

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



April 22, 2016

Advice Letter 4846

Ronald van der Leeden
Director, Regulatory Affairs
Southern California Gas
555 W. Fifth Street, GT14D6
Los Angeles, CA 90013-1011

**Subject: Revisions to Rule No. 43 On-Bill Repayment Pursuant to
D.15-06-008**

Dear Mr. van der Leeden:

Advice Letter 4846 is effective as of April 22, 2016.

Sincerely,

A handwritten signature in cursive script that reads "Edward Randolph".

Edward Randolph
Director, Energy Division



Ronald van der Leeden
Director
Regulatory Affairs

555 W. Fifth Street, GT14D6
Los Angeles, CA 90013-1011
Tel: 213.244.2009
Fax: 213.244.4957
RvanderLeeden@semprautilities.com

August 12, 2015

Advice No. 4846
(U 904 G)

Public Utilities Commission of the State of California

Subject: Revisions to Rule No. 43 On-Bill Repayment Pursuant to Decision (D.) 15-06-008

Southern California Gas Company (SoCalGas) hereby submits for approval by the California Public Utilities Commission (Commission) revision to its Rule No. 43, On-Bill Repayment (OBR), applicable throughout its service territory, as shown on Attachment A.

Purpose

This filing is made in compliance with Ordering Paragraph (OP) 6 of D.15-06-008 to incorporate revisions provided by the Commission, in consultation with the California Alternative Energy and Advanced Transportation Financing Authority (CAEATFA), to its Rule No. 43.

Background

In OP 6 of D.15-06-008, the Commission directed SoCalGas, San Diego Gas & Electric Company, Southern California Edison Company, and Pacific Gas & Electric Company (IOUs) to:

Within 30 days of this decision, Commission staff in consultation with CAEATFA will determine whether revisions to on-bill repayment tariffs (OBR Tariffs), are needed or not, and will notify Pacific Gas and Electric Company, San Diego Gas and Electric Company, Southern California Edison Company, and Southern California Gas Company (IOUs) of whether or not the IOUs need to re-file their OBR Tariffs. Within 30 days of Commission staff directing them whether or not to revise the OBR Tariffs, the IOUs shall file Tier 2 advice letters (AL) containing (1) information technology cost information as described in OP 17 of D.13-09-044 and (2) if previously directed by staff, revised OBR Tariffs.

To fully comply with OP 6, SoCalGas will file a separate Advice Letter (AL) containing information technology cost information as described in OP 17 of D.13-09-044.

Energy Division and CAEMATFA Recommended Changes

On July 13, 2015, Commission's Energy Division (ED) in consultation with CAEMATFA provided SoCalGas with a list of recommended changes to the IOUs' OBR Tariffs. SoCalGas accepts the edits recommended by CAEMATFA and ED.

The revised tariff changes are summarized below with language being removed in strikethrough format and tariff language added in bolded format.

A. Revisions to Rule No. 43 – On-Bill Repayment

Sheet	Section	Change / Reason
4	F. Billing and Payment of OBR Charges, 3	<p>In the event a Customer uses OBR to install Qualified Measures consisting of both gas and electric measures pursuant to the terms of an Eligible Loan or Lease, and is a Customer of more than one Participating Utility, then the OBR Charges attributable to such Eligible Loan or Lease will be placed on the Bill of the Participating Utility for which the greatest savings Qualified Measure installed costs are expected to accrue, as determined by the Participating Utilities CHEEF¹.</p> <p><i>Reason: This revision is made to clarify language for loans in split IOU service territories that an OBR Charge will be placed on the bill with the greatest Qualified Measure installed costs as determine by CHEEF.</i></p>
4	F. Billing and Payment of OBR Charges, 5	<p>If Utility does not issue Customer a Bill because of either voluntary or involuntary termination of Utility service, Utility shall notify the CHEEF within 10 days of service termination, unless the CPUC, in consultation with the CHEEF, determines that a later date is sufficient. In the case of involuntary service termination not associated with non-payment provided in Rule No. 09, Utility shall keep OBR charge Charges on the Bill unless it is determined that the Customer Customer's will close its account for service at the site will be closed. On and after such notification determination, Utility will have no further responsibility for collecting and remitting OBR Charges unless the responsibility to pay such OBR Charges is</p>

¹ California Hub for Energy Efficiency Financing. The footnote will not be included in the changes to Rule No. 43.

