

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: Ken Wittman

Phone #: 530-543-5267

E-mail:

EXPLANATION OF UTILITY TYPE

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

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: **43-E**

Subject of AL: **GHG Emission Performance Standard (EPS) Compliance filing 2015**

Tier Designation: 1 2 3

Keywords (choose from CPUC listing):

AL filing type: Monthly Quarterly Annual One-Time 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Does AL replace a withdrawn or rejected AL?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Summarize differences between the AL and the prior withdrawn or rejected AL¹: _____

Resolution Required? Yes No

Requested effective date: March 19, 2015

No. of tariff sheets: n/a

Estimated system annual revenue effect: (%):

Estimated system average rate effect (%):

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:

Service affected and changes proposed¹:

Pending advice letters that revise the same tariff sheets:

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
edtariffunit@cpuc.ca.gov

Utility Info (including e-mail)
Liberty Utilities (CalPeco Electric) LLC
Attention: Advice Letter Protests
933 Eloise Avenue
South Lake Tahoe, CA 96150
Email: ken.wittman@libertyutilities.com

¹ 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

Attachment 1

Compliance Filing for LSEs With No Long-Term Financial Commitments

VIA EMAIL AND HAND-DELIVERY

February 17, 2015

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

Re: Advice Letter 43-E - Liberty Utilities (CalPeco Electric) LLC (U 933-E) GHG Environmental Performance Standard (EPS) Compliance Filing 2015

Pursuant to Ordering Paragraph No. 4 of Decision (“D.”) 07-01-039, approved in R. 06-04-009 on January 25, 2007, Liberty Utilities (CalPeco Electric) LLC (U 933-E) submits this annual Attestation Letter affirming that the financial commitments Liberty Utilities (CalPeco Electric) LLC (“Liberty Utilities”) has entered into for generation during the prior calendar year are in compliance with the greenhouse gas (“GHG”) emissions performance standard (“EPS”). Specifically, Liberty Utilities is in compliance with the EPS. Other than the 12 MW Kings Beach Generating Station which it uses for only emergency back-up support and whose generation is restricted by air permits to no more than 1440 MWh in each calendar year, Liberty Utilities has no generation facilities and no long-term financial commitments for generation.

Additionally, NV Energy has advised Liberty Utilities that in 2014 NV Energy incurred expenses to install equipment at its Valmy coal-fired generating facility necessary to comply with governmental air emissions requirements. NV Energy includes power from Valmy in its supply portfolio from which it provides energy to Liberty Utilities under the five-year purchase power agreement that the Commission approved in 2010 in D. 10-10-017. Liberty Utilities did not request that NV Energy install this equipment and had no input in NV Energy’s installation.

Effective Date: March 19, 2015

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 **2014** any financial commitments that Liberty Utilities has entered into 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 15th of each year, attesting 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 being submitted and served pursuant to this 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 commitments 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:

Liberty Utilities (CalPeco Electric) LLC
Attention: Advice Letter Protests
933 Eloise Avenue
South Lake Tahoe, CA 96150

With a copy to:
Steven F. Greenwald
Vidhya Prabhakaran
Davis wright Tremaine LLP
San Francisco, CA 94111
Fax: 415-276-6599
Email: stevegreenwald@dwt.com
Email: vidhyaprabhakaran@dwt.com

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.

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Energy Division Tariff Unit

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- (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
Liberty Utilities (CalPeco Electric) LLC
933 Eloise Avenue
South Lake Tahoe, CA 96150
Fax: 905-465-4514
Email: Michael.Smart@libertyutilities.com

Attachments

cc: CPUC R.06-04-009 Service List
Liberty Utilities Advice Letter 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@nvenergy.com
phanschen@mofo.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
Ken.Wittman@libertyutilities.com
SDG&ETariffs@semprautilities.com
Alain.Blunier@libertyutilities.com

AdviceTariffManager@sce.com
edtariffunit@cpuc.ca.gov
dlf@cpuc.ca.gov
jrw@cpuc.ca.gov
xjv@cpuc.ca.gov
rmp@cpuc.ca.gov
jaime.gannon@cpuc.ca.gov
mas@cpuc.ca.gov
jm3@cpuc.ca.gov
Jeannie.chang@cpuc.ca.gov
txb@cpuc.ca.gov
efr@cpuc.ca.gov
joc@cpuc.ca.gov
tlg@cpuc.ca.gov
dao@cpuc.ca.gov
ljt@cpuc.ca.gov
dlf@cpuc.ca.gov
mmg@cpuc.ca.gov
md2@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
jeffreygray@dwt.com
dwtcpucdockets@dwt.com
patrickferguson@dwt.com
travis.ritchie@sierraclub.org

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

***** PARTIES *****

3 PHASES RENEWABLES LLC
2100 SEPULVEDA BLVD, SUITE 37
MANHATTAN BEACH CA 90266
For: 3 Phases Renewables

Michael Mazur
Principal
3 PHASES RENEWABLES, LLC
EMAIL ONLY
EMAIL ONLY CA 00000
(310) 798-5275
mmazur@3phasesrenewables.com
For: 3 Phases Energy Services

Marc D. Joseph
Attorney At Law
ADAMS BROADWELL JOSEPH & CARDOZO
601 GATEWAY BLVD. STE 1000
SOUTH SAN FRANCISCO CA 94080
(650) 589-1660
mdjoseph@adamsbroadwell.com
For: Coalition of California Utility Employees

Vitaly Lee
AES ALAMITOS, LLC
690 N. STUDEBAKER ROAD
LONG BEACH CA 90803
(562) 493-7307
vitaly.lee@aes.com
For: AES Southland LLC

Robert R. Taylor
AGRICULTURAL IMPROVEMENT AND POWER DIST.
1600 NORTH PRIEST DRIVE, PAB221
TEMPE AZ 85281
(602) 236-3487
rrtaylor@srpnet.com

Donald Brookhyser
Attorney At Law
ALCANTAR & KAHL
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO CA 94015
(415) 421-4143
rsa@a-klaw.com
For: Cogeneration Association of California/Energy Producers and
Users Coalition

Evelyn Kahl
SEEMA SRINIVASAN
Attorney At Law
ALCANTAR & KAHL, LLP
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO CA 94015
(415) 421-4143
ek@a-klaw.com
For: Energy Producers & Users Coalition

Michael P. Alcantar
S. SRINIVISAN
Attorney At Law
ALCANTAR & KAHL, LLP
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO CA 94105
(415) 421-4143
mpa@a-klaw.com
For: Cogeneration Association of California/Energy Producers and
Users Coalition

Nora Sheriff
ALCANTAR & KAHL, LLP
33 NEW MONTGOMERY ST., STE. 1850
SAN FRANCISCO CA 94105
(415) 421-4143
nes@a-klaw.com
For: Energy Producers & Users Coalition

Mike Lamond
Chief Financial Officer
ALPINE NATURAL GAS OPERATING CO. #1 LLC
EMAIL ONLY
EMAIL ONLY CA 00000
(209) 772-3006
anginc@goldrush.com

Paul Delaney
V.P.
AMERICAN UTILITY NETWORK (A.U.N.)
10705 DEER CANYON DRIVE
ALTA LOMA CA 91737
(805) 390-5632
pssed@adelphia.net
For: American Utility Network

Gloria Britton
ANZA ELECTRIC COOPERATIVE, INC. (909)
PO BOX 391909 / 58470 HWY 371
ANZA CA 92539
GloriaB@anzaelectric.org
For: Anza Electric Cooperative Inc.

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

Barbara R. Barkovich
BARKOVICH & YAP, INC.
EMAIL ONLY
EMAIL ONLY CA 00000
(707) 937-6203
barbara@barkovichandyap.com
For: Indicated Cement Companies

Ronald Moore
Sr Analyst, Regulatory Affairs
BEAR VALLEY ELECTRIC
630 EAST FOOTHILL BOULEVARD
SAN DIMAS CA 91773
(909) 394-3600 X 682
rkmoore@gswater.com
For: Golden State Water/Bear Valley Electric

Downey Brand
621 CAPITOL MALL, 18TH FLOOR
SACRAMENTO CA 95814-4686
(916) 444-1000
For: Sacramento Municipal

Bruce McLaughlin
C.ANTHONY BRAUN
BRAUN & BLAISING, P.C.
EMAIL ONLY
EMAIL ONLY CA 00000
(916) 326-5314
mclaughlin@braunlegal.com
For: California Municipal Utilities Association

Janill Richards
Deputy Attorney General
CALIFORNIA ATTORNEY GENERAL'S OFFICE
1515 CLAY STREET, 20TH FLOOR
OAKLAND CA 94702
(510) 622-2130
janill.richards@doj.ca.gov
For: People of the State of California

Beth Vaughan
Executive Director
CALIFORNIA COGENERATION COUNCIL
4391 N. MARSH ELDER COURT
CONCORD CA 94521
(925) 408-5142
beth@beth411.com

Bill Dombrowski
President And Ceo
CALIFORNIA RETAILERS ASSOCIATION
980 9TH STREET, SUITE 2100
SACRAMENTO CA 95814
(916) 443-1975
BDombrowski@calretailers.com
For: California Retailers Association

Avis Kowalewski
CALPINE CORPORATION
4160 DUBLIN BLVD., SUITE 100
DUBLIN CA 94568
(925) 557-2284
kowalewskia@calpine.com

Sachu Constantine
CENTER FOR SUSTAINABLE ENERGY
EMAIL ONLY
EMAIL ONLY CA 00000
(858) 244-1177
sachu.constantine@energycenter.org
For: California Center For Sustainable Energy

Jeanne M. Sole
Deputy City Attorney
CITY AND COUNTY OF SAN FRANCISCO
1 DR. CARLTON B. GOODLETT PLACE, RM. 234
SAN FRANCISCO CA 94102-4682
(415) 554-4619
jeanne.sole@sfgov.org
For: City and County of San Francisco

Stephen E. Doyle
Executive Vice President
CLEAN ENERGY SYSTEMS, INC.
3035 PROSPECT PARK DRIVE, STE 150
RANCHO CORDOVA CA 95670-6071
(916) 638-7967
For: Clean Energy Systems, Inc.

