BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of San Diego Gas & Electric Company (U 902 E) for a Certificate of Public Convenience and Necessity for the Sunrise Powerlink Transmission Project

Application 06-08-010
(Filed August 4, 2006)

RESPONSE OF THE CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION TO SAN DIEGO GAS & ELECTRIC COMPANY’S RESPONSE TO ADMINISTRATIVE LAW JUDGE WEISSMAN’S AUGUST 24, 2007 RULING SEEKING FURTHER RESPONSE ON REQUESTS RELATED TO CONFIDENTIALITY

Nancy Saracino, General Counsel
Judith B. Sanders, Counsel
CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION
151 Blue Ravine Road
Folsom California 95630
Tel. (916) 351-4400
Fax. (916) 608-7296
Email: jsanders@caiso.com

September 21, 2007

Jeffrey P. Gray
DAVIS WRIGHT TREMAINE LLP
Suite 800
505 Montgomery Street
San Francisco, CA 94111-6533
Tel. (415) 276-6500
Fax. (415) 276-6599
Email: jeffgray@dwt.com

Attorneys for the CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION
RESPONSE OF THE CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION TO SAN DIEGO GAS & ELECTRIC COMPANY’S RESPONSE TO ADMINISTRATIVE LAW JUDGE WEISSMAN’S AUGUST 24, 2007 RULING SEEKING FURTHER RESPONSE ON REQUESTS RELATED TO CONFIDENTIALITY


In its further response, SDG&E identifies, among other information, a workpaper provided to it by the CAISO (Workpaper 201), information from the CAISO related to reliability must run invoices (RS Rate Schedule Submission), and historical outage data for Path 44 provided by the CAISO to the Utility Consumers' Action Network (“UCAN”) as being subject to confidentiality restrictions.\(^1\) Workpaper 201 and the RS Rate Schedule Submission are referenced in the Rebuttal Testimony of SDG&E witness Kruger but are not attached to the testimony and confidential information contained in these documents is not disclosed by Mr. Kruger. Information related to historical outage data for Path 44 is included in the testimony of UCAN witness Marcus and is redacted in the public version of Mr. Marcus’ testimony.

It is the CAISO’s understanding that SDG&E is not planning to introduce any confidential information related to Workpaper 201 and the RS Rate Schedule Submission into

\(^1\) SDG&E Further Response at 3-4.
the record – confidential information contained in these documents is not attached to, nor disclosed as part of, Mr. Kruger’s rebuttal testimony. At the June 26, 2007 prehearing conference, parties seeking to ensure the confidentiality of information offered in redacted testimony were directed to identify the basis for the confidentiality claim.2 Because it does not appear that confidential information contained in Workpaper 201 and the RS Rate Schedule Submission is being offered as evidence in this proceeding, the protection of this information from public disclosure is not at issue.3 Accordingly, the CAISO does not believe Workpaper 201 and the RS Rate Schedule Submission are covered by the ALJ Ruling.

With respect to the historical outage data for Path 44, SDG&E correctly identifies Southern California Edison Company (“SCE”) as the “holder” of the confidentiality claim.4 The CAISO, however, has discussed the issue with SCE and SCE has agreed to allow the redacted information to be disclosed. Accordingly, the redacted information at page 87 of Mr. Marcus’ testimony addressing Path 44 outage data can be unredacted and made part of the public record.

Respectfully submitted,

/s/ Jeffrey P. Gray
Jeffrey P. Gray
DAVIS WRIGHT TREMAINE LLP
Suite 800
505 Montgomery Street
San Francisco, CA 94111-6533
Tel. (415) 276-6500
Fax. (415) 276-6599
Email: jeffgray@dwt.com

Attorneys for the CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION

Nancy Saracino, General Counsel
Judith B. Sanders, Counsel
CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION
151 Blue Ravine Road
Folsom California 95630
Tel. (916) 351-4400
Fax. (916) 608-7296
Email: jsanders@caiso.com

Dated: September 21, 2007

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2 ALJ Ruling at 1-2; see also ALJ Weissman, Transcript at 272-73.
3 Should this change (i.e., SDG&E or another party seek to introduce Workpaper 201 and/or the RS Rate Schedule Submission into the record), the CAISO reserves the right to object at that time.
4 See SDG&E Further Response at 4.
CERTIFICATE OF SERVICE

I, Judy Pau, certify:

I am employed in the City and County of San Francisco, California, am over eighteen years of age and am not a party to the within entitled cause. My business address is 505 Montgomery Street, Suite 800, San Francisco, California 94111-6533.

