



SAFETY AND ENFORCEMENT DIVISION
MONTHLY PERFORMANCE REPORT

December 2021



California Public
Utilities Commission

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This Report reflects Safety and Enforcement Division’s monthly work product. It has not been approved by the Commission rather it is information provided by the Division.

INTRODUCTION

The CPUC’s Safety and Enforcement Division (SED) oversees the safety of electric and communication facilities, natural gas infrastructure and propane facilities. SED is comprised of three branches of utility engineers, analysts and investigators that focus on ensuring the safety of utility infrastructure and reducing utility caused wildfires. SED advocates for public safety through performing safety audits, conducting incident investigations, and appearing in CPUC safety proceedings. SED has the authority to issue citations with penalties against utility operators who violate public utility safety codes and requirements.

GAS SAFETY AND RELIABILITY BRANCH (GSRB)

The Gas Safety and Reliability Branch (GSRB) ensures that intra-state natural gas and liquid petroleum gas (LPG) pipeline systems are designed, constructed, operated, and maintained according to safety standards set by the CPUC and the federal government. CPUC gas safety engineers are trained and qualified by the federal government. The CPUC enforces natural gas and LPG safety regulations; inspects construction, operation, and maintenance activities; and makes necessary amendments to regulations. Its mission is to protect and promote the safety of the public and utility employees that work on the gas pipeline systems. December activities:

- A. Attended PHMSA Section 114 Training
- B. Met with PG&E for Semi-Annual Locate & Mark OII Update
- C. Attended Mediation (Joint Session) Re: SED v. Glenview Mobile Lodge
- D. Met with PHMSA regarding 2022 workplan
- E. Provided response to PHMSA CY2021 evaluation letter
- F. Provided PG&E Waiver Extension Request Re: Resolution M-4845

SED has the authority to issue citations with penalties for operator violations of public utility safety codes and requirements¹. The citation process allows the CPUC to act expediently in matters where violations of state and federal rules are clear and unambiguous. Citations may arise out of an ongoing investigation into related matters when a violation is brought to the CPUC’s attention directly. The table below shows the status of pending citations issued by SED. The citations can be found on the CPUC’s website [here](#).

Citation Number	Utility	Amount	Violations per GO 112-F	Date Cited	Description	Status
G-20-08-001	Glenview Mobile Lodge	\$50,000	192.605(a), 192.605(b)(3), 192.616(j), 192.723(b)(2), 192.747(a), 192.805, 192.1015(a), 192.357(a), 192.479(a), & 192.353(a)	8/24/20	The MHP failed to remediate violations discovered during an inspection	Alternative Dispute Resolution (ADR) conducted on 12/22/21. Pending.

¹ In December 2011, the CPUC created a citation process authorizing staff to impose fines for natural gas violations.

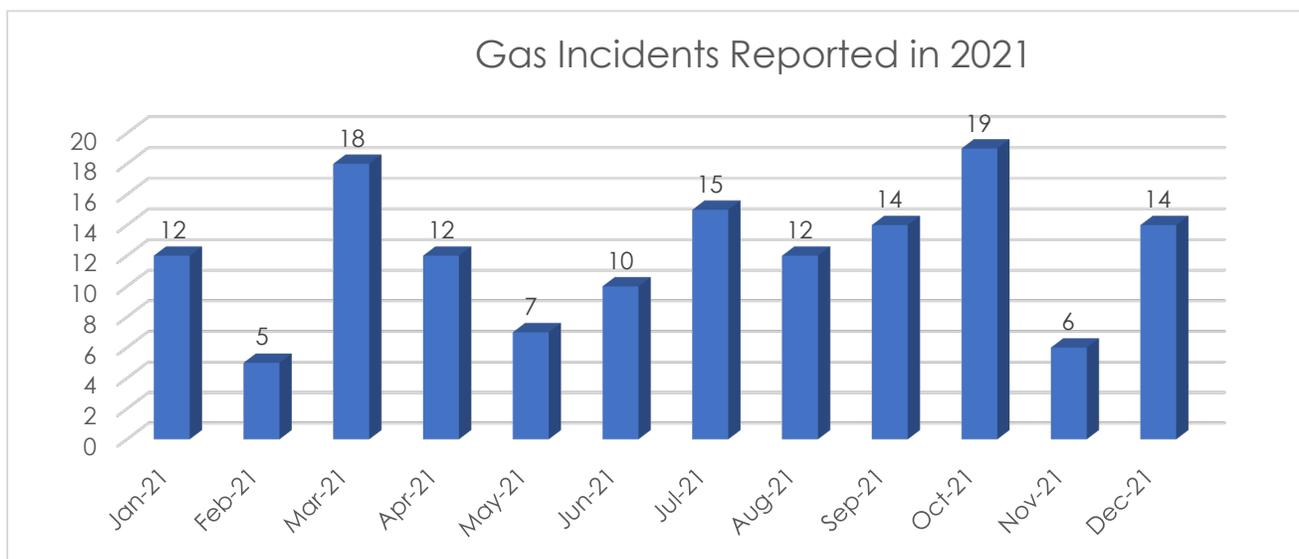
Natural Gas Inspections (Year to Date)