Paul Ackerman
Senior Counsel
CONSTELLATION ENERGY RESOURCES, INC
111 MARKET PLACE
BALTIMORE MD 21202
paul.ackerman@constellation.com
For: Constellation Energy Commodities Group Inc, Constellation
NewEnergy Inc, and Constellation Generate LLC

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

Patrick M. Rosvall
Attorney
COOPER, WHITE & COOPER LLP
201 CALIFORNIA STREET, 17TH FLOOR
SAN FRANCISCO CA 94111
(415) 765-0369
SmallLeCs@cwclaw.com
For: Cooper White & Cooper. LLP

Cindy Adams
COVANTA ENERGY CORPORATION
40 LANE ROAD
FAIRFIELD NJ 07004
(973) 882-4144
For: Covanta Energy Corporation

R. Thomas Beach
CROSSBORDER ENERGY
2560 NINTH STREET, SUITE 213A
BERKELEY CA 94710-2557
(510) 549-6922
tomb@crossborderenergy.com
For: the California Cogeneration Council

Jeffrey P. Gray
DAVIS WRIGHT TREMAINE, LLP
505 MONTGOMERY STREET, SUITE 800
SAN FRANCISCO CA 94111-6533
(415) 276-6500
jeffreyGray@dwt.com
For: Calpine Corporation

Ann L. Trowbridge
DAY CARTER & MURPHY LLP
3620 AMERICAN RIVER DRIVE, SUITE 205
SACRAMENTO CA 95864
(916) 246-7303
atrowbridge@daycartermurphy.com
For: California Clean DG Coalition/Northwest Natural Gas

Jane E. Luckhardt
Attorney At Law
DAY CARTER & MURPHY LLP
3620 AMERICAN RIVER DRIVE, STE. 205
SACRAMENTO CA 95864
(916) 570-2500
jluckhardt@daycartermurphy.com
For: Sacramento Municipal Utility District

Baldassaro Di Capo
250 OUTCROPPING WAY
FOLSOM CA 95630
(916) 351-4400
bdicapo@caiso.com
For: California Independent System Operator

Daniel W. Douglass
DOUGLASS & LIDDELL
EMAIL ONLY
EMAIL ONLY CA 00000
(818) 961-3001
douglass@energyattorney.com
For: Western Power Trading Forum

Donald C. Liddell
DOUGLASS & LIDDELL
EMAIL ONLY
EMAIL ONLY CA 00000
(619) 993-9096
liddell@energyattorney.com
For: California Natural Gas Vehicle Association/ Clean Energy Fuels Corporation

Gregory S.G. Klatt
DOUGLASS & LIDDELL
EMAIL ONLY
EMAIL ONLY CA 00000
(818) 961-3002
klatt@energyattorney.com
For: Alliance for Retail Energy Markets

Francesca E. Ciliberti
Counsel
EL PASO CORPORATION - WESTERN PIPELINES
2 N. NEVADA AVEUE
COLORADO SPRINGS CO 80903
(719) 520-4579
francesca.ciliberti@elpaso.com
For: El Paso Corporation - Western Pipelines

Andrew B. Brown
Attorney At Law
ELLISON SCHNEIDER & HARRIS LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO CA 95816-5905
(916) 447-2166
abb@eslawfirm.com
For: Constellation New Energy, Inc., Constellation Energy
Commodities Group, Inc. Constellation Genration

***** SERVICE LIST *****

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R0604009 NOPOST

Jeffery D. Harris
ELLISON, SCHNEIDER & HARRIS LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO CA 95816-5905
(916) 447-2166
jdh@eslawfirm.com
For: Dynege

Douglas K. Kerner
Attorney At Law
ELLISON, SCHNEIDER & HARRIS, LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO CA 95816-5905
(916) 447-2166
dkk@eslawfirm.com
For: Sierra Pacific Power Company

Greggory L. Wheatland
Attorney At Law
ELLISON, SCHNEIDER & HARRIS, LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO CA 95816-5905
(916) 447-2166
glw@eslawfirm.com
For: LS Power, Inc.

Lynn Haug
Attorney At Law
ELLISON, SCHNEIDER & HARRIS, LLP
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO CA 95816-5905
(916) 447-2166
lmh@eslawfirm.com
For: FuelCell Energy, Inc.

Timothy O'Connor
Attorney
ENVIRONMENTAL DEFENSE FUND
1107 9TH STREET, SUITE 1070
SACRAMENTO CA 95814
(916) 492-4680
toconnor@edf.org
For: Environmental Defense Fund

Kyle D. Boudreaux
FPL GROUP
700 UNIVERSE BLVD., JES/JB
JUNO BEACH FL 33408

Jeanne B. Armstrong
Attorney
GOODIN MACBRIDE SQUERI DAY & LAMPREY LLP
505 SANSOME STREET, SUITE 900
SAN FRANCISCO CA 94111
(415) 392-7900
jarmstrong@goodinmacbride.com
For: Wild Goose Storage LLC

Michael B. Day
Attorney
GOODIN MACBRIDE SQUERI DAY & LAMPREY LLP
505 SANSOME STREET, STE 900
SAN FRANCISCO CA 94111-3133
(415) 392-7900
mday@goodinmacbride.com
For: Solar Alliance

James D. Squeri
Attorney At Law
GOODIN MACBRIDE SQUERI RITCHIE & DAY LLP
505 SANSOME STREET, STE 900
SAN FRANCISCO CA 94111
(415) 392-7900
jsqueri@gmsr.com
For: Powerex Corp.

Brian T. Cragg
Attorney
GOODIN, MACBRIDE, SQUERI, DAY & LAMPREY
505 SANSOME STREET, SUITE 900
SAN FRANCISCO CA 94111
(415) 392-7900
bcragg@goodinmacbride.com
For: Independent Energy Producers Association

Gregory Morris
Director
GREEN POWER INSTITUTE
2039 SHATTUCK AVENUE, STE 402
BERKELEY CA 94704
(510) 644-2700
gmorris@emf.net
For: Green Power Institute

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

(561) 691-7358
kyle_boudreaux@fpl.com
For: FPL Energy Project Management

Norman A. Pedersen, Esq.
Attorney At Law
HANNA AND MORTON, LLP
444 SOUTH FLOWER STREET, STE. 1500
LOS ANGELES CA 90071-2916
(213) 430-2510
npedersen@hanmor.com
For: Southern California Generation Coalition/Southern California
Public Power Authority

Udi Helman
HELMAN ANALYTICS
EMAIL ONLY
EMAIL ONLY CA 00000
Udi@HelmanAnalytics.com
For: California Independent System Operator Corporation

Tiffany Rau
Policy And Communications Manager
HYDROGEN ENERGY CALIFORNIA LLC
ONE WORLD TRADE CENTER, SUITE 1600
LONG BEACH CA 90831-1600
(562) 276-1510
tiffany.rau@hydrogenenergycalifornia.com
For: Hydrogen Energy California, LLC

Kenneth C. Johnson
KENNETH CARLISLE JOHNSON
2502 ROBERTSON RD
SANTA CLARA CA 95051
(408) 244-4721
kjinnovation@earthlink.net
For: Kenneth Carlisle Johnson

Dennis M.P. Ehling
Attorney At Law
KIRKPATRICK & LOCKHART NICHOLSON GRAHAM
10100 SANTA MONICA BLVD., 7TH FLOOR
LOS ANGELES CA 90067
(310) 552-5000
dehling@kln.com
For: City of Vernon

C. Susie Berlin
BARRY F. MCCARTHY
LAW OFFICES OF SUSIE BERLIN
1346 THE ALAMEDA, SUITE 7, NO. 141

Susie Berlin
Attorney At Law
LAW OFFICES OF SUSIE BERLIN
1346 THE ALAMEDA, SUITE 7 NO. 141
SAN JOSE CA 95126
(408) 209-5837
berlin@susieberlinlaw.com
For: Northern California Generation Coalition

Thomas Dill
President
LODI GAS STORAGE, L.L.C.
I GREENWAY PLAZA, STE. 800
HOUSTON TX 77046-0121
(281) 679-3599
trdill@westernhubs.com

Leilani Johnson Kowal
JAMES CALDWELL, JR.
LOS ANGELES DEPT. OF WATER AND POWER
PO BOX 51111, ROOM 1541
LOS ANGELES CA 90051-0100
(213) 367-3023
leilani.johnson@ladwp.com
For: LOS ANGELES DEPT. OF WATER AND POWER

Diana L. Lee
Legal Division
RM. 4107
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-4342
dil@cpuc.ca.gov
For: Division of Ratepayer Advocates

Ann G. Grimaldi
MCKENNA LONG & ALDRIDGE LLP
101 CALIFORNIA STREET, 41ST FLOOR
SAN FRANCISCO CA 94111
(415) 267-4000
agrimaldi@mckennalong.com
For: Center for Energy and Economic Development

Timothy R. Odil
MCKENNA LONG & ALDRIDGE LLP
EMAIL ONLY
EMAIL ONLY CO 00000
(303) 634-4000
todil@mckennalong.com

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

SAN JOSE CA 95126
(408) 778-8478
berlin@susieberlinlaw.com
For: Northern California Power Agency

For: Center for Energy and Economic Development

Cathy S. Woollums
MIDAMERICAN ENERGY HOLDINGS COMPANY
106 EAST SECOND STREET
DAVENPORT IA 52801
(563) 333-8009
cswoollums@midamerican.com
For: Kern River Gas Transmission

