

DOCKETED

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July 1, 2025

Mr. Drew Bohan
Executive Director
California Energy Commission
1516 Ninth Street Sacramento, CA 95814

**Re: Notice of Ava Community Energy's Compliance with Cal. Code Regs. Tit. 20
§ 1623.1(b)(2)**

Dear Mr. Bohan,

Cal. Code Regs. Tit. 20 § 1623.1(b)(2) requires each large community choice aggregator ("CCA") to "apply to its rate-approving body for approval of at least one marginal cost-based rate, that meets the requirements of Subsection 1623.1(b)(1)" by July 1, 2025, and further states that "[l]arge CCAs may apply for approval of marginal cost-based rates that are offered by the [l]arge [investor-owned utilities] in whose service areas the [l]arge CCAs exist in."

On March 20, 2024, Ava Community Energy ("Ava") staff submitted a Load Management Standards compliance plan ("initial plan") to Ava's Board of Directors, which approved the initial plan on the same date. The initial plan proposed participation in PG&E-administered dynamic pricing pilots that utilize marginal energy, marginal generation capacity, and dynamic delivery price signals.

On January 16, 2025, Executive Director Drew Bohan issued a request for revision of Ava's plan, stating that "to be compliant, Ava's plan should be modified to contain a commitment to participate in California Public Utilities Commission (CPUC)-approved dynamic rate pilot programs" thus indicating that the pilots satisfy the requirements of § 1623.1(b)(1). As such, the submission of the initial plan to Ava's Board of Directors for approval on March 20, 2024, satisfies the 1623.1(b)(2) requirement.

On April 11, 2025, Ava staff submitted a revised plan to the 23-LMS-01 docket ("revised plan"). In the revised plan, Ava committed to participating in these hourly pricing pilots. It is Ava's understanding that the revised plan fully satisfies the § 1623.1(b)(2) and § 1623.1(a) requirements.

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For questions, please contact Michael Quiroz at (510) 641-0950 or by electronic mail at mquiroz@avaenergy.org.

/s/ Michael Quiroz

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