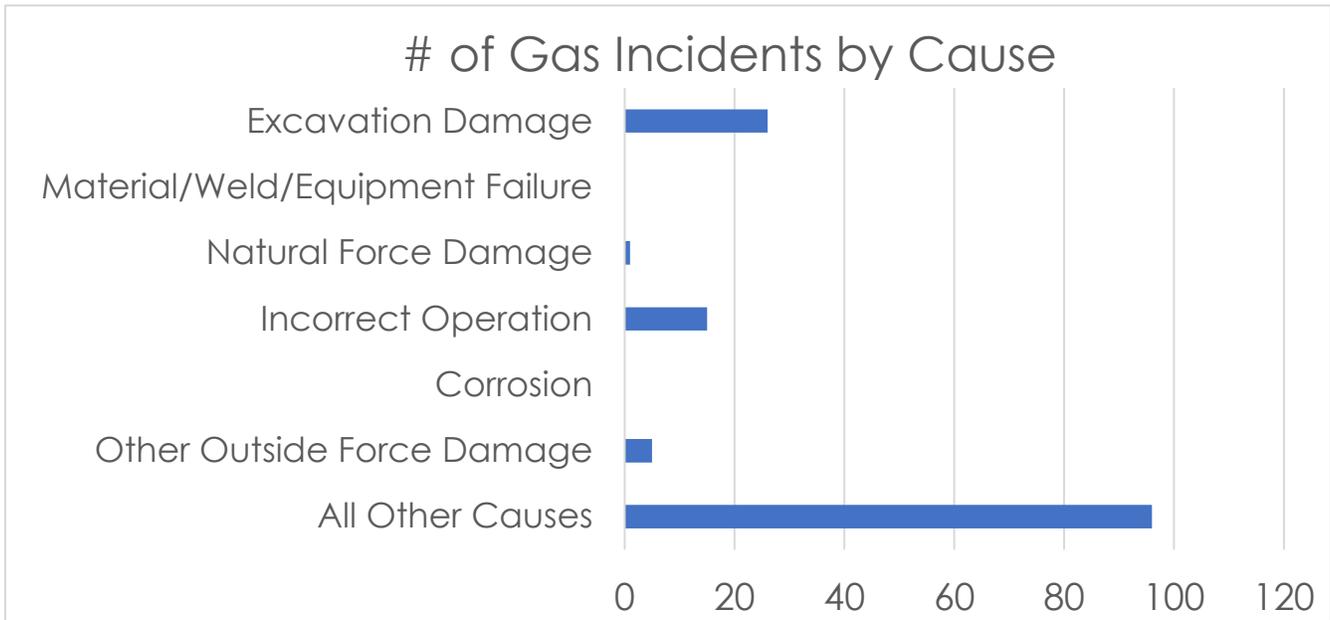
The purpose of GSRB’s inspections is to confirm that operators continue to construct, operate, and maintain their pipeline facilities in a manner that ensures the safety of workers and the public. In addition to routine inspections, GSRB also conducts on-site construction inspections. Typically, each inspection consists of records review of an operator’s past compliance activities, and field verifications. Results are documented in a final report and sent to the operator after the inspection. The expectation is to have a final report sent to the operator within 60 days of the inspection. GSRB will submit an Inspection Closure Letter to the operator within 120 days from the day the inspection is completed. The table below shows GSRB’s inspection activity year-to-date in 2021. Note that some of the final reports completed in 2021 were for inspections conducted in 2020.

Inspections	2021 Year-to-Date
Conducted	30
Final Report Completed	31

Natural Gas Incident Reports and Investigations in December 2021

As of December 31, 2021, GSRB Staff received reports of 144 incidents in 2021. All reported incidents are assigned to GSRB engineers to investigate and prepare a final report. The report indicates if there were any violations of GO 112-F by the operators. Operators report incidents based on criteria outlined in GO 112-F.





This bar chart above shows the 144 incidents by cause as of December 31, 2021.

The table below shows the 144 incidents by level and status.

Status	Level 1	Level 2	Level 3	Level 4	TOTAL
Open	28	45	6	0	79
Closed	48	15	2	0	65
TOTAL	76	60	8	0	144

The table below provides a description of the four levels and provides the timeframes/guidelines for incident reports to be completed and closed from the date of assignment of an investigation.

Levels	Definition of Incident Levels	Guidelines
1	Did not result in injury, fatality, fire or explosion; may be due to an unrelated event outside of the Operator's control.	60 days
2	Did not result in injury, fatality, fire or explosion; may or may not have caused a release of gas, have been reported due to Operator judgment.	120 days
3	Resulted in a release of gas but did not result in injury, fatality, fire or explosion.	150 days
4	Resulted in injury, fatality, fire or explosion caused by release of natural gas from the Operator's facilities.	≥ 180 days

Natural Gas Utility Self-Identified Violation (SIV) Investigations

There were no Self-Identified Violations reported to GSRB in December.

Customer Safety Complaints

GSRB received and investigated five (5) new customer complaints in December.

