accordance with General Order 96-B, Liberty Utilities submits this **Tier 2** Advice Letter with a requested effective date of October 24, 2016.

Protests

Anyone wishing to protest this Advice Letter may do so by letter sent via U.S. mail, by facsimile or by email, any of which must be received no later than October 13, 2016, which is 20 days after the date of this Advice Letter. There are no restrictions on who may submit a protest, but the protest shall set forth the grounds upon which it is based and shall be submitted expeditiously. Protests should be mailed to:

California Public Utilities Commission
Energy Division, Tariff Unit
505 Van Ness Avenue, 4th Floor
San Francisco, CA 94102-3298
Facsimile: (415) 703-2200
Email: edtariffunit@cpuc.ca.gov

The protest should be sent via email and U.S. Mail (and by facsimile, if possible) to Liberty Utilities (CalPeco Electric) LLC at the address shown below on the same date it is mailed or delivered to the Commission:

Liberty Utilities (CalPeco Electric) LLC
Attn: Advice Letter Protests
933 Eloise Avenue
South Lake Tahoe, CA 96150
Fax: 530-544-4811
Email: Alain.Blunier@libertyutilities.com

Steven F. Greenwald
Vidhya Prabhakaran
Davis Wright Tremaine LLP
505 Montgomery Street, Suite 800
San Francisco, CA 94111
Fax: 415-276-6599
Email: stevegreenwald@dwt.com
Email: vidhyaprabhakaran@dwt.com

³ See SDG&E Rule 20, Cal. P.U.C. Sheet No. 15506-E; SCE Rule 20, Cal. P.U.C. Sheet No. 26177-E; see also PG&E Electric Rule No. 20, Cal. P.U.C. Sheet No. 16665-E.

Energy Division Tariff Unit
California Public Utilities Commission
September 23, 2016
Page 3

Notice

In accordance with General Order 96-B, Section 4.3, a copy of this Advice Letter is being sent electronically to parties shown on the attached lists.

If additional information is required, please do not hesitate to contact me.

Respectfully submitted,

LIBERTY UTILITIES (CALPECO ELECTRIC) LLC

/s/

Travis Johnson P.E.
Vice President, Operations
Liberty Utilities (CalPeco Electric) LLC

Attachments:

cc: Liberty Utilities General Order 96-B Service List

Liberty Utilities (CalPeco Electric) LLC
Advice Letter Filing Service List
General Order 96-B, Section 4.3

VIA EMAIL

gbinge@ktminc.com
emello@sppc.com
epoole@adplaw.com
cem@newsdata.com
rmccann@umich.edu
sheila@wma.org
abb@eslawfirm.com
cbk@eslawfirm.com
bhodgeusa@yahoo.com
chilen@nvenenergy.com
phanschen@mofoc.com
liddell@energyattorney.com
cem@newsdata.com
dietrichlaw2@earthlink.net
abb@eslawfirm.com
glw@eslawfirm.com
clerk-recorder@sierracounty.ws
plumascoco@gmail.com
marshall@psln.com
stephenhollabaugh@tdpud.org
gross@portersimon.com
mccluretahoe@yahoo.com
catherine.mazzeo@swgas.com
Theresa.Faegre@libertyutilities.com
SDG&ETariffs@semprautilities.com
Alain.Blunier@libertyutilities.com

AdviceTariffManager@sce.com
edtariffunit@cpuc.ca.gov
jrw@cpuc.ca.gov
rmp@cpuc.ca.gov
jaime.gannon@cpuc.ca.gov
mas@cpuc.ca.gov
txb@cpuc.ca.gov
efr@cpuc.ca.gov
tlg@cpuc.ca.gov
dao@cpuc.ca.gov
ljt@cpuc.ca.gov
mmg@cpuc.ca.gov
kjl@cpuc.ca.gov
denise.tyrrell@cpuc.ca.gov
fadi.daye@cpuc.ca.gov
winnie.ho@cpuc.ca.gov
usrb@cpuc.ca.gov
Rob.Oglesby@energy.ca.gov
stevegreenwald@dwt.com
vidhyaprabhakaran@dwt.com
judypau@dwt.com
dwtcpucdockets@dwt.com
patrickferguson@dwt.com
travis.ritchie@sierraclub.org

ATTACHMENT A

CLEAN VERSION

(T)

Rule No. 20

REPLACEMENT OF OVERHEAD WITH UNDERGROUND ELECTRIC FACILITIES

A. The Utility will, at its expense, replace its existing overhead electric facilities with underground electric facilities along public streets and roads, and on public lands and private property across which rights-of-way satisfactory to the Utility have been obtained by the Utility, provided that:

1. The governing body of the city or county in which such electric facilities are and will be located has:
 - a. Determined, after consultation with the Utility and after holding public hearings on the subject, that such undergrounding is in the general public interest for one or more of the following reasons:
 - (1) Such undergrounding will avoid or eliminate an unusually heavy concentration of overhead electric facilities.
 - (2) The street or road or right-of-way is extensively used by the general public and carries a heavy volume of pedestrian or vehicular traffic.
 - (3) The street or road or right-of-way adjoins or passes through a civic area or public recreation area or an area of unusual scenic interest to the general public.
 - (4) The street or road or right-of-way is considered an arterial street or major collector as defined in the Governor’s Office of Planning and Research General Plan Guidelines.
 - b. Adopted an ordinance creating an underground district in the area in which both the existing and new facilities are and will be located requiring, among other things, (1) that all existing overhead communication and electric distribution facilities in such district shall be removed, (2) that each property served from such electric overhead facilities shall have installed in accordance with the Utility’s rules for underground service, all electrical facility changes on the premises necessary to receive service from the underground facilities of the Utility as soon as it is available, and (3) authorizing the Utility to discontinue its overhead service.

