



ADVICE LETTER SUMMARY

ENERGY UTILITY



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

Company name/CPUC Utility No.: San Diego Community Power

Utility type:

☒ ELC ☐ GAS ☐ WATER
☐ PLC ☐ HEAT

Contact Person: Chasity Hendren

Phone #: 858-252-6255

E-mail: chasity@tosdalapc.com

E-mail Disposition Notice to: chasity@tosdalapc.com

EXPLANATION OF UTILITY TYPE

ELC = Electric
PLC = Pipeline

GAS = Gas
HEAT = Heat

WATER = Water

(Date Submitted / Received Stamp by CPUC)

February 15, 2022

Advice Letter (AL) #: 8-E

Tier Designation: 2

Subject of AL: Greenhouse Gas Emissions Performance Standard Attestation

Keywords (choose from CPUC listing):

AL Type: ☐ Monthly ☐ Quarterly ☒ Annual ☐ One-Time ☐ Other:

If AL submitted in compliance with a Commission order, indicate relevant Decision/Resolution #:

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL:

Summarize differences between the AL and the prior withdrawn or rejected AL:

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: 3/17/22

No. of tariff sheets:

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:

¹Discuss in AL if more space is needed.

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: EDTariffUnit@cpuc.ca.gov

Name: Laura Fernandez
Title: Director of Regulatory and Legislative Affairs
Utility Name: San Diego Community Power
Address: 815 E Street, Suite 12716
City: San Diego
State: California ☐ Zip: 92112
Telephone (xxx) xxx-xxxx: (619) 657-0406
Facsimile (xxx) xxx-xxxx:
Email: lfernandez@sdcommunitypower.org

Name: Chasity Hendren
Title: Regulatory Counsel
Utility Name: San Diego Community Power
Address: 845 15th Street, Suite 103
City: San Diego
State: California ☐ Zip: 92101
Telephone (xxx) xxx-xxxx: (858) 252-6255
Facsimile (xxx) xxx-xxxx:
Email: chasity@tosdalapc.com

Clear Form

ENERGY Advice Letter Keywords

Affiliate	Direct Access	Preliminary Statement
Agreements	Disconnect Service	Procurement
Agriculture	ECAC / Energy Cost Adjustment	Qualifying Facility
Avoided Cost	EOR / Enhanced Oil Recovery	Rebates
Balancing Account	Energy Charge	Refunds
Baseline	Energy Efficiency	Reliability
Bilingual	Establish Service	Re-MAT/Bio-MAT
Billings	Expand Service Area	Revenue Allocation
Bioenergy	Forms	Rule 21
Brokerage Fees	Franchise Fee / User Tax	Rules
CARE	G.O. 131-D	Section 851
CPUC Reimbursement Fee	GRC / General Rate Case	Self Generation
Capacity	Hazardous Waste	Service Area Map
Cogeneration	Increase Rates	Service Outage
Compliance	Interruptible Service	Solar
Conditions of Service	Interutility Transportation	Standby Service
Connection	LIEE / Low-Income Energy Efficiency	Storage
Conservation	LIRA / Low-Income Ratepayer Assistance	Street Lights
Consolidate Tariffs	Late Payment Charge	Surcharges
Contracts	Line Extensions	Tariffs
Core	Memorandum Account	Taxes
Credit	Metered Energy Efficiency	Text Changes
Curtailable Service	Metering	Transformer
Customer Charge	Mobile Home Parks	Transition Cost
Customer Owned Generation	Name Change	Transmission Lines
Decrease Rates	Non-Core	Transportation Electrification
Demand Charge	Non-firm Service Contracts	Transportation Rates
Demand Side Fund	Nuclear	Undergrounding
Demand Side Management	Oil Pipelines	Voltage Discount
Demand Side Response	PBR / Performance Based Ratemaking	Wind Power
Deposits	Portfolio	Withdrawal of Service
Depreciation	Power Lines	



815 E Street, Suite 12716
San Diego, CA 92112
sdcommunitypower.org

February 15, 2022

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

San Diego Community Power Advice Letter 8-E

Re: GHG Environmental Performance Standard (EPS) Compliance Filing 2021

Pursuant to Ordering Paragraph No. 4 of Decision (“D.”) 07-01-039, issued in Rulemaking (“R.”) 06-04-009 on January 25, 2007, San Diego Community Power (“SDCP”) submits this annual Attestation Letter affirming that the financial commitments SDGP has entered into for generation during the prior calendar year are in compliance with the greenhouse gas (“GHG”) emissions performance standard (“EPS”). Specifically, SDGP is in compliance with the EPS. Documentation supporting that compliance is provided below.

