



# ADVICE LETTER SUMMARY

## ENERGY UTILITY



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

Company name/CPUC Utility No.:

Utility type:

ELC       GAS       WATER  
 PLC       HEAT

Contact Person:

Phone #:  
E-mail:  
E-mail Disposition Notice to:

EXPLANATION OF UTILITY TYPE

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

(Date Submitted / Received Stamp by CPUC)

Advice Letter (AL) #:

Tier Designation:

Subject of AL:

Keywords (choose from CPUC listing):

AL Type:  Monthly     Quarterly     Annual     One-Time     Other:

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

Does AL replace a withdrawn or rejected AL? If so, identify the prior AL:

Summarize differences between the AL and the prior withdrawn or rejected AL:

Confidential treatment requested?  Yes     No

If yes, specification of confidential information:

Confidential information will be made available to appropriate parties who execute a nondisclosure agreement. Name and contact information to request nondisclosure agreement/ access to confidential information:

Resolution required?  Yes     No

Requested effective date:

No. of tariff sheets:

Estimated system annual revenue effect (%):

Estimated system average rate effect (%):

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:

Service affected and changes proposed<sup>1</sup>:

Pending advice letters that revise the same tariff sheets:

<sup>1</sup>Discuss in AL if more space is needed.

**Protests and all other correspondence regarding this AL are due no later than 20 days after the date of this submittal, unless otherwise authorized by the Commission, and shall be sent to:**

CPUC, Energy Division  
Attention: Tariff Unit  
505 Van Ness Avenue  
San Francisco, CA 94102  
Email: [EDTariffUnit@cpuc.ca.gov](mailto:EDTariffUnit@cpuc.ca.gov)

Name:  
Title:  
Utility Name:  
Address:  
City:  
State: Zip:  
Telephone (xxx) xxx-xxxx:  
Facsimile (xxx) xxx-xxxx:  
Email:

Name:  
Title:  
Utility Name:  
Address:  
City:  
State: Zip:  
Telephone (xxx) xxx-xxxx:  
Facsimile (xxx) xxx-xxxx:  
Email:

## ENERGY Advice Letter Keywords

Affiliate	Direct Access	Preliminary Statement
Agreements	Disconnect Service	Procurement
Agriculture	ECAC / Energy Cost Adjustment	Qualifying Facility
Avoided Cost	EOR / Enhanced Oil Recovery	Rebates
Balancing Account	Energy Charge	Refunds
Baseline	Energy Efficiency	Reliability
Bilingual	Establish Service	Re-MAT/Bio-MAT
Billings	Expand Service Area	Revenue Allocation
Bioenergy	Forms	Rule 21
Brokerage Fees	Franchise Fee / User Tax	Rules
CARE	G.O. 131-D	Section 851
CPUC Reimbursement Fee	GRC / General Rate Case	Self Generation
Capacity	Hazardous Waste	Service Area Map
Cogeneration	Increase Rates	Service Outage
Compliance	Interruptible Service	Solar
Conditions of Service	Interutility Transportation	Standby Service
Connection	LIEE / Low-Income Energy Efficiency	Storage
Conservation	LIRA / Low-Income Ratepayer Assistance	Street Lights
Consolidate Tariffs	Late Payment Charge	Surcharges
Contracts	Line Extensions	Tariffs
Core	Memorandum Account	Taxes
Credit	Metered Energy Efficiency	Text Changes
Curtable Service	Metering	Transformer
Customer Charge	Mobile Home Parks	Transition Cost
Customer Owned Generation	Name Change	Transmission Lines
Decrease Rates	Non-Core	Transportation Electrification
Demand Charge	Non-firm Service Contracts	Transportation Rates
Demand Side Fund	Nuclear	Undergrounding
Demand Side Management	Oil Pipelines	Voltage Discount
Demand Side Response	PBR / Performance Based Ratemaking	Wind Power
Deposits	Portfolio	Withdrawal of Service
Depreciation	Power Lines	



March 10, 2022

**Advice No. 28-E-A**

(East Bay Community Energy ID 201)

California Public Utilities Commission  
Energy Division  
Attention: Tariff Unit  
505 Van Ness Avenue, 4th Floor  
San Francisco, CA 94102-3298

**Subject: East Bay Community Energy Election to Administer Energy Efficiency Program**

**PURPOSE**

California Public Utilities Commission Decision (“D.”) 14-01-033, *Decision Enabling Community Choice Aggregators to Administer Energy Efficiency Programs* (“the Decision”), established the rules for Community Choice Aggregators (“CCAs”) to file advice letters to administer energy efficiency programs for their own customers under California Public Utilities Code Sections 381.1(e)-(f).<sup>1</sup> East Bay Community Energy (“EBCE”) submits this Tier 3 Advice Letter to seek Commission certification under Sections 381.1 (e) and (f) to administer one energy efficiency program, a Commercial Pay-for-Performance (“P4P”) Program, as described in further detail below. All necessary supporting documentation is attached hereto.