		<p>assumed by a subsequent Customer at the Premises, pursuant to Section H I, TRANSFERABILITY OF OBLIGATION TO PAY OBR CHARGES, below.</p> <p><i>Reason: This revision is made to clarify when the utility will remove the OBR charge from the bill.</i></p>
5	F. Billing and Payment of OBR Charges, 6	<p>Utility's billing system applies partial payment to the components of the bill in accordance with existing tariff rules. Because non-payment of non-residential OBR Charges subjects the Customer's account to service disconnection, payments will be applied to past due OBR Charges prior to any current charges. Residential service is not subject to disconnection.</p> <p>If a Customer makes only partial payment on a Bill, the partial payment will be applied to the following components of the Bill according to the priority of these components the order listed below:</p> <p><i>Reason: This revision was made to clarify partial payment treatment consistent with existing procedures.</i></p>
5	F. Billing and Payment of OBR Charges, 9	<p><u>Past-Due and Liability for Disconnection Notice</u>: Per the CHEEF's request, The Utility shall issue non-residential Customers with past due OBR charges a notice specific to OBR Customers reminding them of the liability of disconnection and a possible timeline for it, in coordination with. Such notice shall use the existing processes and protocols Utility has in place for past-due notification.</p> <p><i>Reason: This revision was made to clarify that SoCalGas will leverage existing processes to notice customers that are past due on OBR charges.</i></p>
6	F. Billing and Payment of OBR Charges, 13	<p><u>Prepayment of OBR Charges</u>: Utility is not responsible for collecting, receiving or remitting any amounts to be attributable to prepayment of Customer's Eligible Loan or Lease. If, in accordance with the Loan or Lease Agreement, the Customer elects to pay some or all of the outstanding Eligible Loan or Lease balance independent of the OBR Charge, the Customer is expected to send such payment directly to the Participating FI, rather than to Utility. If the Utility receives notification, in accordance with Utility's procedures for notification, from a Customer that the Customer's excess payment was Utility is not</p>

		<p>authorized to keep funds a Customer intended to pre-pay all or a substantial portion of the Loan or Lease balance, the Utility shall return such excess funds to the Customer pursuant to the processes defined in existing rules, tariffs, and procedures.</p> <p><i>Reason: This revision was made to state that SoCalGas will use existing practices to return overpayments/prepayments to Customers.</i></p>
7	F. Billing and Payment of OBR Charges, 16	<p><u>Payment Arrangements:</u> Utility may extend payment arrangements as defined by Rule No. 09 to Customers with OBR Charges on their Bills, according to the specific directions provided by the Master Servicer on behalf of the CHEEF in consultation with the CPUC. Such Any payment arrangements for OBR charges will be according to agreements directly between the Financial Institution and Customer, and will not include involvement by the utility provider.</p> <p><i>Reason: This revision was made to remove language requiring that the utility will need direction from the Master Servicer and CHEEF to provide payment arrangements for the non-OBR portion of the utility bill. SoCalGas will use existing payment arrangement rules.</i></p>
8	J. Billing Inquiries or Disputes, 3	<p>Where the Customer disputes its obligations to pay an OBR Charge, the dispute shall be resolved between the Customer and the Participating FI and the Utility shall not be a party to the dispute . . . BILLING AND PAYMENT OF OBR CHARGES, paragraph 2, above. Where the Customer disputes its obligation to pay non-OBR charges, and impounds any disputed amount with the Commission in accordance with Rule No. 11, Customer payments for OBR charges will be allocated to the non-disputed charges including the OBR charges consistent with the payment process used for current payments in accordance with the existing Utility rules, tariffs, and procedures.</p> <p><i>Reason: This revision was made to state that the utility will use existing practices for handling customer disputes over energy charges.</i></p>

Additional Revisions

SoCalGas is also proposing the following changes to Rule No. 43 and Form 7200 “Authorization to Add Charges to Utility Bill.” The changes noted for Rule No. 43 fix errors and inconsistencies SoCalGas found in its additional review of Rule No. 43. The revisions made to Form 7200, as shown in Attachment A, clarify certain requirements noted in Rule No. 43.

A. Additional Revisions to Rule No. 43 – On-Bill Repayment

<u>Sheet</u>	<u>Section</u>	<u>Change / Reason</u>
1	A. Applicability	<p>OBR is available for loans funded and closed by Participating FIs on or before December 31, 2015, or as otherwise directed by the California Public Utilities Commission (CPUC).</p> <p><i>Reason: This revision was made to be consistent with pilot terms. Pilots are authorized to operate for a minimum of 24 months as approved in the Assigned Commissioner’s Ruling² and further defined in D.15-06-008.³</i></p>
7	G. Required Agreements, 3	<p>3. Customer must sign Form 8206 “Authorization to Receive Customer Information or Act Upon a Customer’s Behalf” to provide the CHEEF and a Participating Lender or Lessor authorization to access customer billing information and any other relevant customer specific data necessary to implement this program.</p> <p><i>Reason: This revision was made because Form 8206 “Authorization to Receive Customer Information or Act Upon a Customer’s Behalf” is an optional form customers can use to give financial institutions access to bill payment history.</i></p>
7	H. Other Forms, 1	<p>H. <u>OTHER FORMS</u></p> <p>1. For bill payment history, Customer must sign Form 8206 “Authorization to Receive Customer Information or Act Upon a Customer’s Behalf” to provide the CHEEF and a Participating Lender or Lessor authorization to access customer billing information and any other relevant customer specific data.</p>

² Assigned Commissioner’s Ruling Clarifying Operation of Energy Efficiency Finance Pilot Programs dated August 25, 2014.

³ See OP 2.

