

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA**

Application of Southern California Edison
Company (U338E) for Approval of Its Charge
Ready and Market Education Programs

Application 14-10-014
(Filed October 30, 2014)

**SOUTHERN CALIFORNIA EDISON COMPANY'S (U 338-E) PREHEARING
CONFERENCE STATEMENT**

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Dated: **January 26, 2015**

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Pursuant to the *Administrative Law Judge's Ruling Setting Prehearing Conference and Directing Parties to File Prehearing Conference Statements* (Ruling) and Rule 7.2 of the Rules of Practice and Procedure of the California Public Utilities Commission (Commission or CPUC), Southern California Edison Company (SCE) respectfully submits this prehearing conference statement.

I.

INTRODUCTION

On January 15, 2015, Administrative Law Judge (ALJ) Hieta issued the Ruling directing the parties to the above-captioned proceeding, as well as any person or entity that intends to seek party status and actively participate in the proceeding, to file prehearing conference statements in advance of the prehearing conference scheduled for February 2, 2015. Accordingly, SCE submits responses to the issues raised by the ALJ, consistent with SCE's October 30, 2014 Application for Approval of its Charge Ready and Market Education Programs (Charge Ready Application) and its December 15, 2014 Reply to Protests and Responses on the Charge Ready Application.

II.

SCE'S POSITIONS ON ISSUES RAISED IN THE ALJ'S RULING

1. Address Whether Anything be Added or Deleted from the Following Scope of Issues Presented in Protests and Responses

The scope of issues presented in the ALJ's Ruling is appropriate for evaluating SCE's Charge Ready Program.¹ However, the Commission does not need to resolve this complete list of issues before making a decision on Phase 1, the small pilot component of the program. Phase 1 is a one-year, \$22 million pilot, the data from which will be useful for deciding on issues related to Phase 2, the four-year, \$333 million program. Accordingly, the Commission should expeditiously adjudicate only the reasonableness of Phase 1, so that stakeholders can use the Phase 1 data to comprehensively debate the issues before a decision on Phase 2 of the program. SCE's Phase 1 pilot should require less scrutiny than the longer-term, larger-scale Phase 2 proposal; thus, the Commission should expeditiously review and approve it. Addressing scope and scale should be sufficient to evaluate the reasonableness of SCE's pilot, while the remaining issues should be addressed when evaluating the merits of Phase 2, full implementation of the program.

2. Do Parties Agree With the Need and Scope of Phase 1 and Phase 2 as Proposed by SCE?

As stated in SCE's response to the previous question, having two separate phases is valuable because a small scale, relatively inexpensive Phase 1 will provide useful data for informing the program design, costs, and execution before a more significant investment is considered for Phase 2. Further, authorizing SCE to implement the Phase 1 pilot in advance of a

¹ However, SCE requests clarification on what concerns related to "interconnection requirements" should be addressed in this proceeding. SCE understands the term "interconnection" as it is used in SCE's tariff Rule 21, which is not implicated in SCE's proposal.

decision on Phase 2 reasonably mitigates against unnecessary delay in infrastructure development critical to encourage electric vehicle (EV) adoption in Southern California. Given that California's goal of 1.5 million zero-emission vehicles is only a decade away, waiting an additional year to enable increased adoption could have a considerable impact on the state's ability to achieve that goal.

3. Issues Regarding Consolidation with R.13-11-007 / A.14-04-014

The recent decision in the Alternative-Fueled Vehicle (AFV) Order Instituting Rulemaking (OIR) requires the Commission to take “a more detailed, tailored approach to assessing any proposed utility program based upon the facts of specific requests.”² Like the majority of parties that filed comments in the AFV OIR,³ SCE supports the Commission's case-specific approach. Because the Commission must independently evaluate the unique merits of each utility EV infrastructure application, consolidation of this proceeding with A.14-04-014 or R.13-11-007 is not appropriate. In fact, consolidation is likely to complicate the adjudication of the various program applications, requiring more time and resources to ultimately reach resolutions.

While SCE and SDG&E both proposed programs for utility-owned EV charging infrastructure, the programs differ significantly in a number of ways. For example, SDG&E's Vehicle-Grid Integration (VGI) Pilot Program focuses on grid integration, includes rate design components, and proposes utility-ownership of charging stations. SCE's Charge Ready Program, on the other hand, focuses on encouraging EV adoption through prompt deployment of charging infrastructure, does not include any rate design changes, and, in the interests of encouraging

² D.14-12-079, p. 8.