E.J. Wright
OCCIDENTAL POWER SERVICES, INC.
EMAIL ONLY
EMAIL ONLY TX 00000
(562) 624-3309
ej_wright@oxy.com

Joy A. Warren
Regulatory Administrator
MODESTO IRRIGATION DISTRICT
1231 11TH STREET
MODESTO CA 95354
(209) 526-7389
joyw@mid.org

Don Wood
PACIFIC ENERGY POLICY CENTER
4539 LEE AVENUE
LA MESA CA 91941
(619) 463-9035
dwood8@cox.net

Steven Huhman
MORGAN STANLEY CAPITAL GROUP INC.
2000 WESTCHESTER AVENUE
PURCHASE NY 10577
(914) 225-1592
steven.huhman@morganstanley.com

Christopher J. Warner
PACIFIC GAS AND ELECTRIC COMPANY
LAW DEPT.
77 BEALE STREET, MC B30A, RM 3145
SAN FRANCISCO CA 94105
(415) 973-6695
CJW5@pge.com
For: Pacific Gas and Electric

Sara Steck Myers
Attorney At Law
122 28TH AVENUE
SAN FRANCISCO CA 94121
(415) 387-1904
ssmyers@att.net
For: Center for Energy Efficiency and Renewable Technologies

Mary Wiencke
PACIFICORP
825 N. E. MULTNOMAH, SUITE 1800
PORTLAND OR 97232
(503) 813-5058
mary.wiencke@pacificorp.com
For: PacifiCorp

George Peridas
Climate Center Science Fellow
NATURAL RESOURCES DEFENSE COUNCIL
111 SUTTER STREET, 20TH FLOOR
SAN FRANCISCO CA 94104
(415) 875-6100
gperidas@nrdc.org
For: NRDC

Thomas R. Darton
PILOT POWER GROUP, INC. (1365)
EMAIL ONLY
EMAIL ONLY CA 00000
(858) 678-0118
tdarton@pilotpowergroup.com
For: Pilot Power Group

Kerry Hattevik
DAVID LLOYD; C. O'HARA; S. CORNELI
Reg. Dir. - West Governmental Affairs
NEXT ERA ENERGY RESOURCES LLC
829 ARLINGTON BLVD.
EL CERRITO CA 94530
(510) 898-1847
kerry.hattevik@nee.com

Corby Gardner
PLUMAS-SIERRA RURAL ELECTRIC CO-OP
73233 STATE ROUTE 70
PORTOLA CA 96122-7069
(530) 832-6034
cgardner@psrec.coop
For: Plumas-Sierra Rural Electric Coop

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

For: Mirant Corporation

Rick C. Noger
PRAXAIR, INC. (1370)
2430 CAMINO RAMON DRIVE, STE. 300
SAN RAMON CA 94583
(925) 866-6809
rick_noger@praxair.com
For: Praxair Plainfield, Inc.

Elizabeth W. Hadley
Resource Planner
REDDING ELECTRIC UTILITY
777 CYPRESS AVENUE
REDDING CA 96001
(530) 339-7327
ehadley@reupower.com
For: Redding Electric Utility

J. Andrew Hoerner
REDEFINING PROGRESS
EMAIL ONLY
EMAIL ONLY CA 00000
(510) 507-4820
hoerner@redefiningprogress.org

John B. Weldon, Jr.
SALMON, LEWIS & WELDON, P.L.C.
2850 EAST CAMELBACK ROAD, SUITE 200
PHOENIX AZ 85016
(602) 801-9060
jbw@slwplc.com
For: Salt River Project Agricultural Improvement and Power District

Kelly Barr
Manager, Regulatory Affairs & Contracts
SALT RIVER PROJECT
PO BOX 52025, PAB 221
PHOENIX AZ 85072-2025
(602) 236-5262
kelly.barr@srpnet.com
For: Salt River Project Agricultural Improvement and Power District

Allen K. Trial
Sr. Counsel
SAN DIEGO GAS & ELECTRIC COMPANY
101 ASH STREET, HQ-12B
SAN DIEGO CA 92101-3017

Steve Rahon
Dir - Tariff & Regulatory Accts
SAN DIEGO GAS & ELECTRIC COMPANY
8330 CENTURY PARK COURT, CP32C
SAN DIEGO CA 92123-1548
(858) 654-1773
LSchavrien@SempraUtilities.com
For: San Diego Gas & Electric Company

Dan Hecht
SEMPRA ENERGY
58 COMMERCE ROAD
STANFORD CT 06902
(203) 355-5417
DHecht@sempratradng.com

Daniel A. King
SEMPRA GENERATION
101 ASH STREET, HQ 14
SAN DIEGO CA 92101
(619) 696-4350
DAKing@SempraGeneration.com

Alvin Pak
SEMPRA GLOBAL ENTERPRISES
101 ASH STREET
SAN DIEGO CA 92101
(619) 696-4022
APak@sempraglobal.com
For: Sempra Global Enterprises

Marcie Milner
Director - Regulatory Affairs
SHELL TRADING GAS & POWER COMPANY
4445 EASTGATE MALL, SUITE 100
SAN DIEGO CA 92121
(858) 526-2106
marcie.milner@shell.com

Barry R. Wallerstein
Executive Officer
SOUTH COAST AQMD
21865 COPLEY DRIVE
DIAMOND BAR CA 91765-4182
bwallerstein@aqmd.gov
For: South Coast Air Quality Management District

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

(619) 699-5162
ATrial@SempraUtilities.com

Cathy A. Karlstad
FRANK J. COOLEY
Attorney
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVE.
ROSEMEAD CA 91770
(626) 302-1096
cathy.karlstad@sce.com
For: Southern California Edison Company

Michael D. Montoya
NANCY CHUNG ALLRED
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVENUE, PO BOX 800
ROSEMEAD CA 91770
(626) 302-6944
mike.montoya@sce.com
For: Southern California Edison Company

Nancy Allred
M. MONTOYA, M. BACKSTROM
Attorney
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVE.
ROSEMEAD CA 91770
(626) 302-3102
Nancy.Allred@sce.com
For: Southern California Edison Company

Sid Newsom
SOUTHERN CALIFORNIA GAS COMPANY
555 WEST 5TH STREET GT 14 D6
LOS ANGELES CA 90051
(213) 244-2846
SNewsom@SempraUtilities.com

Richard Helgeson
SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY
225 S. LAKE AVE., SUITE 1250
PASADENA CA 91101
(626) 793-9364
rhelgeson@scppa.org
For: Southern California Public Power Authority

Dan Silveria

Keith R. Mccrea
Attorney At Law
SUTHERLAND, ASBILL & BRENNAN, LLP
1275 PENNSYLVANIA AVE., N.W.
WASHINGTON DC 20004-2415
(202) 383-0705
keith.mccrea@sablaw.com
For: California Manufacturers & Technology Assn.

Joseph Greco
TERRA-GEN POWER LLC
9590 PROTOTYPE COURT, SUITE 200
RENO NV 89521
(775) 850-2245
jgreco@terra-genpower.com
For: Terra-Gen Power LLC

Marcel Hawiger
ROBERT FINKELSTEIN
THE UTILITY REFORM NETWORK
785 MARKET ST., STE. 1400
SAN FRANCISCO CA 94103
(415) 929-8876
marcel@turn.org

Nina Suetake
Staff Attorney
THE UTILITY REFORM NETWORK
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 929-8876 X 308
nsuetake@turn.org

Raymond J. Czahar, C.P.A.
WEST COAST GAS COMPANY
9203 BEATTY DRIVE
SACRAMENTO CA 95826
(916) 364-4100
westgas@aol.com

Steven S. Michel
WESTERN RESOURCE ADVOCATES
2025 SENDA DE ANDRES
SANTA FE NM 87501
(505) 995-9951
smichel@westernresources.org
For: Western Resource Advocates

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

SURPRISE VALLEY ELECTRIC CORPORATION
516 US HIGHWAY 395 E
ALTURAS CA 96101-4228
(916) 233-3511
dansvec@hdo.net
For: Surprise Valley Electric Cooperative

Jason A. Dubchak
WILD GOOSE STORAGE LLC
607 8TH AVENUE S.W., SUITE 400
CALGARY AB T2P 047
CANADA
(403) 513-8647
jason.dubchak@niskapartners.com
For: Wild Goose Storage LLC

Joseph M. Karp
Attorney At Law
WINSTON & STRAWN LLP
101 CALIFORNIA STREET
SAN FRANCISCO CA 94111-5894
(415) 591-1000
jkarp@winston.com
For: California Cogeneration Council

Lisa A. Cottle
Attorney At Law
WINSTON & STRAWN LLP
101 CALIFORNIA STREET
SAN FRANCISCO CA 94111-5802
(415) 591-1579
lcottle@winston.com
For: Mirant California, LLC, Mirant Delta, LLC, and Mirant Potrero, LLC

***** STATE EMPLOYEE *****

Ken Alex
PO BOX 944255
1300 I STREET, SUITE 125
SACRAMENTO CA 94244-2550
(916) 327-7851
ken.alex@doj.ca.gov
For: People of the State of California

Judith B. Sanders
Sr. Counsel
CALIF. INDEPENDENT SYSTEM OPERATOR CORP
250 OUTCROPPING WAY
FOLSOM CA 95630
(916) 608-7143

Gary Collord
Stationary Source Division
CALIFORNIA AIR RESOURCES BOARD
1001 I STREET, PO BOX 2815
SACRAMENTO CA 95812
(916) 324-5548
gcollord@arb.ca.gov

Jeffrey Doll
CALIFORNIA AIR RESOURCES BOARD
PO BOX 2815 1001 I STREET
SACRAMENTO CA 95812
(916) 324-0343
jdoll@arb.ca.gov