One (1) complaint and one (1) inquiry were closed without further action after GSRB addressed each case. Two (2) complaints were resolved by the appropriate IOU after GSRB's intervention. One (1) complaint remains under investigation as follows: an IOU employee complaint regarding trenching and Non-Destructive Examination (NDE) practices.

Inspection Notices / Notice of Probable Violation Letters (NOPV)

SED may issue an NOPV based on an investigation, customer complaint, or inspection for a violation of an applicable law or regulation. In December, GSRB issued 2 inspection notices and 0 NOPV letters.

- December 9 – City of Long Beach's Damage Prevention Program inspection letter (recommended to PHMSA) – 0 probable violations found.
- December 23 – PG&E's Central Area inspection letter – 0 probable violations found.

Natural Gas Safety and Reliability: Proceedings

Aliso Canyon (I.19-06-016) (Commissioner Rechtschaffen /ALJs Hecht / Poirier) (SED

Advocacy): Please find proceeding highlights from the month of December 2021 below:

- On December 8, 2021, SED filed in compliance with the ALJs' Ruling addressing two Motions to Compel, dated November 29, 2021. The ALJs' November 29 Ruling required, in part, that if no version of a March 2020 engineer's status report from May 1 to June 27, 2019 is found by SED, SED shall file a sworn declaration in which a management-level or higher SED representative attests, based on his or her personal knowledge, that he or she oversaw the search, that the search was undertaken in good faith as required by the Ruling, and that no such copies of the report were found. As SED did not find any such report, SED's compliance filing included the required declaration. The required declaration stated, in part, "The March 17, 2020 engineer's status report is SED's only version of an engineer's status report or any substantially similar documents related to the Aliso incident."
- On December 16, 2021, the Commission published a Decision ordering that the statutory deadline of the proceeding be extended to December 31, 2022. The date of issuance on the decision is shown as December 20, 2021.
- On December 16, 2021, SoCalGas filed a response to SED's filing in compliance with the ALJs' Ruling addressing two Motions to Compel. This response was filed pursuant to Administrative Law Judge Hecht's December 10, 2021 email granting SoCalGas's request to file it. SoCalGas's response claimed that SED's December 8, 2021 compliance filing had not undertaken a good faith search for all distinct versions of the engineer's status report or substantially similar documents, as required by the ALJs' November 29, 2021 ruling.

- On December 21, 2021, the ALJs issued a Ruling on SoCalGas’s filing from September 3, 2021, which was required by the ALJs’ August 10, 2021 Ruling. SoCalGas’s September 3, 2021 filing requested: 1) the final transcript, exhibits, and associated video recording of Mr. Holter’s deposition be entered into the evidentiary record of Phase 1 of this proceeding; 2) that the ALJs issue a ruling granting SoCalGas’s pending March 1, 2021 Motion to Compel; 3) that the ALJs issue an order allowing Mr. Holter’s deposition to remain open pending SED’s responses to outstanding discovery; and 4) that SoCalGas be provided the option to call one or more witnesses back for additional days of evidentiary hearing pending SED’s responses to outstanding discovery. The ALJs’ Ruling denied all of these requests, except to the extent that any portions of SoCalGas’s March 1, 2021 Motion to Compel may be granted via a separate ruling.
- On December 22, 2021, SED filed its reply in support of its December 8, 2021 compliance filing. SED’s reply addressed SoCalGas’s response, dated December 16, 2021. SED’s reply argued that SED had complied with the ALJs’ November 29, 2021 ruling to do a proper search for prior versions of the engineer’s status report, that the engineer’s status report was not prepared in support of the opening of the Commission’s investigation, and that SoCalGas’s December 16, 2021 response should be disregarded.

Mobile Home Parks (MHP) Utility Conversion Program (D.20-04-004) (Commissioner Rechtschaffen /ALJ Hecht) (SED Advocacy): On April 24, 2020, the Commission issued Decision 20-04-004 which established the Mobile Home Park Utility Conversion Program which authorizes IOUs to install new gas and electric utility systems in mobile home parks to replace master-metered utility systems. The program goal is to convert 50% of all mobile home spaces by the end of 2030 according to a risk-based priority ranking system developed by GSRB. GSRB received forms of intent from 986 mobile home communities before the deadline on March 31, 2021. SED created a risk-prioritization list which included new applicants and those parks still on the Pilot list from 2015, and ranked them according to their utility system’s risk of failure. SED has delivered the priority list to all participating investor-owned utilities, and the utilities are currently working with MHP Owners to plan and execute conversion projects. There are currently 586 “Category 1” parks, which have a total of 37,890 spaces. SED estimates the utilities will start the conversion process with these Category 1 Parks sometime before the second priority list is produced in July 2025.