**BACKGROUND**

EBCE is a Joint Powers Authority formed on December 1, 2016, pursuant to California Government Code §§ 6500 *et. seq.* by the County of Alameda and all cities incorporated therein, as well as the City of Tracy. The Commission certified EBCE’s Implementation Plan on November 8, 2017. EBCE started serving Alameda County businesses and municipalities in June 2018 and began serving residential customers in November 2018. On March 9, 2020, the Commission certified Addendum #1 to EBCE’s Implementation Plan and Statement of Intent, adding the cities of Newark and Pleasanton, as well as the city of Tracy in San Joaquin County, to EBCE’s service territory beginning in 2021. EBCE is currently one of the largest CCAs in the state.

---

<sup>1</sup> All subsequent references to code sections are to the Cal. Pub. Util. Code.

EBCE serves over 576,000 residential accounts, 57,000 non-residential accounts, and 5,000 municipal accounts in Alameda County and in Tracy, California. EBCE is committed to providing clean energy options for its diverse community.

The CalEnviroScreen 4.0 tool identifies 40 census tracts in EBCE's service area that score within the top 25% of communities with the highest burden. Those 40 census tracts have a population total of 167,203. Additionally, EBCE currently provides service to over 120,000 residential accounts participating in CARE and over 4,000 in FERA, accounting for over 20% of EBCE's accounts.<sup>2</sup>

On October 22, 2021, EBCE submitted an Energy Efficiency Advice Letter following the cost-effectiveness guidelines originally approved in D.21-05-031. However, the Energy Division rejected EBCE's use of the portfolio segmentation approach and EBCE was directed to bring the entire portfolio up to 1.0 TRC.<sup>3</sup> As a result, EBCE received a notice of suspension for the previously submitted Advice Letter (28-E) for 120 days from when the suspension notice was received. The Advice Letter and Program Plan below now meet the cost-effectiveness requirements laid out in D.14.01.033 by removing the Low- and Moderate-Income Energy Efficiency program in the following attachments.

With this Advice Letter, EBCE exercises its statutory authority to become an administrator of funds for energy efficiency and conservation programs.<sup>4</sup> EBCE's Energy Efficiency Program Plan ("Plan"), is attached hereto and discussed in more detail below. Funding to implement the plan will be collected from EBCE ratepayers through a non-bypassable charge authorized by the Commission.

## **SUMMARY OF PLAN**

The Plan is for one program: the Commercial Pay-for-Performance (P4P) Program. In administering this program, EBCE will be leveraging its experience and existing resources from current pilots of similar program concepts. This should support the timely and efficient launch of the proposed portfolio.

## **COMMERCIAL P4P PROGRAM**

EBCE's program will leverage emerging P4P program approaches to offer cost-effective projects for its non-residential customer accounts. Projects will focus on high-potential opportunities for peak load management and building electrification. EBCE will use its existing data and analytics capabilities to assist program implementers in identifying the highest opportunity projects. EBCE will pay incentives for cost-effective savings measured at the meter with the CalTRACK methodologies.

---

<sup>2</sup> 06/2021 data

<sup>3</sup> Per email received from staff at the Energy Division of the California Public Utilities Commission, 11/30/2021.

<sup>4</sup> California Public Utilities Code §381.1.

### *Deliverables*

The program will provide a marketplace approach, where qualified vendors are allowed to submit projects and receive incentives on a portfolio of projects. There will be a high emphasis on demand management strategies, including permanent baseload reduction as well as controls-based load shifting approaches. Customers will be educated on the potential impacts of time-of-use (“TOU”) rates and offered tools and strategies for adapting their business model to new rate structures, as they emerge.

Though not necessarily an exhaustive list, EBCE proposes to support the installation of the following measure types:

- Refrigeration controls
- Lighting measures
- Building envelope
- Retro-commissioning
- Building electrification measures: Heat pump water heating, space heating, and induction cooking technologies
- Load management strategies (controls, programmable thermostats, smart appliances)

EBCE’s will explore and incorporate new offerings over time that will advance and align with state goals while supporting new local emerging markets. Examples may include, but are not limited to:

- Commercial building electrification
- Combined demand response (“DR”) / energy efficiency (“EE”) installations

### *Commencement Date*

The program will begin three months following CPUC approval and will run for a minimum of three years.

### *Cost-Effectiveness Analysis*

The initial forecasted Total Resource Cost (“TRC”) for the Commercial P4P Program is 1.07 with a forecasted Program Administrator Cost (“PAC”) of 1.87. The full results of the calculation can be found in Appendix A: TSB and Cost-Effectiveness Calculations. EBCE expects that the TRC will improve in subsequent implementation years, after the program is ramped up.