Michael Scheible
Deputy Executive Officer
CALIFORNIA AIR RESOURCES BOARD
1001 I STREET
SACRAMENTO CA 95677
(916) 324-6021
mscheibl@arb.ca.gov
For: California Air Resources Board

Renee Lawver
CALIFORNIA AIR RESOURCES BOARD
1001 I STREET , 7TH FLOOR
SACRAMENTO CA 95814
(916) 323-8475

Virgil Welch
Special Asst. To The Chair
CALIFORNIA AIR RESOURCES BOARD
1001 I STREET
SACRAMENTO CA 95812
(916) 323-8511
vwelch@arb.ca.gov
For: CALIFORNIA AIR RESOURCES BOARD

David Zonana
Deputy Attorney General
CALIFORNIA ATTORNEY GENERAL'S OFFICE
455 GOLDEN GATE AVENUE, SUITE 11000
SAN FRANCISCO CA 94102
(415) 703-5524
david.zonana@doj.ca.gov

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

jsanders@caiso.com
For: CAISO

Carol J. Hurlock
CALIFORNIA DEPT. OF WATER RESOURCES
JOINT OPERATIONS CENTER
2033 HOWE AVE., STE. 220
SACRAMENTO CA 95825-0181
(916) 574-1367
hurlock@water.ca.gov

Daryl Metz
CALIFORNIA ENERGY COMMISSION
1516 9TH ST., MS-23
SACRAMENTO CA 95814
(916) 654-4760
dmetz@energy.state.ca.us

Pierre H. Duvair
CALIFORNIA ENERGY COMMISSION
1516 NINTH STREET, MS-41
SACRAMENTO CA 95814
(916) 653-8685
pduvair@energy.state.ca.us

Karen Griffin
Executive Office
CALIFORNIA ENERGY COMMISSION
1516 9TH STREET, MS 39
SACRAMENTO CA 95814
(916) 654-4833
karen.griffin@energy.ca.gov

Philip D. Pettingill
Legal & Reg. Dept.
CALIFORNIA INDEPENDENT SYSTEM OPERATOR
250 OUTCROPPING WAY
FOLSOM CA 95630
(916) 608-7241
ppettingill@caiso.com
For: CAISO

Lisa Decarlo
Staff Counsel
CALIFORNIA ENERGY COMMISSION
1516 9TH STREET MS-14
SACRAMENTO CA 95814
(916) 654-5195
ldecarlo@energy.state.ca.us

Anne Gillette
CALIFORNIA PUBLIC UTILITIES COMMISSION
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 703-5219
AEG@cpuc.ca.gov

Marc Pryor
CALIFORNIA ENERGY COMMISSION
1516 9TH ST., MS-20
SACRAMENTO CA 95814
(916) 653-0159
mpryor@energy.state.ca.us

Jaclyn Marks
CALIFORNIA PUBLIC UTILITIES COMMISSION
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 703-2257
jaclyn.marks@cpuc.ca.gov

Melissa Jones
CALIFORNIA ENERGY COMMISSION
1516 9TH STREET, MS-39
SACRAMENTO CA 95814
For: California Energy Commission

Jaime Rose Gannon
CPUC - ENERGY
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 703-2818
jaimerose.gannon@cpuc.ca.gov

Nancy Tronaas
CALIFORNIA ENERGY COMMISSION
1516 9TH ST. MS-20
SACRAMENTO CA 95814-5512
(916) 654-3864

Michael Colvin
Advisor
CPUC - ENERGY
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 355-5484
michael.colvin@cpuc.ca.gov

Pat Perez
Asst. Director
CALIFORNIA ENERGY COMMISSION
1516 NINTH STREET, MS 39

Eugene Cadenasso

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

SACRAMENTO CA 95814
(916) 654-4527
pperez@energy.state.ca.us
For: CALIFORNIA ENERGY COMMISSION

Energy Division
AREA 4-A
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1214
cpe@cpuc.ca.gov

Bishu Chatterjee
Safety and Enforcement Division
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1247
bbc@cpuc.ca.gov

Rahmon Momoh
Safety and Enforcement Division
AREA 2-E
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1725
rmm@cpuc.ca.gov

Clarence Binninger
Deputy Attorney General
DEPARTMENT OF JUSTICE
455 GOLDEN GATE AVENUE, SUITE 11000
SAN FRANCISCO CA 94102
(415) 703-5528
clarence.binninger@doj.ca.gov

Harvey Y. Morris
Legal Division
RM. 5036
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1086
hym@cpuc.ca.gov

Julie A. Fitch
Executive Division
RM. 5214
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-3134
jf2@cpuc.ca.gov

Richard A. Myers
Energy Division
AREA 4-A
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1228
ram@cpuc.ca.gov

Cathleen A. Fogel
Energy Division
AREA 4-A
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1809
cf1@cpuc.ca.gov

Deborah Slon
Deputy Attorney General, Environment
OFFICE OF THE ATTORNEY GENERAL
1300 I STREET, 15TH FLOOR
SACRAMENTO CA 95814
(916) 327-7851
deborah.slon@doj.ca.gov

Judith Ikle
Energy Division
RM. 4012
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1486
jci@cpuc.ca.gov
For: Energy Resources Branch

Jordan Parrillo
Office of Ratepayer Advocates
RM. 4104
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1562
jp6@cpuc.ca.gov

Adam Langton
Energy Division
AREA 4-A
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1812

David Peck
Office of Ratepayer Advocates
RM. 4108
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1213

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

ahl@cpuc.ca.gov

Edward Moldavsky
Legal Division
RM. 500
320 West 4th Street Suite 500
Los Angeles CA 90013
(213) 620-2635
edm@cpuc.ca.gov

Kristin Ralff Douglas
Policy & Planning Division
RM. 5119
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-2826
krd@cpuc.ca.gov

Jonathan J. Reiger
Legal Division
RM. 5035
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 355-5596
jzr@cpuc.ca.gov

Stephen C. Roscow
Administrative Law Judge Division
RM. 5010
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1053
scr@cpuc.ca.gov

Bill Lockyer
State Attorney General
STATE OF CALIFORNIA, DEPT OF JUSTICE
PO BOX 944255
SACRAMENTO CA 94244-2550
(916) 445-9555
ken.alex@doj.ca.gov

Pearlie Sabino
Office of Ratepayer Advocates
RM. 4108
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1883
pzs@cpuc.ca.gov

Sean A. Simon
Energy Division
AREA 4-A
505 Van Ness Avenue
San Francisco CA 94102 3298

dbp@cpuc.ca.gov

Joel T. Perlstein
Executive Division
RM. 5136
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-1082
jtp@cpuc.ca.gov

Lana Tran
Safety and Enforcement Division
AREA 2-D
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-5359
ltt@cpuc.ca.gov

Rebecca Tsai-Wei Lee
Office of Ratepayer Advocates
RM. 1250
770 L Street, Suite 1250
Sacramento CA 95814
(916) 327-1407
wtr@cpuc.ca.gov

Jean Vieth
Administrative Law Judge Division
RM. 5009
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-2194
xjv@cpuc.ca.gov

***** INFORMATION ONLY *****

Gerald L. Lahr
ABAG POWER
101 EIGHTH STREET
OAKLAND CA 94607
(510) 464-7908
JerryL@abag.ca.gov
For: Association of Bay Area Governments

Gloria D. Smith
ADAMS, BROADWELL, JOSEPH & CARDOZO
601 GATEWAY BLVD., SUITE 1000
SOUTH SAN FRANCISCO CA 94080
(650) 589-1660
gsmith@adamsbroadwell.com

Dean R. Tibbs
President
ADVANCED ENERGY STRATEGIES, INC.

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

(415) 703-3791
svn@cpuc.ca.gov

George S. Tagnipes
Energy Division
AREA 4-A
505 Van Ness Avenue
San Francisco CA 94102 3298
(415) 703-2451
jst@cpuc.ca.gov

1800 SUTTER ST., STE 870
CONCORD CA 94520-2540
(925) 521-0203
dtibbs@aes4u.com

Webster Tasat
AIR RESOURCES BOARD
1001 I STREET
SACRAMENTO CA 95814
(916) 323-4950
wtasat@arb.ca.gov

Elizabeth Westby
ALCANTAR & KAHL, LLP
1300 SW FIFTH AVENUE, SUITE 1750
PORTLAND OR 97201
(503) 402-8855
egw@a-klaw.com

Karen Terranova
ALCANTAR & KAHL, LLP
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO CA 94105
(415) 421-4143
filings@a-klaw.com

Mike Cade
ALCANTAR & KAHL, LLP
EMAIL ONLY
EMAIL ONLY OR 00000
(503) 402-8711
wmc@a-klaw.com

Nora Sheriff
ALCANTAR & KAHL, LLP
33 NEW MONTGOMERY STREET, SUITE 1850
SAN FRANCISCO CA 94105
(415) 421-4143
nes@a-klaw.com

Sakis Asteriadis
APX INC
1270 FIFTH AVE., SUITE 15R
NEW YORK NY 10029
(212) 737-1708
sasteriadis@apx.com

John R. Redding
ARCTURUS ENERGY CONSULTING

Reed V. Schmidt
Vice President
BARTLE WELLS ASSOCIATES
1889 ALCATRAZ AVENUE
BERKELEY CA 94703
(510) 653-3399
rschmidt@bartlewells.com
For: California City-County Street Light Association

Ryan Wisner
BERKELEY LAB
1 CYCLOTRON ROAD, MS-90-4000
BERKELEY CA 94720
(510) 486-5474
rhwisner@lbl.gov

Monica A. Schwebs, Esq.
BINGHAM MCCUTCHEN LLP
PO BOX V
1333 N. CALIFORNIA BLVD., SUITE 210
WALNUT CREEK CA 94596
(925) 937-8000
monica.schwebs@bingham.com