PG&E Locate and Mark Practices OII (I.18-12-007) (Commissioner Rechtschaffen/ALJ Allen) (SED Advocacy): On February 20, 2020, the Commission issued Decision 20-02-036 which ordered several shareholder-funded gas and electric System Enhancement Initiatives. On August 21, 2020, SED selected a consultant for the Compliance and Ethics Corrective Action Program Audit. On October 15, 2020, SED selected a consultant for the Locate and Mark Compliance Audit and the Locate and Mark Field Audit. On November 17, 2020, PG&E submitted its proposed methodologies for SED’s review and approval. On January 12, 2021, SED responded to PG&E’s proposed methodologies review request. On February 4, 2021, PG&E informed SED about a request from its 3rd Party consultant for the Locate and Mark Field Audit to solicit input from another external party (Exponent) to further develop its sampling methodology. SED responded on

February 4, 2021. PG&E submitted its first Locate and Mark Annual Report in accordance with Commission Decision (D.) 20-02-036 on April 26, 2021.

On June 4, 2021, the Locate and Mark Field Audit consultant submitted their methodology and SED approved this proposed methodology on July 13, 2021. The Locate and Mark Field Audit consultant has performed a pilot Locate and Mark Field Audit and implemented some improvements to the program that are described in a letter submitted to SED on August 25, 2021. On September 16, 2021, the Locate and Mark Field Audit consultant provided SED with the format of the Semi-Annual Report for the compliance audit using field reviews of a random sampling of gas and electric Locate and Mark tickets. On October 15, 2021, PG&E shared with SED its Enhanced Review of Cultural Survey Results, and the Compliance and Ethics Corrective Action Program Audit consultant also provided their audit reports to SED and PG&E. On December 20, 2021, PG&E met with SED to inform it of the status of the Locate and Mark OII Settlement implementation plan.

ELECTRIC SAFETY AND RELIABILITY BRANCH (ESRB)

The mission of ESRB is to enforce state statutes and regulations regarding the safety and reliability of electric facilities, communication facilities, and power plants that are within the jurisdiction of this Commission in California, to ensure that the facilities are operated and maintained in a safe and reliable manner to protect and promote the public health and safety, and to facilitate an environment inside and outside of the Commission that increases the safety and reliability of these facilities. December activities are below and include:

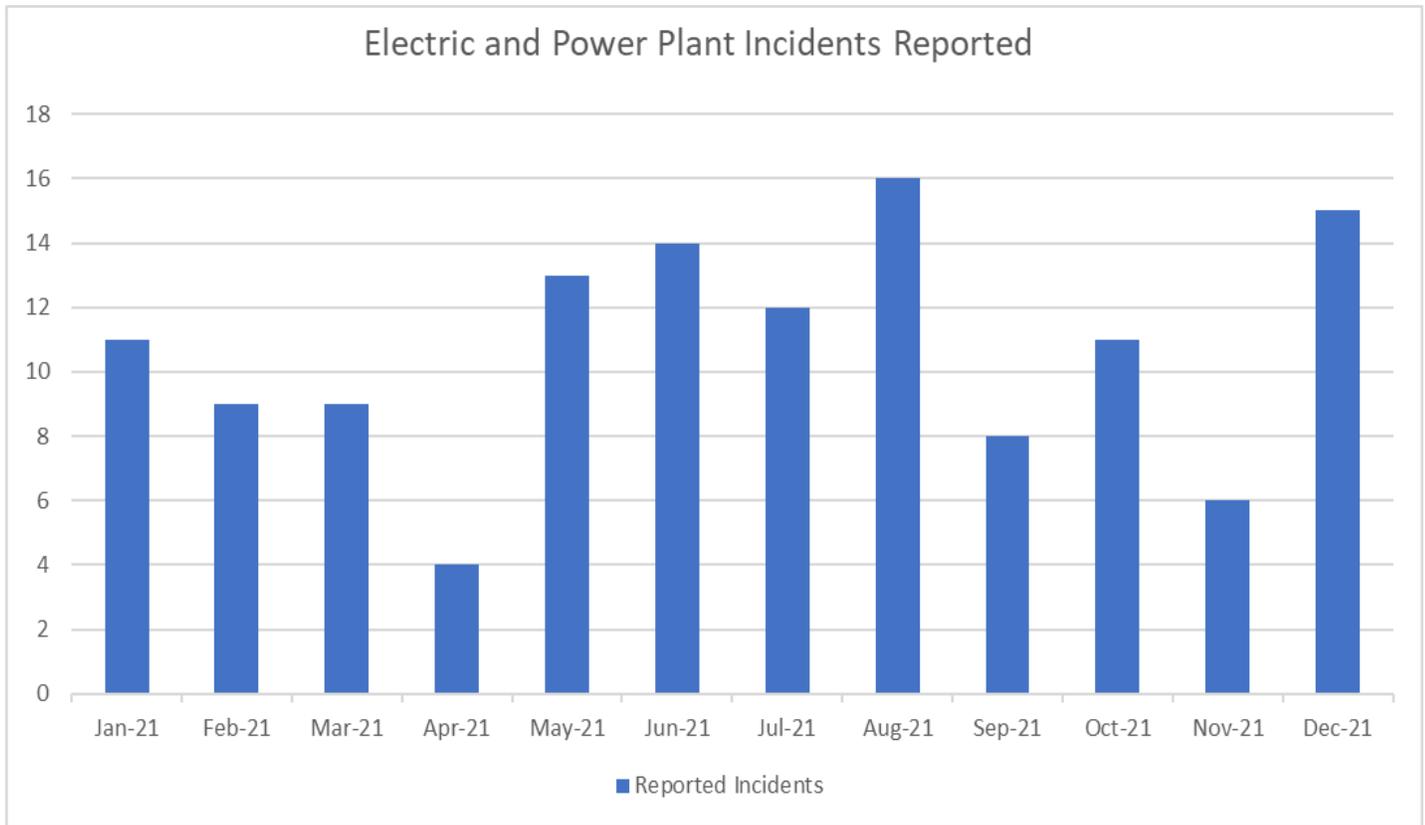
- Conducted 2 Electric Distribution audits, and 1 Power Plant audit.
- Issued 1 Power Plant audit report, 2 Transmission audit reports, and 2 Electric Distribution audit reports.
- ESRB reviews daily outage reports from power plants. Outages could be forced or planned. ESRB reviews the status and cause of each outage, may issue data requests related to the status and cause of each outage, and will follow up with power plants regarding the outage as necessary. In December 2021, ESRB monitored the status of 6 planned outages and 16 forced outages reported by natural gas and renewable energy power plants.

