

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Establish  
Policies, Processes, and Rules to Ensure  
Reliable Electric Service in California in the  
Event of an Extreme Weather Event in 2021.

Rulemaking 20-11-003  
(Filed November 19, 2020)

**NOTICE OF EX PARTE COMMUNICATION  
BY THE CALIFORNIA EFFICIENCY + DEMAND MANAGEMENT COUNCIL**

November 23, 2021

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Pursuant to Rule 8.4 of the Commission’s Rules of Practice and Procedure, the California Efficiency + Demand Management Council (“the Council”) hereby gives notice of two (2) ex parte communications. Rule 8.4(a) provides that “[t]he notice may address multiple ex parte communications in the same proceeding, provided the notice of each communication identified therein is timely.”

The individual ex parte meeting was with Christina Tan, Energy and Telecommunications Advisor to Commissioner Shiroma. This meeting was oral and occurred by Webex on Friday, November 19, 2021 at 2:30 p.m. The communication was initiated by Greg Wikler, Executive Director of the Council. Also present at this meeting were Serj Berelson, Director of Policy and Strategy of the Council, and Luke Tougas, Consultant for the Council.

Mr. Wikler began the meeting by providing an introduction on the Council. Mr. Wikler also stated that the Council appreciates the positive outcomes from the Phase 2 Proposed Decision Directing Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company to Take Actions to Prepare for Potential Extreme Weather in the Summers of 2022 and 2023, issued in R.20-11-003 (Emergency Reliability).

Mr. Tougas detailed the Council’s support for the Emergency Load Reduction Program (“ELRP”) changes adopted in the Emergency Reliability Proposed Decision, such as the

\$2,000/MWh energy payment and minimum dispatches for subgroups A.2, A.4, and A.5, and recommended minimum dispatches also be adopted for subgroups A.1, A.3, and Group B. Mr. Tougas raised the Council's concerns about free-ridership risks associated with auto-enrolling certain residential customers into the ELRP.

Mr. Tougas also shared the Council's concerns with the option for community choice aggregators ("CCAs") to opt out of the Residential ELRP (Subgroup A.6). He continued and stated that the Council does not seek to infringe on CCA rights, but the Council does support customer choice and believe it should be up to each residential customer to decide whether or not to participate in the ELRP.

In addition, Mr. Tougas stated that the Council appreciates the Proposed Decision adopting the bilateral solicitation program. However, the Council recommends that the utilities be either directed to procure a specified amount of cost-effective demand response ("DR") or procure all cost-effective DR that is bid. Lastly, Mr. Tougas stated that the Council appreciates the \$75 Smart Thermostat incentive but shared the Council's concerns about the prohibition on Energy Savings Assistance ("ESA")-eligible customers from qualifying for this incentive.

In further compliance with Commission rules and instructions included in Commissioners' Meeting Request forms, this notice has been served on the R.20-11-003 (Emergency Reliability) Service List and electronically copied to [Shiroma.Exparte@cpuc.ca.gov](mailto:Shiroma.Exparte@cpuc.ca.gov). Additional service by U.S. Mail to the Administrative Law Judges has been temporarily suspended by the Commission.

Respectfully submitted,

November 23, 2021

/s/ GREG WIKLER

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