PUBLIC UTILITIES COMMISSION 505 VAN NESS AVENUE SAN FRANCISCO, CA 94102-3298



March 27, 2020

**Advice Letter 380-E** 

Nguyen Quan Manager, Regulatory Affairs Golden State Water Company 630 East Foothill Boulevard San Dimas, CA 91773

## Subject: GHG Emissions Performance Standard ("EPS") Compliance Filing

Dear Mr. Quan:

Advice Letter 380-E is effective as of March 15, 2020.

Sincerely,

Edward Ramlogen

Edward Randolph Deputy Executive Director for Energy and Climate Policy/ Director, Energy Division California Public Utilities Commission

# ADVICE LETTER SUMMARY



MUST BE COMPLETED BY UTILITY (Attach additional pages as needed)		
Company name/CPUC Utility No.: Bear Valley Electric Service (913-E)		
Utility type: ELC GAS WATER PLC HEAT	Contact Person: Nguyen Quan Phone #: (909) 394-3600 x664 E-mail: nguan@gswater.com E-mail Disposition Notice to: nguan@gswater.com	
EXPLANATION OF UTILITY TYPE ELC = Electric GAS = Gas WATER = Water PLC = Pipeline HEAT = Heat	(Date Submitted / Received Stamp by CPUC)	
Advice Letter (AL) #: 380-E	Tier Designation: Tier 2	
Subject of AL: GHG Emissions Performance Standard ("EPS") Compliance Filing		
Keywords (choose from CPUC listing): <sub>Compliance</sub> AL Type: Monthly Quarterly Annual One-Time Other: If AL submitted 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Does AL replace a withdrawn or rejected AL?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: $_{ m No}$		
Summarize differences between the AL and the prior withdrawn or rejected AL:		
Confidential treatment requested? 🗌 Yes 🖌 No		
If yes, specification of confidential information: Confidential information will be made available to appropriate parties who execute a nondisclosure agreement. Name and contact information to request nondisclosure agreement/ access to confidential information:		
Resolution required? Yes 🖌 No		
Requested effective date: 3/6/20	No. of tariff sheets: $_0$	
Estimated system annual revenue effect (%): $_{0.0}$		
Estimated system average rate effect (%): 0.0		
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: $_{ m N/A}$		
Service affected and changes proposed $^{1:}$ $_{ m N/A}$		
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 submittal, unless otherwise authorized by the Commission, and shall be sent to:

CPUC, Energy Division Attention: Tariff Unit 505 Van Ness Avenue San Francisco, CA 94102 Email: <u>EDTariffUnit@cpuc.ca.gov</u>	Name: Nguyen Quan Title: Regulatory Affairs Manager Utility Name: Bear Valley Electric Service Address: 630 E. Foothill Blvd City: San Dimas State: California Telephone (xxx) xxx-xxxx: (909) 394-3600 x664 Facsimile (xxx) xxx-xxxx: (909) 394-7427 Email: nquan@gswater.com
	Name: Ronald Moore Title: Senior Regulatory Analyst Utility Name: Bear Valley Electric Service Address: 630 E. Foothill Blvd City: San Dimas State: California Telephone (xxx) xxx-xxxx: (909) 394-3600 x682 Facsimile (xxx) xxx-xxxx: (909) 394-7427 Email: RKMOORE@gswater.com



February 5, 2020

Advice Letter No. 380-E

(U 913 E)

# **California Public Utilities Commission**

Golden State Water Company ("GSWC"), on behalf of Bear Valley Electric Service ("BVES"), hereby transmits for filing an original and two conformed copies of this advice letter with the California Public Utilities Commission ("Commission").

SUBJECT: GHG Emissions Performance Standard ("EPS") Compliance Filing

## Purpose

This Attestation Letter notifies the Commission that in 2019 BVES did not enter into any long-term financial commitments subject to the EPS. A signed Attachment 1 entitled "Compliance Filing for LSEs with no Long-Term Financial Commitments" is enclosed with this Advice Letter.

## Background

Commission Decision ("D.") 07-01-039 requires all Load Serving Entities ("LSE") to file annual Attestation Letters, due February 15 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 emissions performance standard. D. 07-01-039 requires LSE's to file Attestation Letters as an advice letter and serve the letter on the service list in Rulemaking No. ("R") 06-04-009. Specifically, Ordering Paragraph No. 4 of the aforementioned decision states:

4. All LSEs other than PG&E, SCE and SDG&E are required to file annual Attestation Letters, due by February 15 of each year, attesting to the Commission that the financial commitments entered into during the prior calendar year are in compliance with the EPS. The Attestation Letter shall include a certification, including the name and contact information for the LSE officer(s) certifying the following under penalty of perjury:

- *A. I have reviewed, or have caused to be reviewed, this compliance submittal.*
- B. 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.
- *C.* 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.

The Attestation Letter shall be filed as an advice letter and served on the service list in this proceeding, or its successor proceeding. The Attestation Letter shall be subject to the Commission procedures governing advice letter filings, which include opportunity for protests and responses. However, no Attestation Letter shall be "deemed approved" under those procedures.