Electric Facilities Citations

SED has the authority to issue citations with penalties for electric utilities and Communication Infrastructure Providers (CIPs) for violating Commission General Orders and PU Code rules. Citations may arise from violations discovered during incident investigations, audits, customer complaint investigations, whistleblower investigations, or other safety matters that are brought to the attention of SED. The table below shows the status of citations issued by SED in 2020 and 2021. All SED citations related to electric and communication facilities can be found on the Commission's website [here](#).

Citation Number	Utility	Amount	Violations	Date Cited	Description	Status
D.16-09-055E.20-12-001	SCE	\$1,000,000	GO 128, Rules 17.1 and 17.7. PU Code, Section 451	12/4/2020	Failure to properly mark the location of SCE's underground facilities which resulted in one injury	Paid in January 2021
D.16-09-055 E.21-11-001	PG&E	\$5,000,000	Public Utilities Code (PU Code), Section (§) 451, and General Order (GO) 95, Rules 18, 31.1, and 31.2	11/22/2021	Inadequate inspections of the Ignacio-Alto Sausalito transmission lines	Paid in December 2021
D.16-09-055 E.21-11-002	PG&E	\$2,500,000	General Order (GO) 165, III. Distribution Facilities B. Standards for Inspection	11/22/2021	Incomplete detailed inspection of distribution poles	Paid in December 2021

Electric and Power Plant Incidents Reported through December 31, 2021
 ESRB received 14 electric incident reports and 1 power plant incident reports in December.



Electric Facilities and Power Plant/Generation Incident Investigations

Incident status		Level 1	Level 2	Level 3	Level 4	Total ²
Total open incidents	Electric Facilities	5	14	63	58	140
	Generation	2	1	6	1	10
Total incidents reported in 2021	Electric Facilities	4	15	67	37	123
	Generation	2	1	3	1	7
Total incidents closed in 2021	Electric Facilities	8	14	65	50	137
	Generation	0	0	1	1	2
Total open 2021 incidents	Electric Facilities	3	9	46	27	85
	Generation	2	1	2	1	6
Incidents reported in December 2021	Electric Facilities	1	1	7	5	14
	Generation	1	0	0	0	1
Incidents closed in December 2021	Electric Facilities	0	0	14	7	21
	Generation	0	0	0	0	0

The above table shows information about ESRB incident investigations as of December 31, 2021, and incidents reported and closed in December 2021. The level designation indicates increasing severity, with Level 4 as the most severe. See footnote 2 for definitions of each level. The guidelines to close incident reports are similar to those GSRB follows (see Guidelines table in the GSRB section).

Customer Safety Complaints

ESRB investigated 22 electric and communication safety and reliability customer complaints in December 2021.

² Level 1: A safety incident that does not meet Level 2, 3, or 4 criteria. Level 2: Incident involved a power interruption not due solely to outside forces (Level 2 for Generation: Incident that occurred during an Electric Alert, Warning or Emergency. Level 3: Incident involved damage estimated to exceed \$50,000 and caused, at least in part, by the utility or its facilities (Level 3 for Generation: Incident resulted in a significant outage that was due, at least in part, to plant equipment and/or operations). Level 4: Incident resulted in a fatality or injury requiring hospitalization and that was caused, at least in part, by the utility or its facilities or by equipment and/or operations (for Power Plants).

Notice of Violation Letters

ESRB issued 4 Notice of Violation (NOV) letters in December 2021. ESRB may issue an NOV in response to an investigation or customer complaint for a violation of an applicable law or regulation.