³ In opening comments, 15 of 19 parties filing supported the Proposed Decision Establishing Policy to Expand the Utilities' Role in Development of Electric Vehicle Infrastructure. *See* comments filed by California Energy Storage Alliance; Charge Ahead California Campaign; ChargePoint, Inc.; Coalition of California Utility Employees; Environmental Defense Fund; Green Power Institute/Community Environmental Council; Joint Automakers; Joint Minority Parties; NRG Energy, Inc.; Office of Ratepayer Advocates; Pacific Gas and Electric Company; Recargo, Inc.; San Diego Gas & Electric Company; Southern California Edison Company; and The Vote Solar Initiative.

market competition, does not propose utility ownership or operation of the charging stations. Each utility proposal will require the development of a separate record to address these issues. Given the guidance in D.14-12-079, the different issues raised by each program, and that consolidation of the applications may cause a delay in the implementation of these time-sensitive programs, the Commission should decline to consolidate the applications and instead evaluate the applications on their individual merits.

4. Address SCE’s Proposals for Addressing its Application in the Event of Consolidation with A.14-04-014 et al.

While SCE opposes consolidation of its Charge Ready application with A.14-04-014 for reasons described above, if the Commission chooses to consolidate the applications then SCE maintains its proposal to expedite resolution of SCE’s Phase 1 pilot.⁴ As discussed in SCE’s application, advice letter, and response to protests, time is of the essence in achieving the state’s goals. Prompt approval of SCE’s pilot will allow SCE to provide the Commission and stakeholders with information to inform the full implementation of Phase 2 and move the state one step closer to its ambitious and important goals.

5. Address the Need for Discovery, Evidentiary Hearings, Legal Briefing, and Whether Any Issues May Have Potential for Settlement

Discovery has been ongoing as SCE is regularly talking with stakeholders and responding to data requests. Hearings and legal briefing are not required to make a decision on the Phase 1 pilot given the program’s small size and the need for expedited approval, supported by most parties.⁵ Hearings and legal briefing may be required for Phase 2, but stakeholders and

⁴ SCE’s Reply to Protests and Responses, dated December 15, 2015, pp. 4-5.

⁵ Many parties supported SCE’s request for an expedited resolution of Phase 1 in their responses to SCE’s Charge Ready Application. *See* Response of ChargePoint, Inc., p. 7; Response of the Charge Ahead California Campaign, p. 1; Response of California Energy Storage Alliance, p. 2; Green Power Institute and Community Environmental Council Protest, p. 9; Response of General Motors, pp. 3-4; Response of San Diego Gas & Electric Company, p. 1.

the Commission should assess this need after data from Phase 1 is available. Accordingly, SCE recommends that the Commission schedule a second prehearing conference after the Phase 1 report is issued, where parties can provide feedback on the status of Phase 2 discovery and testimony development, need for Phase 2 hearings and briefing, and an appropriate Phase 2 schedule. SCE is open to settlement discussions, and looks forward to more fully understanding parties' positions to move these discussions forward.

6. Comment on SCE's Proposed Schedule

On January 20, 2015, SCE emailed parties on the service list suggesting the following updated Phase 1 schedule:

Prehearing Conference	February 2, 2015
Intervener Phase 1 Testimony	February 23, 2015
SCE Phase 1 Rebuttal Testimony	March 16, 2015
Projected Phase 1 Proposed Decision	April 2015
Comments to Phase 1 Proposed Decision	[20 days from issuance of PD]
Reply Comments to Phase 1 Proposed Decision	[5 days after comments]
Commission issues Final Phase 1 Decision	May 2015
Phase 2 Prehearing Conference	February 2016

SCE's proposed schedule is supported by the Charge Ahead California Campaign, California Energy Storage Alliance, and Green Power Institute/Community Environmental Council. General Motors supports SCE's proposed schedule or the schedule below, proposed by the Environmental Defense Fund. The Utility Reform Network opposes SCE's proposed schedule and stated that it would submit an alternative proposed schedule in its prehearing conference statement. The following schedule was proposed by the Environmental Defense Fund.

Prehearing Conference	February 2, 2015
Intervener Phase 1 Testimony	March 6, 2015
SCE Phase 1 Rebuttal Testimony	March 20, 2015
Projected Phase 1 Proposed Decision	May 2015
Comments to Phase 1 Proposed Decision	[20 days from issuance of PD]
Reply Comments to Phase 1 Proposed Decision	[5 days after comments]
Commission issues Final Phase 1 Decision	June 2015
Phase 2 Prehearing Conference	February 2016

As fully discussed in SCE’s application, timely implementation of the Charge Ready Program is necessary to help achieve the state’s goals. As discussed above, SCE recommends that the Commission focus on prompt resolution of its Phase 1 pilot, and address the schedule for Phase 2 at a second prehearing conference. Accordingly, SCE respectfully requests that its proposed Phase 1 schedule be adopted.