Effective Date: March 17, 2022 - 30 days after filing

Tier Designation: Tier 2 Designation

Purpose

This Attestation Letter provides information and documentation required by D. 07-01-039 for load-serving entities (“LSEs”) (electrical corporation, electric service provider, or community choice aggregator) with new long-term financial commitments (defined on Page 3 in Attachment 7 of D. 07-01-039). This Attestation Letter demonstrates that for **2021** all financial commitments entered into by SDGP are compliant with the EPS.

Background

D. 07-01-039 requires all LSEs to file annual Attestation Letters, due February 15th 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 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. Note that long-term financial commitments can be compliant if any of the following apply:

- 1) not in a baseload powerplant;

- 2) generation using pre-approved renewable resource technology;
- 3) existing combined-cycle combustion turbine (in operation/or permitted to operate as of 6/30/07) with an increase in rated capacity less than 50 megawatts (“MW”);
- 4) net emission rate of each baseload facility underlying a covered procurement does not exceed 1,100 lbs of carbon dioxide (“CO₂”) per megawatt hour (“MWh”);
- 5) Exemption related to: reliability exemption, extraordinary circumstances or financial harm, and CO₂ sequestration through injection in geological formations.

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:

Samir Hafez
Regulatory Counsel for SDCP
Tosdal, APC
845 15th Street, Suite 103
San Diego, CA 92101

Compliance Documentation

The following table provides detailed and specific information regarding SDCP contracts and long-term financial commitments that are subject to the EPS requirements. The compliance documentation must match the compliance category outlined previously. For example, the information provided must demonstrate that the net emissions rate of each

baseload facility underlying a covered procurement is no higher than 1,100 lbs of CO₂ per MWh.

1. Include a complete and detailed listing of the new long-term financial commitments of five years or longer they have entered into during the prior year with documentation to demonstrate:
 - a) 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.
 - b) For any requested reliability-based exemptions that have been pre-approved by the Commission, reference to the application and Commission decision number.
2. The complete listing of new long-term financial commitments of five years or longer must include “linked” contracts whose combined term is five years or longer.
3. Disclosure of LSE investments in retained generation, including “deemed-compliant” combined cycle gas turbines (“CCGTs”). All LSEs are to disclose the investment amount and a breakdown of alterations or refurbishments to retained generation, by generation facility and unit.
4. Present documentation regarding the designed 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 relevant to the determination.
5. Provide documentation of capacity factors (for definition of capacity factor see Section 5.6 of D. 07-01-039.), heat rates and corresponding emissions rates that reflect the actual, expected operation of the plant (not full load heat rate). Documentation of the annualized plant capacity factor for the power plant should include historical annual averages in order to determine whether the plant is “designed and intended” to be used for baseload generation at an annualized plant capacity factor of at least 60 percent.

As detailed in the following table, SDCP entered into four long-term financial commitments during calendar year 2021. Each of these commitments is detailed in the following table. All four commitments are fully EPS compliant as all four commitments are for non-baseload resources.

Table – EPS Compliance Contracts

Contract	Execution Date	Renewable Resource	EPS Compliance	Compliance Category	Term Length
Vikings	05/03/2021	Solar	Yes	Non-baseload	20 years
JVR	06/04/2021	Solar	Yes	Non-baseload	20 years
Oberon	06/11/2021	Solar	Yes	Non-baseload	15 years
SDG&E Long-Term PCC1	12/20/2021	Solar and Wind	Yes	Non-baseload	12 years

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.

Dated: February 15, 2022

By,

/s/ Laura Fernandez

Laura Fernandez
Director of Legislative and Regulatory Affairs
San Diego Community Power
815 E Street, Suite 12716
San Diego, CA 92112