		<p><u>I. H. TRANSFERABILITY OF OBLIGATION TO PAY OBR CHARGES</u></p> <p><i>Reason: This revision was made to place Form 8206, noted under Section G, in a new section as an optional form.</i></p>
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B. Revisions to Form 7200

<u>Page</u>	<u>Section</u>	<u>Change</u>
1	<p>Second paragraph</p> <p>Footnotes</p>	<p>Please note that this Authorization contains summary information about the On-Bill Repayment (OBR) Pilots. Before you sign this document, you should first review the more detailed program rules regarding the OBR Pilots as developed by the California Hub for Energy Efficiency Financing (CHEEF)¹ and the Schedule OBR Tariff² as approved by the California Public Utility Commission (CPUC); developed by the California Alternative Energy and Advanced Transportation Financing Authority (CAEATFA).</p> <p>¹ http://www.treasurer.ca.gov/caeatfa/cheef/. Note: The California Alternative Energy and Advanced Transportation Financing Authority (CAEATFA) administers the CHEEF as part of the Energy Efficiency Financing Pilot Programs.</p> <p>² http://www.socalgas.com/regulatory/tariffs/tm2/pdf/43.pdf</p> <p><i>Reason: This revision was made to be consistent with Rule No. 43. Replaced reference to CAEATFA with CHEEF.</i></p>
2	9. Authorization to Release Information	<p>Replaced reference to Form 8206 with new Form 7300 "Authorization or Revocation of Authorization to Release Customer Usage Information."⁴</p> <p>Reason: This revision was made to properly note the required form.</p>

A redlined version reflecting changes to Rule No. 43 is available upon request.

Protest

Anyone may protest this AL to the Commission. The protest must state the grounds upon

⁴ Approved in AL 4810 on July 15, 2015.

which it is based, including such items as financial and service impact, and should be submitted expeditiously. The protest must be made in writing and received within 20 days of the date of this AL which is September 1, 2015. There is no restriction on who may file a protest. The address for mailing or delivering a protest to the Commission is:

CPUC Energy Division
Attention: Tariff Unit
505 Van Ness Avenue
San Francisco, CA 94102

Copies of the protest should also be sent via e-mail to the attention of the Energy Division Tariff Unit (EDTariffUnit@cpuc.ca.gov). A copy of the protest shall also be sent via both e-mail and facsimile to the address shown below on the same date it is mailed or delivered to the Commission:

Attn: Sid Newsom
Tariff Manager - GT14D6
555 West Fifth Street
Los Angeles, CA 90013-1011
Facsimile No. (213) 244-4957
E-Mail: snewsom@semprautilities.com

Effective Date

SoCalGas believes this AL is subject to Energy Division disposition and should be classified as Tier 2 (effective pending disposition) pursuant to General Order (GO) 96-B. It is in compliance with OP 6 of D.15-06-008. Therefore, SoCalGas respectfully requests that it be made effective on September 11, 2015, which is 30 days from the date of filing.

Notice

A copy of this AL is being sent to SoCalGas' GO 96-B service list and the Commission's service list in A.12-07-003, et al., and R.13-11-005. Address change requests to the GO 96-B should be directed by electronic mail to tariffs@socalgas.com or call 213-244-3387. For changes to all other service lists, please contact the Commission's Process Office at 415-703-2021 or by electronic mail at Process_Office@cpuc.ca.gov.

Ronald van der Leeden
Director – Regulatory Affairs

Attachments

CALIFORNIA PUBLIC UTILITIES COMMISSION

ADVICE LETTER FILING SUMMARY ENERGY UTILITY

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

Company name/CPUC Utility No. **SOUTHERN CALIFORNIA GAS COMPANY (U 904G)**

Utility type:

ELC GAS
 PLC HEAT WATER

Contact Person: Sid Newsom

Phone #: (213) 244-2846

E-mail: SNewsom@semprautilities.com

EXPLANATION OF UTILITY TYPE

ELC = Electric GAS = Gas
PLC = Pipeline HEAT = Heat WATER = Water

(Date Filed/ Received Stamp by CPUC)

Advice Letter (AL) #: 4846

Subject of AL: Revisions to Rule No. 43 On-Bill Repayment Pursuant to Decision (D.) 15-06-008

Keywords (choose from CPUC listing): Energy Efficiency, Compliance

AL filing type: Monthly Quarterly Annual One-Time Other

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

D15-06-008

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL No

Summarize differences between the AL and the prior withdrawn or rejected AL¹: N/A

Does AL request confidential treatment? If so, provide explanation: No

Resolution Required? Yes No

Tier Designation: 1 2 3

Requested effective date: September 11, 2015

No. of tariff sheets: 10

Estimated system annual revenue effect (%): N/A

Estimated system average rate effect (%): N/A

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: Rule No. 43, Sample Forms, and TOCs

Service affected and changes proposed¹: 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 filing, unless otherwise authorized by the Commission, and shall be sent to:

CPUC, Energy Division

Attention: Tariff Unit

505 Van Ness Ave.,

San Francisco, CA 94102

mas@cpuc.ca.gov and jnj@cpuc.ca.gov

Southern California Gas Company

Attention: Sid Newsom

555 West 5th Street, GT14D6

Los Angeles, CA 90013-1011

SNewsom@semprautilities.com

¹ Discuss in AL if more space is needed.