James W. Keating
BP AMERICA, INC.
MAIL CODE 603-1E
150 W. WARRENVILLE RD.
NAPERVILLE IL 60563
james.keating@bp.com

David Branchcomb
BRANCHCOMB ASSOCIATES, LLC
475 PAISANO COURT
RENO NV 89511
(916) 988-5676
david@branchcomb.com

Justin C. Wynne
Attorney At Law
BRAUN BLAISING MCLAUGHLIN, P.C.
EMAIL ONLY
EMAIL ONLY CA 00000

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

44810 ROSEWOOD TERRACE
MENDOCINO CA 95460
(707) 937-0878
johnrredding@earthlink.net

Lon W. House, Ph.D
ASSN. OF CALIFORNIA WATER AGENCIES
4901 FLYING C RD.
CAMERON PARK CA 95682
(530) 676-8956
lwhouse@innercite.com

David Schlosberg
BRIGHTSOURCE ENERGY, INC.
1999 HARRISON STREET, SUITE 2150
OAKLAND CA 94612
(510) 250-8816
dschlosberg@brightsourceenergy.com

Annabelle Malins
Consul-Science And Technology
BRITISH CONSULATE-GENERAL
ONE SANSOME STREET, SUITE 850
SAN FRANCISCO CA 94104
(415) 617-1384
annabelle.malins@britishconsulatesf.gov.uk

Lincoln Bleveans
Power Resources Manager
BURBANK WATER & POWER
164 WEST MAGNOLIA BLVD.
BURBANK CA 91502
(818) 238-3651
LBleveans@burbankca.gov

Douglas Macmullen
Chief, Power Planning Section
CA DEPARTMENT OF WATER RESOURCES
2033 HOWE AVE., STE. 220
SACRAMENTO CA 95825-0181
(916) 574-1363
dmacmull@water.ca.gov

Dan Adler
Director, Tech And Policy Development
CALIFORNIA CLEAN ENERGY FUND
5 THIRD STREET, SUITE 900
SAN FRANCISCO CA 94103-3226
(415) 957-0167
Dan.adler@calcef.org

David L. Modisette
Executive Director
CALIFORNIA ELECTRIC TRANSP. COALITION
1015 K STREET, SUITE 200

(916) 326-5813
wynne@braunlegal.com

Ryan Bernardo
BRAUN BLAISING MCLAUGHLIN, P.C.
EMAIL ONLY
EMAIL ONLY CA 00000
(916) 912-4432
bernardo@braunlegal.com

Laurie Ten Hope
Advisor To Commissioner Byron
CALIFORNIA ENERGY COMMISSION
1516 9TH STREET, MS-32
SACRAMENTO CA 95814-5512
(916) 651-8836
ltenhope@energy.state.ca.us

CALIFORNIA ENERGY MARKETS
425 DIVISADERO ST., STE 303
SAN FRANCISCO CA 94117
(415) 552-1764 X 17
cem@newsdata.com

Karen Norene Mills
Assoc. Counsel - Legal Svcs. Div.
CALIFORNIA FARM BUREAU FEDERATION
2300 RIVER PLAZA DRIVE
SACRAMENTO CA 95833
(916) 561-5655
kmills@cfbf.com

CALIFORNIA ISO
LEGAL AND REGULATORY DEPARTMENT
250 OUTCROPPING WAY
FOLSOM CA 95630-8773
e-recipient@caiso.com

Grant Rosenblum, Esq.
CALIFORNIA ISO
LEGAL AND REGULATORY DEPARTMENT
250 OUTCROPPING WAY
FOLSOM CA 95630-8773
(916) 608-7138
grosenblum@caiso.com

Douglas M. Grandy, P.E.
CALIFORNIA ONSITE GENERATION
1220 MACAULAY CIRCLE
CARMICHAEL CA 95608
(916) 871-2432
dgrandy@caonsitegen.com

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

SACRAMENTO CA 95814
(916) 551-1943
dave@ppallc.com

Diana Schwyzer
CALIFORNIA ENERGY COMMISSION
1516 9TH STREET, MS 31
SACRAMENTO CA 95814
(916) 651-2078
dschwyz@energy.state.ca.us

Gwenneth O'Hara
CALIFORNIA POWER LAW GROUP
EMAIL ONLY
EMAIL ONLY CA 00000
(916) 503-2235
gohara@calplg.com

Meghan K. Cox
Attorney
CALIFORNIA POWER LAW GROUP
EMAIL ONLY
EMAIL ONLY CA 00000
(916) 503-2235
mcox@calplg.com

Mignon Marks
Acting Exec. Dir.
CALIFORNIA SOLAR ENERGY INDUSTRIES ASSN.
EMAIL ONLY
EMAIL ONLY CA 00000
(916) 747-6987
Info@calseia.org

Nancy Rader
Executive Director
CALIFORNIA WIND ENERGY ASSOCIATION
EMAIL ONLY
EMAIL ONLY CA 00000-0000
(510) 845-5077
nrader@calwea.org

Danielle Matthews Seperas
CALPINE CORPORATION
1215 K STREET, SUITE 2210
SACRAMENTO CA 95814-3978
(916) 491-3377
dseperas@calpine.com
For: Calpine Corporation

Kassandra Gough
CALPINE CORPORATION

Karen Lindh
CALIFORNIA ONSITE GENERATION
7909 WALERGA ROAD, NO. 112, PMB 119
ANTELOPE CA 95843
(916) 729-1562
karen@klindh.com

Jose Carmona
Director Of Advocacy
CEERT
1100 11TH STREET, STE 311
SACRAMENTO CA 95814
jose@ceert.org
For: Center for Energy Efficiency and Renewable Technologies
(CEERT)

Jen McGraw
CENTER FOR NEIGHBORHOOD TECHNOLOGY
PO BOX 14322
SAN FRANCISCO CA 94114
(415) 644-0877
jen@cnt.org

Jennifer Green
Policy Analyst
CENTER FOR SUSTAINABLE ENERGY
EMAIL ONLY
EMAIL ONLY CA 00000-0000
(858) 244-1177
jennifer.green@energycenter.org

Sephra A. Ninow
Regulatory Affairs Mgr.
CENTER FOR SUSTAINABLE ENERGY
EMAIL ONLY
EMAIL ONLY CA 00000
(858) 244-1186
sephra.ninow@energycenter.org

Richard J. Morillo
Sr. Assistant City Attorney
CITY OF BURBANK
275 E. OLIVE AVENUE
BURBANK CA 91502
(818) 238-5715
rmorillo@ci.burbank.ca.us

Karla Dailey

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

1215 K STREET, SUITE 2210
SACRAMENTO CA 95814-3978
(916) 443-2500
kgough@calpine.com
For: Calpine Corporation

Justin Rathke
CAPSTONE TURBINE CORPORATION
21211 NORDHOFF STREET
CHATSWORTH CA 91311
(202) 446-7347
jrathke@capstoneturbine.com

Clyde Murley
CONSULTANT TO NRDC
1031 ORDWAY STREET
ALBANY CA 94706
(510) 528-8953
clyde.murley@comcast.net

Jeffrey L. Hahn
COVANTA ENERGY CORPORATION
876 MT. VIEW DRIVE
LAFAYETTE CA 94549
(925) 284-2006
jhahn@covantaenergy.com

Janine L. Scancarelli
Attorney At Law
CROWELL & MORING LLP
275 BATTERY STREET, 23RD FLOOR
SAN FRANCISCO CA 94111
(415) 986-2800
jscancarelli@crowell.com

Robert Gex
DAVIS WRIGHT TREMAINE LLP
505 MONTGOMERY STREET, SUITE 800
SAN FRANCISCO CA 94111
(415) 276-6500
robertgex@dwt.com

Balwant S. Purewal
DEPARTMENT OF WATER RESOURCES
2033 HOWE AVE., STE. 220
SACRAMENTO CA 95825-0181
(916) 574-0668
bpurewal@water.ca.gov

John Pacheco
DEPARTMENT OF WATER RESOURCES
EMAIL ONLY
EMAIL ONLY CA 00000

Sr. Resource Planner
CITY OF PALO ALTO
EMAIL ONLY
EMAIL ONLY CA 00000
(650) 329-2523
karla.Dailey@CityofPaloAlto.org

Curt Barry
Senior Writer
CLEAN ENERGY REPORT
717 K STREET, SUITE 503
SACRAMENTO CA 95814
(916) 449-6171
cbarry@iwppnews.com

Dan L. Carroll
Attorney At Law
DOWNEY BRAND, LLP
621 CAPITOL MALL, 18TH FLOOR
SACRAMENTO CA 95814
(916) 444-1000
dcarroll@downeybrand.com

James W. Tarnaghan
DUANE MORRIS LLP
SUITE 2000
ONE MARKET, SPEAR TOWER
SAN FRANCISCO CA 94105
(415) 957-3088
jwmctarnaghan@duanemorris.com
For: Lodi Gas Storage

Thomas Mccabe
EDISON MISSION ENERGY
3 MACARTHUR PLACE, STE. 100
SANTA ANA CA 92707

Fiji George
EL PASO CORPORATION
EL PASO BUILDING
PO BOX 2511
HOUSTON TX 77252
(713) 420-7913
fiji.george@elpaso.com

Ed Chiang
ELEMENT MARKETS, LLC
3555 TIMMONS LANE, STE. 900
HOUSTON TX 77027-6453
(281) 207-7227
echiang@elementmarkets.com

Brian S. Biering
ELLISON SCHNEIDER & HARRIS L.L.P.