7. Comment on Other Matters Relevant to the Scope, Schedule, and Conduct of this Proceeding

SCE disagrees with the Ruling’s statement that “[a]uthority does not exist for granting SCE’s [memorandum account] request via advice letter.”⁶ The Commission has authority to approve a memorandum account via advice letter, and SCE provides several examples below where the Commission has approved requests to establish memorandum accounts via advice letter.

In interpreting General Order (GO) 96-B, the rule establishing authority for utilities to seek relief via advice letters,⁷ the Commission has recognized that memorandum accounts may properly be established through advice letters, regardless of whether or not the

⁶ Ruling, p. 2.

⁷ General Order 96-B, Rules 5.1-5.2.

utility had prior authorization to do so. In D.09-09-049, the Commission permitted SCE to establish a memorandum account through an advice letter to record the costs of a Hydrogen Electric California (HECA) study, even though the creation of the HECA memorandum account was not previously authorized by statute or the Commission.⁸ The Commission found that it was appropriate to establish the HECA memorandum account through an advice letter because there was a “need to move quickly.”⁹ While the Commission permitted SCE to establish the HECA memorandum account through an advice letter, the Commission was clear that authorization of the memorandum account was not an authorization of any or all of the funds recorded in the account. Instead, SCE was still required to file a formal application to recover funds.¹⁰ Additional examples where the Commission approved SCE’s requests to establish memorandum accounts via advice letter without prior statutory or Commission authority include the Solar Photovoltaic Program Memorandum Account, approved in Resolution E-4182, the Net Energy Metering Aggregation Billing Services Memorandum Account, approved in Resolution E-4665, and SCE’s Advanced Metering Infrastructure Memorandum Account.¹¹

Here, SCE submitted an incremental cost recovery application concurrently with its advice letter seeking to establish a memorandum account to simply track any discrete incremental costs that may be incurred while SCE’s application is pending before the Commission. SCE’s requested memorandum account will protect against retroactive ratemaking concerns, but will not guarantee recovery in rates of any of the tracked costs absent Commission review and approval in the Charge Ready Application. Prior to a Commission decision on Phase 1, SCE only proposes to use this memorandum account to track discrete, incremental

⁸ The Commission later modified D.09-09-049 by clarifying that the decision did not grant SCE a waiver of the requirements of GO 96-B, but instead “authorize[d] an exception to the operation of the General Order where appropriate.” D.14-12-028, p. 4.

⁹ D.14-12-028, pp. 4-5.

¹⁰ D.14-12-028, p. 7.

¹¹ See letter from Sean H. Gallagher, Director of Energy Division, approving SCE’s advice letter requesting to establish the Advanced Metering Infrastructure Memorandum Account, available at <https://www.sce.com/NR/sc3/tm2/pdf/2063-E.pdf>.

costs, such as conducting a Request for Information (RFI) to determine a base incentive level for charging stations, preparing informational materials about the pilot to explain it to interested customers, and developing internal processes and procedures to ensure prompt and effective implementation of the pilot upon Commission approval of Phase 1. SCE must ultimately seek recovery of the costs recorded in the memorandum account through the Charge Ready Program Balancing Account as proposed in its Charge Ready Application or some other mechanism authorized by the Commission. As sufficient authority exists to propose a memorandum account via advice letter, SCE requests that the Commission promptly approve its advice letter and allow SCE to record any incremental costs for predeployment activities described in the advice filing.

III.

CONCLUSION

SCE appreciates the opportunity to provide this prehearing conference statement and looks forward to participating in the upcoming prehearing conference.

Respectfully submitted,

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/s/ Andrea L. Tozer

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CERTIFICATE OF SERVICE

I hereby certify that, pursuant to the Commission's Rules of Practice and Procedure, I have this day served a true copy of **SOUTHERN CALIFORNIA EDISON COMPANY'S (U 338-E) PREHEARING CONFERENCE STATEMENT** on all parties identified on the attached service list(s) **A.14-10-014, and A.14-04-014 et al.** Service was effected by one or more means indicated below:

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Executed **January 26, 2015**, at Rosemead, California.

/S/ Janice Velarde

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