Electric Safety and Reliability: Proceedings

PG&E Locate and Mark Practices OII (I.18-12-007) (Commissioner Rechtschaffen/ALJ Allen) (SED Advocacy): D. 20-02-036 approved several shareholder-funded gas and electric System Enhancement Initiatives but with a longer compliance audit period of four years and a \$110 million total penalty. In November 2020, ESRB staff reviewed PG&E's One Call Concepts Timely Ticket Review Methodology and PG&E's Field Review Methodology and provided comments to GSRB for consideration. On June 4, 2021, ICQ Professionals, LLC, submitted "Proposed Objectives, Methodology and Final Report Description for SED Consultation of Field Audits for Locate and Mark OII I.18-12-007 Settlement". This submittal starts the process of consulting with the CPUC/SED on the objectives, methodology, and the final product description of the Field Audit of PG&E's Locate and Mark Program by ICQ Professionals, LLC. The primary focus is to provide the sampling methodology that will be used to conduct this audit. In September, ESRB reviewed ICQ's field audit report. On October 21, 2021, PG&E submitted a Self-report Letter to SED and stated that it did not locate and mark some of the empty subsurface electric ducts. PG&E also stated that it is developing a corrective action plan for this issue. ESRB staff reviewed the Self-report Letter and issued a data request to PG&E in order to investigate PG&E's conduct and its corrective measures. In December 2021, PG&E submitted a response to ESRB staff's data request, which updated PG&E's Corrective Action Plan for locating and marking empty electric ducts. Pending.

SCE Appeal of Twentynine Palms Citation (K.18-03-008) (ALJ Kim) (SED Advocacy): ESRB investigated an incident that occurred on August 1, 2015, in Twentynine Palms. On February 12, 2018, SED issued a \$300,000 citation to SCE for violations related to the incident. SCE appealed the citation on March 14, 2018. On October 3, 2018, SED issued an \$8,000,000 amended citation that replaced the \$300,000 citation. The amended citation was the result of new violations. Hearings were held in December 2018, February 2019, and March 2019. Briefs and reply briefs were filed in April 2019. Awaiting a draft Resolution on the Twentynine Palms incident. Pending.

Creation of a Shared Database or Statewide Census of Utility Poles and Conduit (I.17-06-027); Communications Provider Access to Poles (R.17-06-028) (Commissioner Batjer/ALJ Mason) (SED Advocacy): In 2017, the Commission opened a proceeding to address the feasibility of establishing a data management platform for pole owners and tenants to access pole data, attachment and conduit data. This investigation is being conducted in three tracks. In the current phase of the proceeding, parties addressed requirements for pole attachments via comments and are awaiting a proposed decision. On December 15, 2020, the Assigned Commissioner's Office issued a Second Amended Scoping Memo and Ruling that outlined next steps in the consolidated Pole OII/OIR proceeding. On March 9, 2021, the ALJ issued a Ruling that requested parties to file comments by April 12, 2021, on a One-Touch-Make-Ready (OTMR) proposal.

On August 20, 2021, the Commission issued a Proposed Decision (PD) on Track 2 of the proceeding. The PD requires pole owners to include attachment data points in their pole databases and specifies rules for data management, access, and confidentiality. On September 9, 2021, SED filed opening comments on the PD advocating for database pole terminology that was consistent with General Order 95, Commission clarity on the enforcement of rules, and shared responsibility among pole owners and attachers for the accuracy of pole database information.

On October 26, 2021, the Commission issued Decision (.) 21-10-019 (Track 2 Decision) which builds on D. 20-07-004 in Track 1 of this proceeding by imposing on the five major pole owners in California the duty to include granular information about each electric attachment and communications attachment to each pole in each major pole owner's data base. On December 14 and 15, 2021, parties filed responses to a November 29, 2021 application for rehearing of the Track 2 decision, D.21-10-029.

On December 16, 2021, those on the service list for R.17-06-028/I.17-06-027 were notified by Southern California Edison about workshops scheduled by pole owners (PG&E, SCE, SDG&E, AT&T, and Frontier) for January 13-14 and January 19-20, 2022. The intent of the workshops is for pole owners, pole attachers, and parties to discuss implementation of the pole database. Pending.

Physical Security of the Electric System and Disaster and Emergency Preparedness (R.15-06-009) (Commissioner Rechtschaffen/ALJ Kelly) (SED Advocacy): On May 22, 2015, the Commission issued an OIR regarding policies and regulation of physical security for electric supply facilities and to establish standards for disaster and emergency preparedness plans. This rulemaking was conducted in two phases. Phase I addressed physical security for electric supply systems and was resolved by Decision (D).19-01-018. Phase II addresses disaster and emergency preparedness plans for electrical corporations and regulated water companies.

On July 1, 2020, the Safety Policy Division (SPD) submitted a letter dated June 26, 2020, from the Deputy Executive Director of SED and SPD to enact the Interim Trial Procedures (ITP) to allow Commission staff to receive major utility compliance deliverables. On July 10, 2020, the six IOUs submitted their Preliminary Assessments under the ITP process to SPD and subsequently presented their briefings regarding their Preliminary Assessment submissions to SPD and SED staff. Three IOUs submitted supplemental filings and met with SED and SPD to discuss their filings.

On November 19, 2020, the Commission issued D.20-11-048 which extended the statutory deadline for Phase II to May 30, 2021. On May 21, 2021, the Commission issued D.21-05-019 which updates electric utilities' emergency plans under General Order (GO) 166 and water utilities under GO 103-A. Decision 21-05-019 incorporates requirements from PU Code 768.6 in Standard 14 of GO 166. The IOUs' Final Security Plans and the Publicly Owned Utilities' (POU) notice of final plan adoption were due July 2021, 30 months after the adoption of D.19-01-018. The Security Plans and Notices would be submitted to SPD. The last decision, D.21-05-019, left the proceeding open to address the Petition for Modification that was filed concerning D. 19-01-018 (Phase I Decision) in this proceeding. No substantial updates for December 2021!