ATTACHMENT A
Advice No. 4846

Cal. P.U.C. Sheet No.	Title of Sheet	Cancelling Cal. P.U.C. Sheet No.
Revised 51825-G	Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 1	Original 50795-G
Revised 51826-G	Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 4	Original 50798-G
Revised 51827-G	Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 5	Original 50799-G
Revised 51828-G	Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 6	Original 50800-G
Revised 51829-G	Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 7	Revised 51532-G*
Revised 51830-G	Rule No. 43, ON-BILL REPAYMENT, (Pilot Programs), Sheet 8	Original 50802-G
Revised 51831-G	SAMPLE FORMS - CONTRACTS, AUTHORIZATION TO ADD CHARGES TO UTILITY BILL, (Form 7200)	Original 50803-G*
Revised 51832-G	TABLE OF CONTENTS	Revised 51747-G
Revised 51833-G	TABLE OF CONTENTS	Revised 51720-G
Revised 51834-G	TABLE OF CONTENTS	Revised 51824-G

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)

Sheet 1

A. APPLICABILITY

This Rule is applicable to natural gas service to non-residential End-Use Customers, and to residential master-metered multifamily End-Use Customers, who meet the criteria specified in Section E.2, below, and receive service under a Utility gas rate schedule.

The On-Bill Repayment (OBR) Pilots are designed to facilitate billing for loans or leases between Customers and Participating Financial Institutions (FIs) on the Customers' Utility bills (Bills) to finance the purchase or lease and installation of Qualified Measures (as defined below) by Customers at the Customers' Premises.

OBR is available for loans funded and closed by Participating FIs as directed by the California Public Utilities Commission (CPUC).

B. DEFINITIONS

The definitions of capitalized terms used in this Rule are either defined in this Rule or are defined in Rule No. 01, Definitions. Unless otherwise stated, all references to "Customer" in this Rule will refer to Utility customers who have elected to participate in OBR.

Affordable Multi-family Building: This means a multi-family property with deed restrictions that require the owner to keep rents affordable with income qualifying households occupying at least 50% of units, and the cost of electricity/gas is absorbed in the rental for the individual dwelling unit, there is no separate identifiable charge by such customer to the tenants for electricity/gas, and the rent does not vary with electric/gas consumption.

California Hub for Energy Efficiency Financing (CHEEF): A central enabling entity through which energy users, financial institutions, energy efficiency providers and Participating Utilities can participate in a program to help finance the installation of Qualified Measures. The CHEEF may act through agents or third-party service providers.

Eligible Lease: A lease from a Participating Lessor to a Customer for lease of one or more Qualified Measures that satisfy the requirements for participation in OBR in the OBR Rules.

Eligible Loan: A loan from a Participating Lender to a Customer for one or more Qualified Measures that satisfy the requirements for participation in OBR in the OBR Rules.

Lease Agreement: An agreement between Customer and Participating Lessor to rent or lease one or more Qualified Measures to be installed at the Customer's Premises and recover the Lease Charges through On-Bill Repayment.

(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4846
DECISION NO. 15-06-008

ISSUED BY
Dan Skopec
Vice President
Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)
SUBMITTED Aug 12, 2015
EFFECTIVE Apr 22, 2016
RESOLUTION NO. _____

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
 (Continued)

Sheet 4

F. BILLING AND PAYMENT OF OBR CHARGES (Continued)

1. Continued

Customer's Bill as calculated and transmitted by the Participating FI and communicated to the Utility by the CHEEF. Utility may rely on instructions received from the CHEEF and its agents and is not required to verify the amount of the OBR Charge or undertake any other verification or inquiry with respect to the transactions giving rise to the OBR Charge. OBR Charges may increase or decrease from month to month based on the Eligible Loan or Lease terms.

2. Utility will include or remove OBR Charges on the Bill only pursuant to instructions from the CHEEF or as otherwise required by law. Participating FIs shall inform the CHEEF if the Customer has initiated a dispute resolution process under the terms of the Eligible Loan or Lease. The CHEEF may instruct Utility to remove OBR Charges from the Bill pending the resolution of any dispute between a Customer and Participating FI. If Utility receives instructions from the CHEEF, or other court of competent jurisdiction, to remove OBR Charges, Utility will remove such charges from the Bill no later than the second billing cycle after such instructions are received. All collection and enforcement action with respect to an Eligible Loan or Lease shall be and remain the responsibility of the Participating FI.

3. In the event a Customer uses OBR to install Qualified Measures consisting of both gas and electric measures pursuant to the terms of an Eligible Loan or Lease, and is a Customer of more than one Participating Utility, then the OBR Charges attributable to such Eligible Loan or Lease will be placed on the Bill of the Participating Utility for which the greatest Qualified Measure installed costs are expected to accrue, as determined by the CHEEF.