(Continued)

Advice Letter No. 63-E

Issued by
Gregory S Sorensen
Name
President
Title

Date Filed September 23, 2016

Decision No. _____

Effective October 24, 2016

Resolution No. _____

(T)

Rule No. 20

REPLACEMENT OF OVERHEAD WITH UNDERGROUND ELECTRIC FACILITIES

(Continued)

A. (Continued)

3. The undergrounding extends for a minimum distance of one block or 600 feet, whichever is the lesser.

Upon request of the governing body, the Utility will pay from the existing allocation of that entity for:

- a. The installation of no more than 100 feet of each customer's underground electric service lateral occasioned by the undergrounding: and/or
- b. The conversion of a customer's meter panel to accept underground service occasioned by the undergrounding, excluding permit fees.

The Utility or the governing body may establish a lesser allowance, or may limit the amount of money to be expended on a single customer's electric service or the total amount to be expended on all electric service installations in a particular project.

B. In circumstances other than those covered by A above, the Utility will replace its existing overhead electric facilities with underground electric facilities along public streets and roads or other locations mutually agreed upon when requested by an applicant or applicants when all of the following conditions are met:

- 1.
 - a. All property owners served from the overhead facilities to be removed first agree in writing to have the wiring changes made on their premises so that service may be furnished from the underground distribution system in accordance with the Utility's rules and that the Utility may discontinue its overhead service upon completion of the underground facilities.
 - b. Suitable legislation is in effect requiring such necessary wiring changes to be made and authorizing the Utility to discontinue its overhead service.

(Continued)

Advice Letter No. 63-E

Issued by
Gregory S Sorensen
Name

Date Filed September 23, 2016

Decision No. _____

President
Title

Effective October 24, 2016

Resolution No. _____

(T)

(T)

REDLINE VERSION

(T)

Rule No. 20

REPLACEMENT OF OVERHEAD WITH UNDERGROUND ELECTRIC FACILITIES

A. The Utility will, at its expense, replace its existing overhead electric facilities with underground electric facilities along public streets and roads, and on public lands and private property across which rights-of-way satisfactory to the Utility have been obtained by the Utility, provided that:

1. The governing body of the city or county in which such electric facilities are and will be located has:

a. Determined, after consultation with the Utility and after holding public hearings on the subject, that such undergrounding is in the general public interest for one or more of the following reasons:

(1) Such undergrounding will avoid or eliminate an unusually heavy concentration of overhead electric facilities.

(2) The street or road or right-of-way is extensively used by the general public and carries a heavy volume of pedestrian or vehicular traffic.

(3) The street or road or right-of-way adjoins or passes through a civic area or public recreation area or an area of unusual scenic interest to the general public.

(4) The street or road or right-of-way is considered an arterial street or major collector as defined in the Governor's Office of Planning and Research General Plan Guidelines.

b. Adopted an ordinance creating an underground district in the area in which both the existing and new facilities are and will be located requiring, among other things, (1) that all existing overhead communication and electric distribution facilities in such district shall be removed, (2) that each property served from such electric overhead facilities shall have installed in accordance with the Utility's rules for underground service, all electrical facility changes on the premises necessary to receive service from the underground facilities of the Utility as soon as it is available, and (3) authorizing the Utility to discontinue its overhead service.

(Continued)

Issued by

Advice Letter No. 28-E63-E Michael R Smart Gregory S Sorensen Date Filed July 15, 2013
September 23, 2016

Decision No. _____ Name _____ Effective July 15, 2013
2016 _____ President _____ October 24, 2014

Title

Resolution No. _____

(T)

Rule No. 20

REPLACEMENT OF OVERHEAD WITH UNDERGROUND ELECTRIC FACILITIES

(Continued)

A. (Continued)

- 3. The undergrounding extends for a minimum distance of one block or 600 feet, whichever is the lesser.

Upon request of the governing body, the Utility will pay from the existing allocation of that entity for:

a. -The installation of no more than 100 feet of each customer's underground electric service lateral occasioned by the undergrounding: and/or

b. -The conversion of a customer's meter panel to accept underground service occasioned by the undergrounding, excluding permit fees.

-The Utility or the governing body may establish a smaller footage lesser allowance, or may limit the amount of money to be expended on a single customer's electric service or the total amount to be expended on all electric service installations in a particular project.

B. In circumstances other than those covered by A above, the Utility will replace its existing overhead electric facilities with underground electric facilities along public streets and roads or other locations mutually agreed upon when requested by an applicant or applicants when all of the following conditions are met:

- 1. a. All property owners served from the overhead facilities to be removed first agree in writing to have the wiring changes made on their premises so that service may be furnished from the underground distribution system in accordance with the Utility's rules and that the Utility may discontinue its overhead service upon completion of the underground facilities.
- b. Suitable legislation is in effect requiring such necessary wiring changes to be made and authorizing the Utility to discontinue its overhead service.

(Continued)

Advice Letter No. 28-E63-E Issued by Gregory S Sorensen ~~Michael R. Smart~~ Date Filed July 15, 2016
September 23, 2016

Decision No. _____ Name _____ Effective July 15, 2013 October 24, 2016
President _____ Title _____

Resolution No. _____

(T)

(T)