

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



February 2, 2010

Dawn Weisz
Interim Director
Marin Energy Authority
3501 Civic Center Drive, Rm. 308
San Rafael, CA 94903

Dear Ms. Weisz:

The California Public Utilities Commission has reviewed the Implementation Plan (IP) submitted by Marin Energy Authority (MEA) on December 4, 2009. Pursuant to Public Utilities Code Section 366.2 (c) (7), within 90 days after the Community Choice Aggregator establishing load aggregation files its implementation plan, the Commission is required to certify that it has received the implementation plan, including any additional information necessary to determine a cost-recovery mechanism.

Pursuant to Public Utilities Code Section 366.2 (c) (3), the Implementation Plan is required to contain all of the following:

- (A) An organizational structure of the program, its operations, and its funding.
- (B) Ratesetting and other costs to participants.
- (C) Provisions for disclosure and due process in setting rates and allocating costs among participants.
- (D) The methods for entering and terminating agreements with other entities.
- (E) The rights and responsibilities of program participants, including, but not limited to, consumer protection procedures, credit issues, and shutoff procedures.
- (F) Termination of the program.
- (G) A description of the third parties that will be supplying electricity under the program, including, but not limited to, information about financial, technical, and operational capabilities.

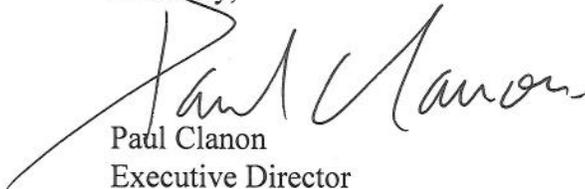
As part of its Implementation Plan, MEA has to also include a Statement of Intent. The Statement of Intent submitted by MEA describes MEA's intent to meet all of the following requirements of P. U. Code Section 366.2 (c) (4):

- (A) Universal access.
- (B) Reliability.
- (C) Equitable treatment of all classes of customers.
- (D) Any requirements established by state law or by the Commission concerning aggregated service.

The Commission hereby certifies that the Implementation Plan submitted by MEA contains the information required by Public Utilities Code Section 366.2 (c) (3) and 366.2 (c) (4).

Finally, pursuant to P.U. Code Section 366.2 (c) (7), the Commission is required to provide MEA with "its findings regarding any cost recovery that must be paid by customers of the community choice aggregator to prevent a shifting of costs as provided for in P.U. Code Section 366.2 subdivisions (d), (e), and (f)." By this letter, the Commission informs MEA that those costs are identified on each of PG&E's customer-class-specific tariff sheets, in the "Special Conditions" section, sub-section "Billing", in the section labeled "Direct Access (DA) and Community Choice Aggregation (CCA) Customers" in the column labeled "CCA CRS". The costs referenced in P.U. Code Section 366.2 subdivisions (d), (e), and (f) are recovered via separate charges for (1) PG&E's Energy Cost Recovery Amount Charge, (2) the Power Charge Indifference Adjustment, (3) the Department of Water Resources (DWR) Bond Charge, and the (4) Competition Transition Charge (CTC) Charge.

Sincerely,


Paul Clanon
Executive Director

cc: Calvin Yee, PG&E
Christopher J. Warner, PG&E
Charles McGlashan, MEA
Julie Fitch, CPUC Energy Division