

DOCKETED

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*Comment Received From: Steve Uhler
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BUSMTG-19-02 Looking forward to working with you to correct some misconceptions

BUSMTG-19-02 Looking forward to working with you to correct some misconceptions.

Reply to Public Adviser's email of 2019.11.12 18:21

Reply to 1:

Perhaps you have overlooked <https://efiling.energy.ca.gov/GetDocument.aspx?tn=227508> and its mailing list? Public adviser is on the email list.

Perhaps a review of my docketed items in <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=19-BUSMTG-02> will inform you of your predecessors misconceptions.

Reply to 2:

I have tried that method twice, first time the public adviser did not relate my points and claimed there was no public comment, see <https://youtu.be/ksvevcDeFaE?t=11604>. The second time the public adviser did not relate my comments when the items were being considered, and attempted to deliver all items I wished to comment on during the comment period for item not appearing on the agenda. In both cases my statements were not complete and correct in the transcripts.

Reply to 3:

While changes to the software may not need to comply APA as software merely implements a form to be filled in, the business rules implemented in algorithms for the standards do require a rulemaking under the APA even ones in the compliance manuals.

Reply to 4:

Staff are ignorant of the APA requirements of noticing for formal rulemaking. Sorry if that sounds harsh, staff should know that if they don't place their item on the agenda before first publishing and it is a rulemaking, they need to give notice of cancellation. What they did on 11/8/2019 to cancel the meeting should of been done before the agenda was published.

In my view the Renewable Energy Division has turned RPS and PSD rulemaking in to zombies. Both are under DIVISION 1. REGULATION OF PUBLIC UTILITIES PART 1. PUBLIC UTILITIES ACT.

Perhaps the commission should remind staff of the ramifications of not complying?

Reply to 5, 6 and 7:

I have made requests like these through email, many are unfulfilled, so I docket requests to the public adviser in the dockets where the public adviser is on the email list so they stay available longer than the retention schedule for emails.

As to the video will it be presented to the commission publicly at the meeting?

take care,

Steve Uhler
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