On September 21, 2007, I caused the following to be served:

RESPONSE OF THE CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION TO SAN DIEGO GAS & ELECTRIC COMPANY’S RESPONSE TO ADMINISTRATIVE LAW JUDGE WEISSMAN’S AUGUST 24, 2007 RULING SEEKING FURTHER RESPONSE ON REQUESTS RELATED TO CONFIDENTIALITY

via electronic mail to all parties on the service list A.06-08-010 who have provided the commission with an electronic mail address and by First class mail on the parties listed as “Appearance” and “State Service” on the attached service list who have not provided an electronic mail address.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on the date above at San Francisco, California.

/s/ Judy Pau
Judy Pau

VIA US MAIL AND EMAIL
Commissioner Dian Grueneich
ALJ Weissman

VIA FIRST CLASS MAIL
Arnold B. Podgorsky
Wright & Talisman, P.C.
1200 G Street, N.W., Suite 600
Washington, DC 20005
Kevin Lynch
PPM Energy Inc.
1125 NW Couch St., Suite 700
Portland, OR 97209

VIA E-MAIL
thompson@wrightlaw.com; sara@calparks.org; nwhang@manatt.com; sptp@msk.com; thomas.burhenn@sce.com; dwood8@cox.net; dlindsay@sunbeltpub.com; mwells@parks.ca.gov; scotmartin478@msn.com; david.lloyd@nrge energy.com; conniebull@cox.net; dj0conklin@earthlink.net; edwrdstrgrfx@aol.com; pwhalen2@cox.net; oakhollowranch@wildblue.net; jhfark@pacbell.net; denis@vitalityweb.com; hikermomma@yahoo.com; g barnes@sempra.com; fort lieb@sandiego.gov;
Parties

AROLD B. PODGORSKY                       MICHAEL J. THOMPSON
WRIGHT & TALISMAN, P.C.                   ATTORNEY AT LAW
1200 G STREET, N.W., SUITE 600           WRIGHT & TALISMAN, PC
WASHINGTON, DC  20005                    1200 G STREET, N.W., STE 600
                                               WASHINGTON, DC  20005

SARA FELDMAN                              S. NANCY WHANG
CA STATE PARKS FOUNDATION                 ATTORNEY AT LAW
714 W. OLYMPIC BLVD., SUITE 717           MANATT, PHELPS & PHILLIPS, LLP
LOS ANGELES, CA  90015                    11355 WEST OLYMPIC BLVD.
                                               LOS ANGELES, CA  90064

ARTHUR FINE                               THOMAS A. BURHENN
MITCHELL SILBERBERG & KNUPP LLP           SOUTHERN CALIFORNIA EDISON
11377 W. OLYMPIC BLVD.                    2244 WALNUT GROVE AVENUE
LOS ANGELES, CA  90064-1683               ROSEMEAD, CA  91770

DON WOOD SR.                              DIANA LINSDAY
PACIFIC ENERGY POLICY CENTER              ANZA-BORREGO FOUNDATION & INSTITUTE
4539 LEE AVENUE                           PO BOX 2001
LA MESA, CA  91941                        BORREGO SPRINGS, CA  92004

MICHAEL L. WELLS                          SCOT MARTIN
CALIFORNIA DEPARTMENT OF PARKS & RECREATION PO BOX 1549
200 PALM CANYON DRIVE                     BORREGO SPRINGS, CA  92004
BORREGO SPRINGS, CA  92004

DAVID LLOYD                               CONNIE BULL
ATTORNEY AT LAW                           24572 RUTHERFORD ROAD
CABRILLO POWER I, LLC                     RAMONA, CA  92065
4600 CARLSBAD BLVD.                       
CARLSBAD, CA  92008