Other ESRB Activities

Citations: In November 2021, SED issued two citations.

- On November 22, 2021, SED issued a \$2,500,000 citation to PG&E for violating General Order (GO) 165, for failing to properly inspect 54,755 distribution poles from 2020 and earlier.
- On November 22, 2021, SED issued a \$5,000,000 citation to PG&E for violating Public Utilities Code (PU Code) Section 451, and General Order (GO) 95, for failing to adequately inspect the Ignacio-Alto Sausalito transmission lines from 2008 through 2019 and for failure to correct 22 high priority safety deficiencies within the time allowed. Both citations are posted on the Commission website.

ESRB issued no citations in December 2021.

Kincade Fire: The 2019 Kincade Fire occurred as a result of a broken jumper cable and caused 4 injuries, burned 77,758 acres, and destroyed or damaged 434 structures. On December 2, 2021, the Commission approved Resolution SED-6 to resolve all issues involving the 2019 Kincade Fire. Resolution SED-6 approves the Administrative Consent Order, pursuant to Resolution M-4846, under which PG&E agrees to pay a \$40 million fine to the General Fund of the State of California and in addition, to not seek rate recovery of capital expenditures in the amount of \$85 million for the permanent removal of abandoned transmission facilities, which results in a total penalty of \$125 million.

2017 and 2018 Fires in Southern California: In 2017, 4 major fires in Southern California (Liberty, Rye, Meyers, and Thomas Fires) caused extensive damages, one injury, and two fatalities. In 2018, the Woolsey Fire also caused extensive damages and three fatalities. SED investigated the incidents that led to the fires and determined that Southern California Edison's (SCE) facilities were related to the cause of ignition and found SCE in violation of GO 95 and PU Code rules. On December 22, 2021, the Commission approved Resolution SED-5 approving the Administrative Consent Order and agreement between SED and SCE regarding the 2017/2018 Southern California fires pursuant to Resolution M-4846. SCE agreed to fines, safety measures and disallowances totaling \$550,000,000 as follows: \$110,000,000 fine to the General Fund of the State of California; \$65,000,000 in shareholder-funded safety measures; and \$375,000,000 in permanent disallowances of cost recovery.

Compliance with Decision 20-05-019 regarding PG&E's 2017 and 2018 Wildfires (I.19-06-015): On May 8, 2020, Decision (D.) 20-05-019 was issued approving a settlement agreement, with modifications, between SED, PG&E, Coalition of California Utility Employees (CUE), and the Office of Safety Advocates (OSA). On December 4, 2020, a Final Decision (D.20-12-015) was issued modifying D.20-05-019 and denying rehearing of D.20-05-019. The Decision imposes penalties on PG&E totaling \$2.137 billion consisting of \$1.823 billion in disallowances for wildfire-related expenditures, \$114 million in shareholder-funded System Enhancement Initiatives, and a \$200 million fine payable to the General Fund (the fine to be suspended). ESRB is monitoring PG&E's work to ensure compliance with the settlement agreement and D. 20-05-019. On February 12, 2021,

and consistent with D. 20-05-019, PG&E filed its first semi-annual report which provided updates and an overview of PG&E’s progress on each of the 20 corrective actions in the settlement agreement.

On December 17, 2021, SED and SPD selected a consultant to perform the compliance and financial reviews detailed in System Enhancement Initiative #14.

Compliance with D.17-09-024 regarding Long Beach Incident: D.17-09-024 adopted a Settlement Agreement between SCE and SED. Under the settlement, SCE paid a \$4 million penalty and will spend \$11 million on various system enhancement projects in Long Beach intended to reduce the chance of public injury, reduce the risk of future system failures, and improve the utility’s operational awareness and network maintenance. ESRB is monitoring SCE’s work to ensure compliance with the settlement agreement.

Transmission Maintenance Coordination Committee (TMCC): TMCC is an advisory committee to help the California Independent System Operator (CAISO) develop, review, and revise Transmission Maintenance Standards. TMCC holds quarterly meetings to discuss recent improvements in construction and maintenance processes and techniques, and industry best practices. ESRB is a member of TMCC and attends meetings.