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4. Customer shall pay OBR Charge along with all other charges on the Bill in accordance with the payment terms applicable to the Bill. All payments shall be made to Utility. Utility will forward the OBR Charge payments received to the CHEEF.

5. Utility shall keep OBR Charges on the Bill unless it is determined that the Customer's account for service at the site will be closed. On and after such determination, Utility will have no further responsibility for collecting and remitting OBR Charges unless the responsibility to pay such OBR Charges is assumed by a subsequent Customer at the Premises, pursuant to Section I, TRANSFERABILITY OF OBLIGATION TO PAY OBR CHARGES, below.

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(Continued)

(TO BE INSERTED BY UTILITY)
 ADVICE LETTER NO. 4846
 DECISION NO. 15-06-008

ISSUED BY
Dan Skopec
 Vice President
 Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)
 SUBMITTED Aug 12, 2015
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 RESOLUTION NO. _____

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

F. BILLING AND PAYMENT OF OBR CHARGES (Continued)

6. Partial Payment: Utility’s billing system applies partial payment to the components of the bill in accordance with existing tariff rules. Because non-payment of non-residential OBR Charges subjects the Customer’s account to service disconnection, payments will be applied to past due OBR Charges prior to any current charges. Residential service is not subject to disconnection.

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If a Customer makes only partial payment on a Bill, the partial payment will be applied to the following components of the Bill according to the order listed below:

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- A. Utility charges, which include utility service and credit establishment charges.
- B. Energy-related charges, which include charges based on energy consumption and tariff schedules.
- C. Other applicable products and services charges, which include all other services billed by the Utility such as OBR charges.

A Customer’s failure to pay any of the components of the Bill (other than for master-metered residential properties) will subject the Customer to service termination as set forth in Rule No. 09.

7. Termination of Utility Service for Non Payment of OBR Charges: Unless otherwise prohibited by law, non-payment of OBR Charges by Customers other than those who reside in a residential or multi-family Premises, shall subject Customers to Utility service disconnection, consistent with the provisions of Rule No. 09, Discontinuance of Service, on the same terms and conditions under which Utility will disconnect the Customer for failure to pay Utility Charges. Utility will reconnect service for a CPUC-authorized service fee when the criteria for reconnection, as specified in Rule No. 10, Service Charges, have been met and delinquent OBR Charges and Utility Charges have been paid. In order to be reconnected, Customer must only pay delinquent OBR Charges and not any accelerated balance of the Loan or Lease. Upon remedy of delinquent OBR Charges, Customers that have been terminated will also be required to meet the criteria of Rule No. 06, Establishment and Re-Establishment of Credit.

8. Utility Provision of Data on Collection Events: Utility shall provide the CHEEF at the request of the CPUC, in consultation with the CHEEF, accurate and timely data on customer-specific collection events that Utility initiates in keeping with Rule No. 09 and procedures cited above.

9. Past-Due and Liability for Disconnection Notice: The Utility shall issue non-residential Customers with past due OBR charges notice reminding them of the liability of disconnection and a possible timeline for it. Such notice shall use the existing processes and protocols Utility has in place for past-due notification.

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(Continued)

(TO BE INSERTED BY UTILITY)
ADVICE LETTER NO. 4846
DECISION NO. 15-06-008

ISSUED BY
Dan Skopec
Vice President
Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)
SUBMITTED Aug 12, 2015
EFFECTIVE Apr 22, 2016
RESOLUTION NO. _____

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
 (Continued)

Sheet 6

F. BILLING AND PAYMENT OF OBR CHARGES (Continued)

10. Declaration of Event of Default Under Loan or Lease Agreement: If the Participating FI elects to declare an event of default under the Loan or Lease Agreement, it may demand immediate repayment of the entire principal and interest amounts outstanding (acceleration of loan repayment). If the FI chooses to accelerate the loan repayment, the FI must instruct the CHEEF to request the Utility remove all OBR Charges from the Bill. No accelerated loan repayments shall be eligible to be serviced as an OBR Charge. The Participating FI shall be fully responsible for collecting all further amounts due under the Loan or Lease Agreement from the Customer.
11. Customer Bankruptcy: If a Customer enters into bankruptcy protection under the United States Bankruptcy Code, the Utility upon notice, shall remove all OBR Charges from the Bill. If Utility service was disconnected due to non-payment of Utility Charges or Loan Charges, service shall be reconnected if required to comply with Bankruptcy Law provided the Customer complies with Rule No. 10. The Participating FI shall be fully responsible for collecting all further amounts due under the Loan or Lease Agreement from the Customer.
12. Security Deposit: If Customer has or is required to provide a security deposit to establish or re-establish credit with Utility in order to connect or reconnect service, the OBR Charges will not be included in the calculation of the security deposit pursuant to Rule No. 07, Deposits. The Security Deposit and interest earned on the deposit, if any, will not apply to delinquent or current Loan or Lease Charges and Participating Lender or Lessor will have no claim on or interest in the Security Deposit and interest earned on the deposit, if any.
13. Prepayment of OBR Charges: Utility is not responsible for collecting, receiving or remitting any amounts to be attributable to prepayment of Customer's Eligible Loan or Lease. If, in accordance with the Loan or Lease Agreement, the Customer elects to pay some or all of the outstanding Eligible Loan or Lease balance independent of the OBR Charge, the Customer is expected to send such payment directly to the Participating FI, rather than to Utility. If the Utility receives notification, in accordance with Utility's procedures for notification, from a Customer that the Customer's excess payment was intended to pre-pay all or a substantial portion of the Loan or Lease balance, the Utility shall return such excess funds to the Customer pursuant to the processes defined in existing rules, tariffs, and procedures.
14. Bill Impacts: OBR Charges may increase the amount of the Bill. OBR Charges may or may not be offset in whole or in part by a reduction in Customer's energy usage resulting from the installation of Qualified Measures and Customer shall not be entitled to claim any reduction in OBR Charges based on the extent to which Qualified Measures achieve their anticipated benefits. OBR Charges must be paid by Customer whether or not the Qualified Measures result in a reduction in Customer's energy usage or Bill savings. Utility disclaims any warranty including warranty of merchantability or fitness for a particular purpose regarding any Qualified Measures.