DIANE J. CONKLIN                           ELIZABETH EDWARDS
MUSSEY GRADE ROAD ALLIANCE                RAMONA VALLEY VINEYARD ASSOCIATION
PO BOX 683                                 26502 HIGHWAY 78
RAMONA, CA  92065                         RAMONA, CA  92065
BRIAN T. CRAGG
ATTORNEY AT LAW
LAMPREY LLP
GOODIN MACBRIDE SQUERI RITCHIE & DAY
505 SANSOM STREET, SUITE 900
SAN FRANCISCO, CA  94111

VIDHYA PRABHAKARAK
ATTORNEY AT LAW
GOODIN MACBRIDE SQUERI DAY &
505 SANSOME STREET, SUITE 900
SAN FRANCISCO, CA  94111

VIDHYA PRABHAKARAN
ATTORNEY AT LAW
GOODIN MACBRIDE SQUERI, DAY, LAMPREY
505 SANSOM STREET, SUITE 900
SAN FRANCISCO, CA  94111

JEFFREY P. GRAY
ATTORNEY AT LAW
DAVIS WRIGHT TREMAINE, LLP
505 MONTGOMERY STREET, SUITE 800
SAN FRANCISCO, CA  94111-6533

WILLIAM F. DIETRICH
ATTORNEY AT LAW
DIETRICH LAW
2977 YGNACIO VALLEY ROAD, 613
WALNUT CREEK, CA  94598-3535

DAVID KATES
ATTORNEY AT LAW
DAVID MARK AND COMPANY
3510 UNOCAL PLACE, SUITE 200
SANTA ROSA, CA  95403-5571

JUDITH B. SANDERS
ATTORNEY AT LAW
CALIFORNIA INDEPENDENT SYSTEM OPERATOR
RECREATION
151 BLUE RAVINE ROAD
FOLSOM, CA  95630

BRADLY S. TORGAN
ATTORNEY AT LAW
CALIFORNIA DEPT. OF PARKS &
RECREATION
1416 NINTH STREET, ROOM 1404-06
SACRAMENTO, CA  95814