Energy Division shall review each Attestation Letter and approve it if it contains all the elements required by the EPS documentation requirements, includes a certification by the responsible corporate officers, and if the facts stated in the Attestation Letter show compliance with the EPS. Energy Division approval of the Attestation Letter means that the Attestation Letter is in compliance with these rules, and that any procurements as reported in the Attestation Letter comply with the requirements of the EPS program. Energy Division approval does not mean that LSE procurements that are unreported or inaccurately reported comply with the EPS. LSEs shall be subject to penalties if the attestation letters are found, at a later date, to be incomplete, misleading or incorrect.

This advice letter adheres to the provisions in D.07-01-039.

<u>Tier Designation</u> This advice letter is submitted with a Tier 2 designation.

<u>Effective Date</u> GSWC is requesting an effective date of March 6, 2020

## Notices and Protests

A protest is a document objecting to the granting in whole or in part of the authority sought in this advice letter.

A response is a document that does not object to the authority sought, but nevertheless presents information that the party tendering the response believes would be useful to the CPUC in acting on the request.

A protest must be mailed within 20 days of the date the CPUC accepts the advice letter for filing. The Calendar is available on the CPUC's website at www.cpuc.ca.gov.

A protest must state the facts constituting the grounds for the protest, the effect that approval of the advice letter might have on the protestant, and the reasons the protestant believes the advice letter, or a part of it, is not justified. If the protest requests an evidentiary hearing, the protest must state the facts the protestant would present at an evidentiary hearing to support its request for whole or partial denial of the advice letter. -3-

The utility must respond to a protest with five days.

All protests and responses should be sent to: California Public Utilities Commission, Energy Division ATTN: Tariff Unit 505 Van Ness Avenue San Francisco, CA 94102 E-mail: <u>EDTariffUnit@cpuc.ca.gov</u>.

Copies should also be mailed to the attention of the Director, Energy Division, Room 4004 (same address above).

Copies of any such protests should be sent to this utility at: Golden State Water Company ATTN: Nguyen Quan 630 East Foothill Blvd. San Dimas, CA 91773 Fax: 909-394-7427 E-mail: nquan@gswater.com

If you have not received a reply to your protest within 10 business days, contact Nguyen Quan at (909) 394-3600 ext. 664.

Distribution of this advice letter is being made to the attached service list in accordance with General Order 96-B. A copy of this advice letter is being furnished to the entities listed on the service list for R.06-04-009.

Correspondence

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

Nguyen Quan Manager, Regulatory Affairs Golden State Water Company 630 East Foothill Blvd. San Dimas, California 91773 Telephone: (909)-394-360 Email: <u>nquan@gswater.com</u>

In accordance with Public Utilities Code Section 491, notice to the public is hereby given by filing and keeping the advice letter filing open for public inspection at Bear Valley Electric Service and Golden State Water Company Headquarters.

Sincerely, <u>/s/ Nguyen Quan</u> Nguyen Quan, Manager Regulatory Affairs Dept. Golden State Water Company DBA Bear Valley Electric Service

#### Attachment 1

Compliance Filing for LSEs who have no Long-Term Financial Commitments

February 5, 2020

CA Public Utilities Commission 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 2019

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

Effective Date: March 6, 2020

**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 **2019** BVES 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 by February 15 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 list long-term financial commitments of five years or longer that they have entered into during the prior year. Furthermore, D.07-01-039 requires documentation demonstrating that LSEs have complied with the EPS, by demonstrating:

- (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 California Public Utilities Code § 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:

Nguyen T Quan Golden State Water Company 630 East Foothill Blvd San Dimas, California 91773 (909) 394-3600 ntquan@gswater.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.
- (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.

Include the name and contact information for the LSE officer(s) certifying the above:

Keith Switzer Vice President, Regulatory Affairs Golden State Water Company 630 East Foothill Blvd San Dimas, California 91773 (909) 394-3600 kswitzer@gswater.com

## **GOLDEN STATE WATER COMPANY**

## G.O. 96-B DISTRIBUTION LIST

## **BEAR VALLEY ELECTRIC DIVISION**

Agnes Roberts, Financial Analyst Big Bear City Community Services District agnes.roberts@bbccsd.org Email Only

City Attorney City of Big Bear Lake 39707 Big Bear Blvd. P. O. Box 10000 Big Bear Lake, CA 92315

County Counsel County of San Bernardino 385 N. Arrowhead Ave., 2<sup>ND</sup> Floor San Bernardino, CA 92415-0140

Megan Somogyi Goodin, MacBride, Squeri & Day, LLP 505 Sansome Street, Suite 900 San Francisco, CA 94111 <u>MSomogy@goodinmacbride.com</u>

Patrick O'Reilly 19319 Jesse Lane, Suite 200 Riverside, CA 92508 poreilly@oprusa.com City Clerk City of Big Bear Lake 39707 Big Bear Blvd. P. O. Box 10000 Big Bear Lake, CA 92315

County Clerk County of San Bernardino 385 N. Arrowhead Ave., 2<sup>nd</sup> Floor San Bernardino, CA 92415-0140

Wade Reeser, VP Operations Big Bear Mountain Resorts P.O. Box 77, 880 Summit Blvd. Big Bear Lake, CA 92315 Wreeser@Mammothresorts.com

## **Randle Communications**

500 Capitol Mall, Suite 1950 Sacramento, CA 95814 mgazda@randlecommunications.com

#### Service Addresses for 2020 EPS - Advice Letter 380-E Service

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