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

(916) 574-0311
jpacheco@water.ca.gov

Cassandra Sweet
DOW JONES NEWSWIRES
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 439-6468
cassandra.sweet@dowjones.com

2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO CA 95816-5905
(916) 447-2166
bsb@eslawfirm.com

Deric Wittenborn
ELLISON SCHNEIDER & HARRIS L.L.P.
2600 CAPITOL AVENUE, SUITE 400
SACRAMENTO CA 95816-5905
djw@eslawfirm.com

Kevin Boudreaux
ENERCAL USA LLC
7660 WOODWAY DRIVE, STE. 471A
HOUSTON TX 77063
(713) 395-5372
kb@enercalusa.com

Amber Mahone
ENERGY & ENVIRONMENTAL ECONOMICS, INC.
101 MONTGOMERY STREET, SUITE 1600
SAN FRANCISCO CA 94104
(415) 391-5100
amber@ethree.com

Cynthia Mitchell
Consultant
ENERGY ECONOMICS, INC.
530 COLEGATE COURT
RENO NV 89503
(775) 324-5300
Cynthiakmitchell@gmail.com

Nadav Enbar
ENERGY INSIGHTS
1750 14TH STREET, SUITE 200
BOULDER CO 80302
(303) 385-0327
nenbar@energy-insights.com

Nicholas Lenssen
ENERGY INSIGHTS
1750 14TH STREET, SUITE 200
BOULDER CO 80302

Carolyn M. Kehrein
ENERGY MANAGEMENT SERVICES
2602 CELEBRATION WAY
WOODLAND CA 95776
(530) 668-5600

Melanie Gillette
Dir - Western Reg. Affairs
ENERNOC, INC.
115 HAZELMERE DRIVE
FOLSOM CA 95630
(916) 501-9573
mgillette@enernoc.com

Mona Tierney-Lloyd
Sr Mgr. - Western Reg. Affairs
ENERNOC, INC.
PO BOX 378
CAYUCOS CA 93430
(805) 995-1618
mtierney-lloyd@enernoc.com
For: LANDSITE, INC

Derek Walker
ENVIRONMENTAL DEFENSE FUND
1107 9TH STREET, STE 1070
SACRAMENTO CA 95814
(916) 492-7070
dbwalker@edf.org

Greg Blue
ENXCO DEVELOPMENT CORP
4000 EXECUTIVE PARKWAY, STE.100
SAN RAMON CA 94583
(925) 242-0355

Saeed Farrokhpay
FEDERAL ENERGY REGULATORY COMMISSION
1835 IRON POINT RD., SUITE 160
FOLSOM CA 95630-8771
(916) 294-0322
saeed.farrokhpay@ferc.gov

Norman J. Furuta

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

cmkehrein@ems-ca.com

Carmen E. Baskette
Senior Mgr Market Development
ENERNOC
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 343-9502
cbaskette@enernoc.com
For: EnerNoc, Inc.

Attorney
FEDERAL EXECUTIVE AGENCIES
1455 MARKET ST., SUITE 1744
SAN FRANCISCO CA 94103-1399
(415) 503-6994
norman.furuta@navy.mil

Samara Mindel
Regulatory Affairs Analyst
FELLON-MCCORD & ASSOCIATES
10200 FOREST GREEN BLVD., STE. 601
LOUISVILLE KY 40223-5183
(502) 214-6303

Brian Potts
FOLEY & LARDNER
PO BOX 1497
150 EAST GILMAN STREET
MADISON WI 53701-1497
(608) 258-4772
bpotts@foley.com

James A. Holtkamp
HOLLAND & HART, LLP
60 EAST SOUTH TEMPLE, STE. 2000
SALT LAKE CITY UT 84111
(801) 799-5847
jholtkamp@hollandhart.com

Garson Knapp
FPL ENERGY, LLC
EMAIL ONLY
EMAIL ON LY FL 00000
(561) 304-5720
garson_knapp@fpl.com

Tam Hunt
HUNT CONSULTING
EMAIL ONLY
EMAIL ONLY CA 00000
(805) 705-1352
tam@communityrenewables.biz
For: Community Environmental Council

Tom Delfino
GEOMATRIX CONSULTANTS, INC.
359 BIRCHWOOD DRIVE
MORAGA CA 94556-2304
(925) 631-1626
tdelfino@earthlink.net

Elston K. Grubaugh
IMPERIAL IRRIGATION DISTRICT
333 EAST BARIONI BLVD.
IMPERIAL CA 92251
(760) 339-9224
ekgrubaugh@iid.com

Edwin Dearman
Sr. Regulatory Analyst
GEXA ENERGY CALIFORNIA, LLC
20455 STATE HIGHWAY 249, STE. 200
HOUSTON TX 77070
(713) 401-5542
Edwin.Dearman@GexaEnergy.com

Steven Kelly
Policy Director
INDEPENDENT ENERGY PRODUCERS ASSOCIATION
EMAIL ONLY
EMAIL ONLY CA 00000
(916) 448-9499
steven@iepa.com

Steven G. Lins
Chief Assistant General Manager
GLENDALE WATER AND POWER
141 N. GLENDALE AVENUE, LEVEL 4
GLENDALE CA 91206-4394
(818) 548-2136
slins@ci.glendale.ca.us

Alex Kang
ITRON, INC.
1111 BROADWAY, STE. 1800
OAKLAND CA 94607
(510) 844-2800
alex.kang@itron.com

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

Joseph Henri
31 MIRAMONTE ROAD
WALNUT CREEK CA 94597
(925) 708-9125
josephhenri@hotmail.com

Michael A. Yuffee
HOGAN LOVELLS
555 13TH ST., NW
WASHINGTON DC 20004
(202) 637-5529
michael.yuffee@hoganlovells.com

Jody S. London
JODY LONDON CONSULTING
EMAIL ONLY
EMAIL ONLY CA 00000
(510) 459-0667
jody_london_consulting@earthlink.net

Betty Seto
Policy Analyst
KEMA, INC.
155 GRAND AVENUE, STE. 500
OAKLAND CA 94612-3747
(510) 891-0446
Betty.Seto@kema.com

Patricia French
Vp & Assistant General Counsel
KERN RIVER GAS TRANSMISSION COMPANY
2755 EAST COTTONWOOD PARKWAY, SUITE 300
SALT LAKE CITY UT 84121
(801) 937-6068

Edward Vine
LAWRENCE BERKELEY NATIONAL LABORATORY
EMAIL ONLY
EMAIL ONLY CA 00000
(510) 486-6047
elvine@lbl.gov

Docket Coordinator
KEYS AND FOX
EMAIL ONLY
EMAIL ONLY CA 00000
(510) 597-1798
cpudockets@keyesandfox.com

Joseph Oldham
Program Director
LOCAL GOVERNMENT COMMISSION
EMAIL ONLY
EMAIL ONLY CA 00000-0000
(559) 797-6034
joldham@lgc.org

Francisco Tarin
Director - Regulatory Affairs
KINDER MORGAN-W. REG. GAS PIPELINE
EMAIL ONLY
EMAIL ONLY CO 00000
Francisco_Tarin@kindermorgan.com

Robert L. Pettinato
LOS ANGELES DEPARTMENT OF WATER & POWER
111 NORTH HOPE STREET, SUITE 1150
LOS ANGELES CA 90012
(213) 367-1735
robert.pettinato@ladwp.com

Edward J. Tiedemann
Attorney At Law
KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
400 CAPITOL MALL, 27TH FLOOR
SACRAMENTO CA 95814-4416
(916) 321-4500
etiedemann@kmtg.com
For: Placer County Water Agency & Kings River Conservation District

Randy S. Howard
LOS ANGELES DEPT. OF WATER AND POWER
111 NORTH HOPE STREET, ROOM 921
LOS ANGELES CA 90012
(213) 367-0381
Randy.Howard@ladwp.com

Dennis Walls
Dist. Super.-Transmission/Distribution
L.A. DEPT OF WATER & POWER
111 N. HOPE ST., RM. 856
LOS ANGELES CA 90012
(213) 367-2369

Barry Lovell
15708 POMERADO RD., SUITE 203
POWAY CA 92064
(858) 613-9310
bjl@bry.com

Bob Lucas
LUCAS ADVOCATES

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

dennis.walls@ladwp.com

Stephan C. Volker, Esq.

JOSHUA HARRIS

Attorney

LAW OFFICE OF STEPHAN C. VOLKER

436 14TH STREET, SUITE 1300

OAKLAND CA 94612

(510) 496-0600

svolker@volkerlaw.com

For: Californians for Renewable Energy

1414 K STREET, SUITE 220

SACRAMENTO CA 95814

(916) 444-7337

Bob.lucas@calobby.com

Richard Mccann, Ph.D

M. CUBED

2655 PORTAGE BAY, SUITE 3

DAVIS CA 95616

(530) 757-6363

rmccann@umich.edu

Brian M. Jones

M. J. BRADLEY & ASSOCIATES, INC.

47 JUNCTION SQUARE DRIVE

CONCORD MA 01742

bjones@mjbradley.com

David L. Huard

Attorney

MANATT, PHELPS & PHILLIPS, LLP

ONE EMBARCADERO CENTER, 30TH FL.