JEFFERY D. HARRIS
ATTORNEY AT LAW
ELLISON, SCHNEIDER & HARRIS LLP
2015 H STREET
SACRAMENTO, CA  95814

KAREN NORENE MILLS
ATTORNEY AT LAW
CALIFORNIA FARM BUREAU FEDERATION
2300 RIVER PLAZA DRIVE
SACRAMENTO, CA  95833

KEVIN LYNCH
PPM ENERGY INC.
1125 NW COUCH ST., SUITE 700
PORTLAND, OR  97209

Information Only

JUILE B. GREENISEN
ATTORNEY AT LAW
LATHAM & WATKINS LLP
SUITE 1000
555 ELEVENTH STREET, NW
WASHINGTON, DC  20004-1304

MICHAEL J. GERGEN
ATTORNEY AT LAW
LATHAM & WATKINS LLP
SUITE 1000
555 ELEVENTH STREET, NW
WASHINGTON, DC  20004-1304
<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>City, State, Zip</th>
</tr>
</thead>
<tbody>
<tr>
<td>J.A. SAVAGE</td>
<td>CALIFORNIA ENERGY CIRCUIT</td>
<td>OAKLAND, CA 94602</td>
</tr>
<tr>
<td>MRW &amp; ASSOCIATES, INC.</td>
<td>1814 FRANKLIN STREET, SUITE 720</td>
<td>OAKLAND, CA 94612</td>
</tr>
<tr>
<td>DAVID MARCUS</td>
<td>PO BOX 1287</td>
<td>BERKELEY, CA 94701</td>
</tr>
<tr>
<td>KEN BAGLEY</td>
<td>R.W. BECK</td>
<td>SCOTTSDALE, AZ 95254</td>
</tr>
<tr>
<td>W. KENT PALMERTON</td>
<td>WK PALMERTON ASSOCIATES, LLC</td>
<td>CARMICHAEL, CA 95608</td>
</tr>
<tr>
<td>LEGAL &amp; REGULATORY DEPARTMENT</td>
<td>CALIFORNIA ISO</td>
<td>FOLSOM, CA 95630</td>
</tr>
<tr>
<td>DAVID BRANCHCOMB</td>
<td>BRANCHCOMB ASSOCIATES, LLC</td>
<td>ORANGEVILLE, CA 95662</td>
</tr>
<tr>
<td>PAUL G. SCHEUERMAN</td>
<td>SHEUERMAN CONSULTING</td>
<td>ROCKLIN, CA 95677</td>
</tr>
<tr>
<td>LON W. HOUSE</td>
<td>WATER &amp; ENERGY CONSULTING</td>
<td>CAMERON PARK, CA 95682</td>
</tr>
<tr>
<td>DARRELL FREEMAN</td>
<td>1304 ANTRIM DR.</td>
<td>ROSEVILLE, CA 95747</td>
</tr>
<tr>
<td>ANDREW B. BROWN</td>
<td>ATTORNEY AT LAW</td>
<td>SACRAMENTO, CA 95814</td>
</tr>
<tr>
<td>AUDRA HARTMANN</td>
<td>DYNEGY, INC.</td>
<td>SACRAMENTO, CA 95814</td>
</tr>
<tr>
<td>KELLIE SMITH</td>
<td>SENATE ENERGY/UTILITIES &amp; COMMUNICATION</td>
<td>SACRAMENTO, CA 95814</td>
</tr>
<tr>
<td>KEVIN WOODRUFF</td>
<td>WOODRUFF EXPERT SERVICES, INC.</td>
<td>SACRAMENTO, CA 95814</td>
</tr>
</tbody>
</table>

11
RICHARD LAUCKHART
GLOBAL ENERGY
2379 GATEWAY OAKS DRIVE, SUITE 200
SACRAMENTO, CA  95833

DANIEL SUURKASK
WILD ROSE ENERGY SOLUTIONS, INC.
430 8170 50TH STREET
EDMONTON, AB T6B 1E6
CANADA

STATE SERVICE
MARCUS NIXON
CALIF PUBLIC UTILITIES COMMISSION
PUBLIC ADVISOR OFFICE
320 WEST 4TH STREET SUITE 500
LOS ANGELES, CA  90013

BILLIE C. BLANCHARD
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
505 VAN NESS AVENUE
SAN FRANCISCO, CA  94102-3214

DONALD R. SMITH
CALIF PUBLIC UTILITIES COMMISSION
ENERGY RESOURCES & PRICING BRANCH
505 VAN NESS AVENUE
SAN FRANCISCO, CA  94102-3214

LAURENCE CHASET
CALIF PUBLIC UTILITIES COMMISSION
LEGAL DIVISION
505 VAN NESS AVENUE
SAN FRANCISCO, CA  94102-3214

SCOTT CAUCHOIS
CALIF PUBLIC UTILITIES COMMISSION
ENERGY RESOURCES & PRICING BRANCH
505 VAN NESS AVENUE
SAN FRANCISCO, CA  94102-3214

G. ALAN COMNES
CABRILLO POWER I LLC
3934 SE ASH STREET
PORTLAND, OR  97214

JACK BURKE
LEGISLATIVE AFFAIRS MANAGER
8690 BALBOA AVE., SUITE 100
SAN DIEGO, CA  92123

DAVID NG
CALIF PUBLIC UTILITIES COMMISSION
EXECUTIVE DIVISION
505 VAN NESS AVENUE
SAN FRANCISCO, CA  94102-3214

KEITH D WHITE
CALIF PUBLIC UTILITIES COMMISSION
RATEMAKING BRANCH
505 VAN NESS AVENUE
SAN FRANCISCO, CA  94102-3214

ROBERT ELLIOTT
CALIF PUBLIC UTILITIES COMMISSION
ENERGY DIVISION
505 VAN NESS AVENUE
SAN FRANCISCO, CA  94102-3214

SCOTT LOGAN
CALIF PUBLIC UTILITIES COMMISSION
ENERGY RESOURCES & PRICING BRANCH
505 VAN NESS AVENUE
SAN FRANCISCO, CA  94102-3214