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(TO BE INSERTED BY UTILITY)
 ADVICE LETTER NO. 4846
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ISSUED BY
Dan Skopec
 Vice President
 Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)
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Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
 (Continued)

Sheet 7

F. BILLING AND PAYMENT OF OBR CHARGES (Continued)

15. Loan Disclosures: Nothing in this Rule shall relieve Participating FIs from any obligation by law to make disclosures or to provide periodic statements or other information to Customers with respect to Eligible Loans and Leases. Utility assumes no responsibility with respect to such disclosures and reporting by virtue of providing OBR services pursuant to this Rule.
16. Payment Arrangements: Utility may extend payment arrangements as defined by Rule No. 09 to Customers with OBR Charges on their Bills. Any payment arrangements for OBR charges will be according to agreements between the Financial Institution and Customer, and will not include involvement by the utility provider.

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G. REQUIRED AGREEMENTS

1. Loan or Lease Agreement: Customers participating in the OBR Pilots must execute a Loan or Lease Agreement with a Participating FI which specifies the repayment obligations in accordance with the OBR Rules and any other associated agreements required by the FI.
2. Customer Billing Agreement: Customer is required to sign an "Authorization to Add Charges to Utility Bill" (Form 7200) with Utility that specifies the terms and conditions under which Utility will include the OBR Charges, along with confirmation of Utility disconnect provisions.
3. Customer must sign Form 7300 "Authorization or Revocation of Authorization to Release Customer Usage Information" to provide the CHEEF authorization to access customer energy usage data which is necessary to implement this program.

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H. OTHER FORMS

1. For bill payment history, Customer must sign Form 8206 "Authorization to Receive Customer Information or Act Upon a Customer's Behalf" to provide the CHEEF and a Participating Lender or Lessor authorization to access customer billing information and any other relevant customer specific data.

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I. TRANSFERABILITY OF OBLIGATION TO PAY OBR CHARGES

1. Responsibility to pay OBR Charges may be voluntarily assumed by the subsequent customer of record at the same Premises. In order to assume OBR Charges, the subsequent customer at the same Premises must consent to assume the obligation to pay the balance due on the Eligible Loan or Lease in writing as deemed appropriate by the Participating FI and must fully execute an "Authorization to Add Charges to Utility Bill" (Form 7200) whereby the subsequent customer accepts and assumes the responsibility to pay the remaining OBR Charges on the Bill. Utility will include OBR Charges on the Bill of the subsequent customer only pursuant to instructions received from the CHEEF. At that point, the subsequent customer becomes the Customer for the purposes of this Rule.

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(Continued)

(TO BE INSERTED BY UTILITY)
 ADVICE LETTER NO. 4846
 DECISION NO. 15-06-008

ISSUED BY
Dan Skopec
 Vice President
 Regulatory Affairs

(TO BE INSERTED BY CAL. PUC)
 SUBMITTED Aug 12, 2015
 EFFECTIVE Apr 22, 2016
 RESOLUTION NO. _____

Rule No. 43
ON-BILL REPAYMENT
(Pilot Programs)
(Continued)

Sheet 8

J. TRANSFERABILITY OF OBLIGATION TO PAY OBR CHARGES (Continued)

2. In the event the Customer ceases to be the Customer of record at the Premises where the Qualified Measures funded by proceeds from the Eligible Loan or Lease are installed, and the subsequent customer does not assume responsibility to pay all further OBR Charges, Customer remains fully responsible for all remaining amounts due under the terms of the Eligible Loan or Lease to the Participating FI pursuant to the terms of the Loan or Lease Agreement, and Utility will have no further obligation to collect OBR Charges.