SAN FRANCISCO CA 94111-3736

(415) 291-7430

DHuard@manatt.com

For: Los Angeles County/Trans Canada Pipelines

Kyle Davis

MIDAMERICAN ENERGY HOLDINGS COMPANY

1800 M STREET, NW, STE. 330N

WASHINGTON DC 20036-6812

kldavis@midamerican.com

Richard Smith

MODESTO IRRIGATION DISTRICT

1231 11TH STREET

MODESTO CA 95352-4060

(209) 526-7463

richards@mid.org

Roger Van Hoy

MODESTO IRRIGATION DISTRICT

1231 11TH STREET

MODESTO CA 95354

(209) 526-7464

rogerv@mid.org

Thomas S. Kimball

MODESTO IRRIGATION DISTRICT

1231 11TH STREET

MODESTO CA 95354

(209) 557-1510

tomk@mid.org

S. Nancy Whang

Attorney At Law

MANATT, PHELPS & PHILLIPS, LLP

11355 WEST OLYMPIC BLVD.

LOS ANGELES CA 90064

(310) 312-4377

nwhang@manatt.com

Elizabeth Kelly

Legal Director

MARIN CLEAN ENERGY

EMAIL ONLY

EMAIL ONLY CA 00000

(415) 464-6022

Ekelly@mceCleanEnergy.org

Shalini Swaroop

Regulatory Counsel

MARIN CLEAN ENERGY

EMAIL ONLY

EMAIL ONLY CA 00000

(415) 464-6040

sswaroop@mceCleanEnergy.org

Chris Marnay

BERKELEY LAB

Peter W. Hanschen

Attorney At Law

MORRISON & FOERSTER, LLP

425 MARKET STREET

SAN FRANCISCO CA 94105

(415) 268-7214

phanschen@mfo.com

MRW & ASSOCIATES, LLC

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

1 CYCLOTRON RD MS 90R4000
BERKELEY CA 94720-8136
(510) 486-7028
C_Marnay@lbl.gov

EMAIL ONLY
EMAIL ONLY CA 00000
(510) 834-1999
mrw@mrwassoc.com

Melissa Dorn
MCDERMOTT WILL & EMERY LLP
600 13TH ST. NW
WASHINGTON DC 20005
(202) 756-8288
mdorn@mwe.com

Noah Long
NATURAL RESOURCES DEFENSE COUNCIL
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 875-6100
nlong@nrdc.org

John W. Leslie, Esq.
Attorney
MCKENNA LONG & ELDRIDGE LLP
EMAIL ONLY
EMAIL ONLY CA 00000-0000
(619) 699-2536
jleslie@McKennaLong.com

Sheryl Carter
Co-Dir, Energy
NATURAL RESOURCES DEFENSE COUNCIL
111 SUTTER STREET, 20TH FLOOR
SAN FRANCISCO CA 94104
(415) 875-6100
scarter@nrdc.org

Kenny Swain
NAVIGANT CONSULTING
35 IRON POINT CIRCLE, STE. 225
FOLSOM CA 95630
(916) 631-3206
kenneth.swain@navigantconsulting.com

Sandra Ely
NEW MEXICO ENVIRONMENT DEPARTMENT
1190 ST FRANCIS DRIVE
SANTA FE NM 87501
(505) 827-0351
Sandra.ely@state.nm.us

Fred Wellington
NAVIGANT CONSULTING, INC.
1 MARKET ST., SPEAR ST. TOWER, STE 1200
SAN FRANCISCO CA 94105
(415) 356-7132
fred.wellington@navigantconsulting.com

Howard V. Golub
NIXON PEABODY LLP
1 EMBARCADERO CENTER, STE. 1800
SAN FRANCISCO CA 94111
(415) 984-8200
hgolub@nixonpeabody.com

Gordon Pickering
Principal
NAVIGANT CONSULTING, INC.
35 IRON POINT CIRCLE, STE. 225
FOLSOM CA 95630
(916) 631-3249
gpickering@navigantconsulting.com

Greg Bass
NOBLE AMERICAS ENERGY SOLUTIONS LLC
401 WEST A STREET, SUITE 500
SAN DIEGO CA 92101-3017
(619) 684-8199
gbass@noblesolutions.com

Paul D. Maxwell
NAVIGANT CONSULTING, INC.
35 IRON POINT CIRCLE, STE. 225
FOLSOM CA 95630
(916) 631-2300
pmaxwell@navigantconsulting.com

Julie L. Martin
NORTH AMERICA GAS AND POWER
BP ENERGY COMPANY
501 WESTLAKE PARK BLVD.
HOUSTON TX 77079
(281) 366-8840
julie.martin@bp.com

Ray Welch
Associate Director
NAVIGANT CONSULTING, INC.
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 399-2176

David Reynolds
Member Services Manager
NORTHERN CALIFORNIA POWER AGENCY
651 COMMERCE DRIVE
ROSEVILLE CA 95678-6420
(916) 781-4293

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

ray.welch@navigantconsulting.com

Stephen Gillette
NE TURBINE CORPORATION
21211 NORDHOFF STREET
CHATSWORTH CA 91311
(818) 407-3647
sgillette@capstoneturbine.com

David Nemtzow
NEMTZOW & ASSOCIATES
EMAIL ONLY
EMAIL ONLY CA 00000
(310) 622-2981
david@nemtzw.com

Jesus Arredondo
NRG ENERGY INC.
4600 CARLSBAD BLVD.
CARLSBAD CA 92008
(916) 275-7493
jesus.arredondo@nrgenergy.com

Kathryn Wig
NRG ENERGY, INC.
EMAIL ONLY
EMAIL ONLY CA 00000
(609) 524-4926
Kathryn.Wig@nrgenergy.com

Sean P. Beatty
Sr. Mgr. External & Regulatory Affairs
NRG WEST
EMAIL ONLY
EMAIL ONLY CA 00000
(925) 427-3483
sean.beatty@nrgenergy.com

Diane I. Fellman
NRG WEST & SOLAR
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 665-3824
Diane.Fellman@nrgenergy.com
For: FPL Energy Project Management Inc

Christopher A. Hilten
NV ENERGY
6100 NEIL ROAD, MS A35

david.reynolds@ncpa.com

Scott Tomashefsky
NORTHERN CALIFORNIA POWER AGENCY
651 COMMERCE DRIVE
ROSEVILLE CA 95678-6420
(916) 781-4291
scott.tomashefsky@ncpa.com

Martin A. Mattes
NOSSAMAN, GUTHNER, KNOX & ELLIOTT, LLP
50 CALIFORNIA STREET, SUITE 3400
SAN FRANCISCO CA 94111
(415) 398-3600
mmattes@nossaman.com

Phil Carver
OREGON DEPARTMENT OF ENERGY
625 MARION ST., NE
SALEM OR 97301-3737
(503) 378-6874
Philip.H.Carver@state.or.us

Case Coordination
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 973-2776
RegRelCPUCcases@pge.com

Ed Lucha
Case Coordinator
PACIFIC GAS AND ELECTRIC COMPANY
PO BOX 770000, MAIL CODE B9A
SAN FRANCISCO CA 94177
(415) 973-3872
ELL5@pge.com

Shaun Halverson
PACIFIC GAS AND ELECTRIC COMPANY
EMAIL ONLY
EMAIL ONLY CA 00000-0000
SEHC@pge.com
For: PACIFIC GAS AND ELECTRIC COMPANY

Cathie Allen
Regulatory Affairs Mgr.
PACIFICORP
825 NE MULTNOMAH ST., STE 2000

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

RENO NV 89511
(775) 834-5696
chilen@NVEnergy.com

Taryn Ciardella
Sr. Legal Secretary
NV ENERGY
EMAIL ONLY
EMAIL ONLY NV 00000
(775) 834-4347
tciardella@nvenergy.com

Matt Hale
OREGON DEPARTMENT OF ENERGY
625 NE MARION STREET
SALEM OR 97301-3737
(503) 378-6874
matt.hale@odoe.state.or.us

PORTLAND OR 97232
(503) 813-5934
cathie.allen@pacificorp.com

Eric Chung
PACIFICORP
EMAIL ONLY
EMAIL ONLY CA 00000
(503) 813-6101
eric.chung@pacificorp.com

James W. Mctarnaghan
PERKINS COIE
EMAIL ONLY
EMAIL ONLY CA 00000
(415) 344-7000
jmctarnaghan@perkinscoie.com

Jonathan Forrester
PG&E
MAIL CODE N13C
PO BOX 770000
SAN FRANCISCO CA 94177
JDF1@PGE.COM

Lisa Weinzimer
PLATTS MCGRAW-HILL
695 NINTH AVENUE, NO. 2
SAN FRANCISCO CA 94118
(415) 387-1025
lisa_weinzimer@platts.com

Veronique Bugnion
POINT CARBON
205 SEVERN RIVER RD
SEVERNA PARK MD 21146
(443) 822-1301
vb@pointcarbon.com

Thomas Elgie
POWEREX CORPORATION
1400, 666 BURRAND ST
VANCOUVER BC V6C 2X8
CANADA
(604) 891-5000
Tom.Elgie@powerex.com

Harvey Eder
PUBLIC SOLAR POWER COALITION
1223 WILSHIRE BLVD.
SANTA MONICA CA 90403-5406

Donald Schoenbeck
RCS, INC.
3426 SE CRYSTAL SPRINGS BLVD.
PORTLAND OR 97202
(360) 737-3877
dws@r-c-s-inc.com

James Ross
RCS, INC.
500 CHESTERFIELD CENTER, SUITE 320
CHESTERFIELD MO 63017
(636) 530-9544
jimross@r-c-s-inc.com

Arno Harris
RECURRENT ENERGY, INC.
300 CALIFORNIA ST., 8TH FL.
SAN FRANCISCO CA 94104-1416
(415) 675-1500
regulatory_affairs@recurrentenergy.com

Richard Cowart
REGULATORY ASSISTANCE PROJECT
50 STATE STREET, SUITE 3
MONTPELIER VT 05602
(802) 223-8199
rapcowart@aol.com

Brian Mcquown
RELIANT ENERGY
7251 AMIGO ST., SUITE 120
LAS VEGAS NV 89119
(702) 407-4861

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

(310) 393-2589

Barry Rabe
1427 ROSS STREET
PLYMOUTH MI 48170
(734) 615-9596
brabe@umich.edu

Richard W. Raushenbush
EMAIL ONLY
EMAIL ONLY CA 00000-0000
(415) 518-7887
r.raushenbush@comcast.net