WILDFIRE SAFETY AND ENFORCEMENT BRANCH (WSEB)

SED’s WSEB is dedicated to the enforcement of public utility wildfire safety and Public Safety Power Shutoff (PSPS) violations. WSEB is the lead investigator for utility incidents relating to wildfire, PSPS events and other aspects related to wildfire events. The staff conducts incident investigations and provides input into policy development. December 2021 activities for WSEB include:

- Currently investigating thirteen (13) utility-related wildfires. No fire investigations were completed in December 2021.
- No PSPS events in December 2021.
- Continued monitoring and coordinating the SCE’s PSPS Corrective Action Plan implementation.
- Participated in IOU PSPS/Wildfire meetings.
 - SCE Regional PSPS working groups
 - PG&E Regional PSPS working groups

PSPS Activations, De-energizations & Post Event Reports - December 2021

WSEB	PG&E	SCE	SDG&E	Bear Valley	Pacific Corp	Liberty
Total PSPS Activations	0	0	0	0	0	0
Total PSPS w/ De-energization	0	0	0	0	0	0
Total PSPS Post Event Reports Reviewed	0	2	1	0	0	0

PSPS Related Proceedings

Rulemaking to Examine Electric Utility De-Energization of Power Lines in Dangerous Conditions (R.18-12-005) (President Batjer/ALJ Poirier /ALJ Stevens/ALJ Kao/ALJ DeAngelis) (SED Advisory):

This OIR was opened to further examine policies and guidelines adopted in ESRB-8 regarding communication, notification, mitigation and other logistic and implementation issues of a PSPS event. Currently, there are two tracks in this OIR:

1. Continued examination of utility de-energization/PSPS practices and guidelines.
2. An Order to Show Cause (OSC) for why PG&E should not be sanctioned for violations of P.U. Code 451, D.19-05-042 (Phase I) and ESRB-8 concerning three PSPS events in Fall 2019. Briefs were filed in 2020 and the Presiding Officer's Decision (POD) was issued on May 26, 2021.

The POD penalizes PG&E \$106.003 million for its flawed implementation of the Fall 2019 PSPS events, offset by bill credits PG&E has already provided to customers. The penalty includes a PG&E shareholder contribution of \$1.418 million to provide qualifying customers access to backup portable batteries, a bill credit to the general group of customers in the areas affected by the Fall 2019 PSPS events and to the Medical Baseline customers in those affected areas. PG&E and California Large Energy Consumer Association (CLECA) filed appeals of the POD on June 25, 2021; both were denied.

3. On February 19, 2021, the ALJ issued a Phase 3 Scoping Memo and Ruling to consider whether existing de-energization guidelines (Phase 2) should be further updated, or if new guidelines should be adopted in advance of the 2021 wildfire season. Comments and reply comments were submitted in March 2021.

On June 24, 2021, the Commission approved and adopted the Proposed Decision's Phase 3 PSPS Guidelines (D.21-06-034). A link to the Phase 3 Guidelines is [here](#).

4. On September 23, 2021, the Commission adopted D.21-09-026 (the Modified Presiding Officer's Decision) that found violations including failure of PG&E's website, which was unavailable or non-functional during significant portions of the PSPS event; inaccurate online outage maps; inaccessible secure data transfer portals to its public safety partners; and failure to provide advanced notification of de-energization events to approximately 50,000 customers and 1,100 Medical Baseline customers during the three PSPS events in Fall 2019.

The Commission penalized PG&E \$106.003 million to deter future violations and demanded accountability for PG&E's flawed implementation of the Fall 2019 PSPS events. The penalty will be offset by \$86 million for bill credits PG&E has already provided to some electric customers in 2019. The net penalty assessed on PG&E is \$20.003 million.

The penalty also includes a PG&E shareholder contribution of \$1.418 million to PG&E's Disability Disaster Access & Resources Program, which provides qualifying customers access to backup portable batteries through grant, lease-to-own, or low-interest loan options; a PG&E shareholder-funded bill credit of \$12.185 million extended to all electric customers in the

geographic areas affected by the Fall 2019 PSPS events; and a PG&E shareholder-funded bill credit of \$6.4 million to the Medical Baseline customers in the geographic areas affected by the Fall 2019 PSPS events.

PSPS Order Instituting Investigation (I.19-11-013) (Commissioner Batjer/ALJ DeAngelis) (SED Advisory). This Investigation was initiated to determine whether the IOUs that experienced PSPS events in late 2019 prioritized safety and complied with the Commission’s regulations and requirements in ESRB-8 and Decision (D).19-05-042 (Phase 1 PSPS Guidelines). A Proposed Decision was issued for public comment on April 20, 2021, with comments due May 10, 2021. On June 7, 2021, D.21-06-014 was approved by the Commission. On July 7, 2021, the Acton Town Council filed a Rehearing Request which reopened this proceeding.

In compliance with Ordering Paragraph 61 of D.21-06-014 of this Investigation, and D.19-05-042 in Rulemaking 18-12-005, SED prepared and sent out a draft template on July 7, 2021, for use by electric investor-owned utilities when submitting post-event reports and lessons learned following a Public Safety Power Shutoff (PSPS). Comments were due August 6, 2021. Staff completed comment review in September and revised the draft template based on comments. The final approved template was issued on October 18, 2021.

Monitoring the Whistleblower Website and Safety Hotline

The Commission regulates privately owned utilities. It serves the public interest by protecting consumers and ensuring that utility services and infrastructure are safe, reliable, and available at reasonable rates. It is charged with ensuring that these regulated service providers comply with the regulations. Whistleblower complaints can result in investigations that may involve safety and other issues. In December 2021, no (0) whistleblower complaints were submitted online to SED. SED received two (2) inquiries from the Safety Hotline inbox.