K. BILLING INQUIRIES OR DISPUTES

1. Customer inquiries concerning Utility Charges should be directed to the Utility.
2. Customer inquiries concerning the OBR Charges should be directed to the Participating FI.
3. Where the Customer disputes its obligations to pay an OBR Charge, the dispute shall be resolved between the Customer and the Participating FI and the Utility shall not be a party to the dispute. Utility will continue to include the OBR Charge on the Bill pending dispute resolution unless otherwise instructed by the CHEEF or court of competent jurisdiction as set forth in Section BILLING AND PAYMENT OF OBR CHARGES, paragraph 2, above. Where the Customer disputes its obligation to pay non-OBR charges, and impounds any disputed amount with the Commission in accordance with Rule No. 11, Customer payments will be allocated in accordance with the existing Utility rules, tariffs, and procedures.
4. If a Customer subsequently contacts the CHEEF regarding the Utility billing service, rather than a dispute with the Participating FI, the Customer will be referred to the CPUC's Consumer Affairs Branch (CAB) for assistance through its dispute resolution process. Disputes with the Participating FI regarding any terms of the Eligible Loan or Lease must be resolved directly with the Participating FI and cannot be resolved by CAB.

L. LIABILITY IN CONNECTION WITH OBR CHARGES AND CONDUCT BY PARTICIPATING LENDERS, LESSORS, CONTRACTORS, AND SERVICE PROVIDERS

Utility shall not be liable to Customer for any damages caused by Participating FI's failure to perform any commitment to the Customer or misrepresentation to the Customer. The amount of the OBR Charges shall be provided to Utility by the CHEEF. Utility shall not be liable to Customer if the amount of such charges is inaccurate in any way or contains charges that are in violation of the Loan or Lease Agreement or any state or federal laws. The Participating FI is not Utility's agent for any purpose by virtue of the OBR billing procedures set forth in this Rule. Utility shall not be liable to the Customer for any damages resulting from any acts, omissions, or representations made by a Participating FI or a contractor or service provider in connection with soliciting customers for Qualified Measures or for the Eligible Loan or Lease.

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SAMPLE FORMS - CONTRACTS
AUTHORIZATION TO ADD CHARGES TO UTILITY BILL
(Form 7200)

(See Form Attached)

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AUTHORIZATION TO ADD CHARGES TO UTILITY BILL



You have applied for, or have been given, a lease or loan to finance improvements to your building. The loan or lease is being made by the financial institution described below. By signing this Authorization, you consent to allow the Southern California Gas Company ("SoCalGas" or "Utility") to include monthly loan or lease repayment charges in your monthly utility bill, and you agree to pay those charges, on the terms described below.

Please note that this Authorization contains summary information about the On-Bill Payment (OBR) Pilots. Before you sign this document, you should first review the more detailed program rules regarding the OBR Pilots as developed by the California Hub for Energy Efficiency Financing (CHEEF)¹ and OBR Tariff² as approved by the California Public Utility Commission (CPUC).

In this document:

"Loan or Lease Charges" means any and all principal, interest and other charges and fees payable by you in connection with your loan or lease, as determined by your Financial Institution, including fees for late or deficient payments.

"Financial Institution" means the lender or lessor shown in the Account Information section below.

"Service Address(es)" means the property or properties serviced by the Utility as shown in the Account Information section below.

"You" means you, the customer(s) signing this authorization.

- 1. Authorization to Bill Loan Charges.** You authorize the Utility to include Loan or Lease Charges in your utility bills for the Service Address(es) until further notice. The Financial Institution will determine the amount of the Loan or Lease Charge that is to be included in each bill, and the Utility will include that amount in your utility bill. The Utility does not verify the information provided by the Financial Institution. The Loan or Lease Charges may increase or decrease from month to month based on the terms of the loan or lease, the inclusion of late charges and interest, in accordance with the loan or lease terms, and variations in the periods of time covered by each Utility billing cycle.
- 2. Payment.** You agree to pay the Loan or Lease Charges along with the other charges in your utility bill by the due date for payment of the utility bill. All payments should be made to the Utility. The Utility will forward your Loan or Lease Charge payments to the Financial Institution. If a funding account for the Utility payment is a credit card or checking account, the Utility will not forward your payment to the Financial Institution unless that account has sufficient available credit to pay the full amount of the energy charges and the Loan or Lease Charges.
- 3. Partial Payments.** If you pay less than the total amount of your utility bill (including Loan or Lease Charges), the amount you pay will be allocated to charges as follows: delinquent charges first, current energy charges including deposits, energy related charges, and then any remaining amount will be applied to payment of your Loan Charges and other third party charges according to the Utility's approved payment process.

Please note that, if the Utility stops billing you for Loan or Lease Charges before the Loan or Lease is paid in full, you are still responsible for making loan or lease payments directly to the Financial Institution. Late payments may be subject to reporting to credit agencies by the Financial Institution.