Harry Singh
RBS SEMBRA COMMODITIES
58 COMMERCE ROAD
STAMFORD CT 06902
(203) 355-5571
Harry.Singh@RBSSembra.com

Bud Beebe
Regulatory Affairs Coordinator
SACRAMENTO MUNICIPAL UTILITY DIST
6201 S STREET, MS B257
SACRAMENTO CA 95817-1899
(916) 732-5254
bbbeebe@smud.org

Obadiah Bartholomy
Mechanical Engineer
SACRAMENTO MUNICIPAL UTILITY DISTRICT
6201 S. STREET, M.S. B257
SACRAMENTO CA 95817
(916) 732-6835
obartho@smud.org

William W. Westerfield Iii
Sr. Attorney - Off. Of Gen. Counsel
SACRAMENTO MUNICIPAL UTILITY DISTRICT
6201 S STREET, M.S. B402
SACRAMENTO CA 95817
(916) 732-6123
wwester@smud.org
For: SACRAMENTO MUNICIPAL UTILITY DISTRICT

Keith W. Melville
SAN DIEGO GAS & ELECTRIC COMPANY
101 ASH STREET, 12TH FL. / PO BOX 1831
SAN DIEGO CA 92101
(619) 699-5039
KMelville@SempraUtilities.com

Ellen Wolfe
RESERO CONSULTING
9289 SHADOW BROOK PL.
GRANITE BAY CA 95746
(916) 781-4533
ewolfe@resero.com

Rita Norton
RITA NORTON AND ASSOCIATES, LLC
18700 BLYTHSWOOD DRIVE,
LOS GATOS CA 95030
(408) 354-5220
rita@ritanortonconsulting.com

Timothy N. Tutt
SACRAMENTO MUNICIPAL UTILITIES DISTRICT
EMAIL ONLY
EMAIL ONLY CA 00000
(916) 732-5038
ttutt@smud.org

Phillip J. Muller
SCD ENERGY SOLUTIONS
436 NOVA ALBION WAY
SAN RAFAEL CA 94903
(415) 479-1710
philm@scdenergy.com

Kellie Smith
SENATE ENERGY/UTILITIES & COMMUNICATION
STATE CAPITOL, ROOM 2195
SACRAMENTO CA 95814
(916) 651-4107
kellie.smith@sen.ca.gov

Douglas Brooks
Nevada Power Company
SIERRA PACIFIC POWER COMPANY
6226 WEST SAHARA AVENUE
LAS VEGAS NV 89151
(702) 402-5697
dbrooks@nvenergy.com

Elena Mello
SIERRA PACIFIC POWER COMPANY
6100 NEIL ROAD
RENO NV 89520
(775) 834-5696
emello@sppc.com

Trevor Dillard
Rate Regulatory Relations
SIERRA PACIFIC POWER COMPANY

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

Despina Niehaus
SAN DIEGO GAS AND ELECTRIC COMPANY
8330 CENTURY PARK COURT, CP32H
SAN DIEGO CA 92123-1530
(858) 654-1714
dniehaus@semprautilities.com
For: San Diego Gas and Electric Company

Steven Moss
SAN FRANCISCO COMMUNITY POWER
2325 THIRD ST., STE. 344
SAN FRANCISCO CA 94107
(415) 626-8723
steven@sfpower.org

Michael A. Hyams
Power Enterprise-Regulatory Affairs
SAN FRANCISCO PUBLIC UTILITIES COMM
525 GOLDEN GATE AVE., 7TH FLOOR
SAN FRANCISCO CA 94102-3220
(415) 554-1590
mhyams@sflower.org

Jonathan Edwards
SMARTPOWER
1120 CONNECTICUT AVENUE, NW, STE 1040
WASHINGTON DC 20036
(202) 775-2040
jedwards@smartpower.org
For: SmartPower

Rachel McMahon
Director, Gov. Affairs-Project Dev.
SOLAR MILLENNIUM, LLC
EMAIL ONLY
EMAIL ONLY CA 00000
(510) 524-4517 X315
mcmahon@solar Millennium.com

Lee Wallach
SOLEL, INC
EMAIL ONLY
EMAIL ONLY CA 00000
LeeWallach@SolelUS.com

Jan Mcfarland
SONIC
EMAIL ONLY
EMAIL ONLY CA 00000
(916) 346-7578
janmcfar@sonic.net

Jairam Gopal

6100 NEAL ROAD, MS S4A50 / PO BOX 10100
RENO NV 89520-0026
(775) 834-5894
tdillard@sppc.com

Darrell Soyars
Manager-Resource Permitting&Strategic
SIERRA PACIFIC RESOURCES
6100 NEIL ROAD
RENO NV 89520-0024
(775) 834-4744
dsoyars@sppc.com
For: Sierra Pacific Resources

Steve Kromer
SKEE
3110 COLLEGE AVENUE, APT 12
BERKELEY CA 94705
(510) 655-1492
jskromer@gmail.com
For: Steve Kromer

Deana Michelle Ng
SOUTHERN CALIFORNIA GAS COMPANY
555 WEST FIFTH ST., GT-14E7
LOS ANGELES CA 90013-1011
(213) 244-3013
DNg@semprautilities.com

Hugh Yao
SOUTHERN CALIFORNIA GAS COMPANY
EMAIL ONLY
EMAIL ONLY CA 00000
(213) 244-3619
HYao@SempraUtilities.com

Rasha Prince
Director, Regulatory Affairs
SOUTHERN CALIFORNIA GAS COMPANY
555 WEST 5TH STREET, GT14D6
LOS ANGELES CA 90013-1034
(213) 244-5141
RPrince@SempraUtilities.com

Anita Hart
Senior Specialist/State Regulatoryaffair
SOUTHWEST GAS CORPORATION
5241 SPRING MOUNTAIN ROAD
LAS VEGAS NV 89193
(702) 364-3312
anita.hart@swgas.com

Christy Berger

***** SERVICE LIST *****

Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST

SOUTHERN CALIFORNIA EDISON
2244 WALNUT GROVE, GO1-C
ROSEMEAD CA 91770
(626) 302-1654
Jairam.gopal@sce.com

Case Administration
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVE. RM 370
ROSEMEAD CA 91770
(626) 302-3003
case.admin@sce.com

Michael A. Backstrom
Attorney At Law
SOUTHERN CALIFORNIA EDISON COMPANY
2244 WALNUT GROVE AVENUE
ROSEMEAD CA 91770
(626) 302-1903
michael.backstrom@sce.com

Bill Schrand
SOUTHWEST GAS CORPORATON
PO BOX 98510
LAS VEGAS NV 89193-8510
(702) 364-3187
bill.schrand@swgas.com

Steven A. Lipman
STEVEN LIPMAN CONSULTING
5350 DUNLAY DR, UNIT 811
SACRAMENTO CA 95835-1570
(916) 442-2101
steven@lipmanconsulting.com
For: Lipman Consulting

Seth D. Hilton
Attorney At Law
STOEL RIVES LLP
THREE EMBARCADERO CENTER, STE. 1120
SAN FRANCISCO CA 94111
(415) 617-8913
sdhilton@stoel.com
For: El Paso Natural Gas

Emma Poelsterl
SUNPOWER
1414 HARBOUR WAY SOUTH
RICHMOND CA 94804

Mgr - State Reg Affairs
SOUTHWEST GAS CORPORATION
5241 SPRING MOUNTAIN RD., LVB-105
LAS VEGAS NV 89150-0002
(702) 364-3267
christy.berger@swgas.com

Jj Prucnal
SOUTHWEST GAS CORPORATION
PO BOX 98510
LAS VEGAS NV 89193-8510
(702) 876-7382
jj.prucnal@swgas.com

Keith Layton
SOUTHWEST GAS CORPORATION
PO BOX 98510
LAS VEGAS NV 89193-8510
(702) 876-7395
keith.layton@swgas.com

Wes Monier
Strategic Issues And Planning Manager
TURLOCK IRRIGATION DISTRICT
333 EAST CANAL DRIVE, PO BOX 949
TURLOCK CA 95381-0949
(209) 883-8321
fwmonier@tid.org

Carla Peterman
UCEI
2547 CHANNING WAY
BERKELEY CA 94720
(917) 538-6667
carla.peterman@gmail.com

Laura Wisland
UNION OF CONCERNED SCIENTISTS
EMAIL ONLY
EMAIL ONLY CA 00000-0000
(510) 809-1565
lwisland@ucsusa.org

Andrew J. Van Horn
VAN HORN CONSULTING
12 LIND COURT
ORINDA CA 94563
(925) 254-3358
andy.vanhorn@vhcenergy.com

Sheridan J. Pauker

***** SERVICE LIST *****

**Last Updated on 17-FEB-2015 by: JVG
R0604009 NOPOST**

(510) 260-8265
epoelsterl@sunpowercorp.com

Kari Smith
SUNPOWER
1414 HARBOUR WAY SOUTH
RICHMOND CA 94804
(510) 260-8265
ksmith@sunpowercorp.com

Kenneth A. Colburn
SYMBILITIC STRATEGIES, LLC
26 WINTON ROAD
MEREDITH NH 03253
kcolburn@symbioticstrategies.com

Hayley Goodson
Staff Attorney
THE UTILITY REFORM NETWORK
EMAIL ONLY
EMAIL ONLY CA 00000-0000
(415) 929-8876
hayley@turn.org

WILSON SONSINI GOODRICH & ROSATI
EMAIL ONLY
EMAIL ON LY CA 00000
(415) 947-2136
spauker@wsgr.com

Kevin Woodruff
WOODRUFF EXPERT SERVICES
1100 K STREET, SUITE 204
SACRAMENTO CA 95814
(916) 442-4877
kdw@woodruff-expert-services.com