- 4. Overpayments.** Overpayments will be applied to the amounts due currently or in the future to the Utility for energy charges and for the Loan or Lease Charges. If you want to fully or substantially prepay Loan or Lease Charges, you must send the payment directly to the Financial Institution.
- 5. Billing Inquiries and Disputes.** If you have any questions about your Loan or Lease or your Loan or Lease Charges, including any concerns that you may have been incorrectly charged, please contact the Financial Institution at the number

¹ <http://www.treasurer.ca.gov/caeatfa/cheef/>. Note: The California Alternative Energy and Advanced Transportation Financing Authority (CAEATFA) administers the CHEEF as part of the Energy Efficiency Financing Pilot Programs.

² <http://www.socalgas.com/regulatory/tariffs/tm2/pdf/43.pdf>



AUTHORIZATION TO ADD CHARGES TO UTILITY BILL



shown in the Account Information section below. Any disputes about your Loan or Lease Charges must be resolved between you and the Financial Institution in accordance with your loan or lease documentation and applicable law. The Utility will not be involved in resolving such disputes. Questions about the energy charges on your utility bill should be directed to the Utility at the number shown on the bill.

- 6. **Transfer of Payment Obligation:** Responsibility to pay OBR Charges may be transferred to the subsequent customer of record at the same location. You must first obtain the permission of your Financial Institution to transfer your payment obligation to the next customer who occupies the same property where the improvements were installed. If the Financial Institution and subsequent customer agree in writing to transfer the charges, the new customer must sign this "Authorization to Add Charges to Utility Bill" and submit this form to the Utility.
- 7. **Service Disconnection for Non-Payment of Loan or Lease Charges (Non-Residential Customers only):** You acknowledge that non-payment of your loan or lease charges will result in a disconnection of your utility service consistent with the rules that generally apply to non-payment of your utility bill, until such time that your Loan or Lease payments and your Utility charges are made current. Other rules for reconnection of service, including a requirement to post a security deposit, are set forth in Utility Rules 6 and 10.
- 8. **Jurisdiction.** This Authorization at all times shall be subject to such modifications as the California Public Utilities Commission may direct from time to time in the exercise of its jurisdiction.
- 9. **Authorization to Release Information.** If you choose to participate in the On-Bill Repayment Pilot Program, you must also sign an additional form to allow the release of confidential information regarding your energy usage data: (*Form 7300, "Authorization or Revocation of Authorization to Release Customer Usage Information"*) to provide the CHEEF authorization to access energy usage data. SoCalGas shall provide the CHEEF at the request of the CPUC or CHEEF accurate and timely data on customer-specific collection events that SoCalGas initiates in keeping with Rule 42 procedures. SoCalGas will share only customer-specific data relevant to implement this program.
- 10. **Utility not Liable for Improvements and Loan or Lease Process.** Utility shall have no liability in connection with, and makes no warranties, expressed or implied, regarding the Work. Customer will be responsible for any and all losses and damage it may suffer in connection with, and any claims by third parties resulting from, the Work. Customer shall indemnify and hold harmless Utility, its affiliates, and their respective owners, officers, directors, employees and agents thereof, from and against all claims, demands, liabilities, damages, fines, settlements or judgments which arise from or are caused by (a) any breach of the Agreement by Customer; (b) any defects or problems with the Work, or the failure of the Work to deliver any anticipated energy efficiencies; (c) Customer's failure to pay any amount due or claimed by Contractor with respect to the Work; or (d) the wrongful or negligent acts or omissions of any party (including Contractor) in the conduct or performance of the Work.

ACCOUNT INFORMATION

(Please Print or Type)

CUSTOMER DETAILS³

Name(s): _____
 Address: _____
 Service Agreement Number: _____

³ If there is more than one customer of record for a Service Address, all customers must complete and sign this form.



AUTHORIZATION TO ADD CHARGES TO UTILITY BILL



FINANCIAL INSTITUTION AND LOAN OR LEASE INFORMATION

Name of Financial Institution: _____
 Address: _____
 Contact telephone number: _____
 Loan or Lease Number: _____
 Principal amount of Loan/Lease: _____
 Estimated Monthly Payment/Duration: _____
[other identifying information] _____

SERVICE ADDRESSES INCLUDED IN THIS AUTHORIZATION:

1. _____
 SERVICE ADDRESS CITY UTILITY ACCOUNT NUMBER
2. _____
 SERVICE ADDRESS CITY UTILITY ACCOUNT NUMBER
3. _____
 SERVICE ADDRESS CITY UTILITY ACCOUNT NUMBER

By signing below, You hereby authorize Utility to add Loan Charges to Your utility bills for the Service Address(es) shown above.

 AUTHORIZED CUSTOMER SIGNATURE TELEPHONE NUMBER
 Executed this _____ day of _____ at _____
 MONTH YEAR CITY AND STATE WHERE EXECUTED

 ADDITIONAL AUTHORIZED CUSTOMER SIGNATURE TELEPHONE NUMBER
 Executed this _____ day of _____ at _____
 MONTH YEAR CITY AND STATE WHERE EXECUTED

Financial Institution Approval:

Financial Institution confirms that the Account Information shown above accords with its records.

 SIGNATURE TELEPHONE NUMBER

 COMPANY
 Executed this _____ day of _____
 MONTH YEAR

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