### *Demand Reduction, Energy Savings, and Other Measures of Success*

EBCE expects that the first-year gross energy savings for the program will be 9,011,867 kWh with demand savings of 1029 kW.

Additional measures of success will include, but not be limited to:

- 60% of projects will include demand control strategies
- 50% of projects will include “high opportunity” projects as identified by EBCE staff (for example, customers in the top 25% of peak demand users)

- 30% of projects will include building electrification measures

### *Budget*

The three-year program budget for the Commercial P4P Program is \$13,463,049.

### **COLLABORATION**

EBCE will collaborate and partner with PG&E and BayREN. EBCE will differentiate its locally administered program from PG&E's and BayREN's. EBCE will also provide PG&E and BayREN all necessary information regarding locally funded programs and statewide and regional program referrals. EBCE will partner with PG&E and BayREN to collectively direct customers to the best service, while reducing confusion at every step. Additionally, EBCE is currently tracking the Joint Coordination Memorandum that BayREN and MCE are collaborating on and plan to use a similar approach to avoid duplication and customer confusion.

### **STATUTORY AUTHORITY**

Assembly Bill 117 (2002) and Senate Bill (SB) 790 (2011) contain specific provisions relating to administration of energy efficiency programs by CCAs. AB 117 established the formal application option, allowing CCAs to file an application for administration of energy efficiency programs.

SB 790 modified Section 381.1 to give CCAs another option for energy efficiency program administration, adding subsections (e) and (f) to Section 381.1. These newer subsections allow a CCA to invoke an alternative Commission review process (as opposed to a formal application) for programs funded by and offered exclusively to CCA customers.

D.14-01-033 established the rules governing CCA submission of advice letters to administer energy efficiency programs for their own customers under Sections 381.1(e)-(f). This second option allows a CCA such as EBCE to "elect" to become an administrator for cost-effective energy efficiency and conservation programs, subject to Commission certification of a plan. This is the option which EBCE is pursuing in this advice letter.

### **RULES AND REQUIREMENTS GOVERNING PLAN CERTIFICATION**

Per D.14-01-033, the Commission must first make a funding determination, *i.e.*, establish whether the funding requested in the CCA's proposed plan is within the forecasted maximum amount of funds the CCA would be eligible to collect. Next, the Commission must certify that a CCA plan meets six criteria, specified in paragraphs (1)-(6) of Section 381.1(f). These requirements are addressed on a cursory level below and in detail in the attached Plan.

### **FUNDING DETERMINATION**

Resolution E-4518 states that "funding collection and program periods do not always correspond" and that there is no statutory requirement for funding collection to begin subsequent to Commission certification of the plan. MCE was provided a collection period starting on the original draft submittal date. Based on this precedent, it is reasonable for CPUC

to direct transfer of energy efficiency funds collected from EBCE's ratepayers to EBCE beginning on October 22, 2021, EBCE's advice letter filing date.

The Commission must establish whether the funding requested in the CCA's proposed plan is within the forecasted maximum amount of funds the CCA would be eligible to collect. Commission staff must determine the actual and forecasted amounts of non-bypassable charges likely to be collected from the CCA's customers over a reasonable collection period to fund energy efficiency programs. The Commission is to use the following formula:

CCA maximum funding = total electricity energy efficiency non-bypassable charge collections from the CCA's customers – (total electricity energy efficiency non-bypassable charge collections from the CCA's customers x % of the applicable IOU portfolio budget that was dedicated to statewide and regional programs in the most recently authorized program cycle)

EBCE staff have determined:

- Total non-bypassable funds to be collected from EBCE customers in 2022 = \$133,201,953.98
- 96.63% of collected funds are currently dedicated to statewide and regional programs.
- Total funding to statewide and regional programs from EBCE customers = \$128,714,271.14
- EBCE's first year not-to-exceed value = Total non-bypassable funds collected from CCA customers less statewide and regional programs ( $(\$133,201,953.98 * [1 - \% \text{ excluded IOU budget } (96.63\%)]) = \$4,487,682.84$ )
- The three year not-to-exceed value equals \$13,463,049

To calculate energy efficiency non-bypassable charge collections from EBCE's customers in 2022, EBCE used forecasted electricity sales for 2022. To determine the portion of funding used for statewide and regional programs, EBCE used the program budget from PG&E's 2021 Annual Budget Advice Letter (ABAL), PG&E's most recent approved program budgets. Under this budget, 96.63% of funds are budgeted to go to statewide, regional and uncategorized programs, and 3.37% are budgeted to go to local programs.<sup>5</sup> EBCE's first-year not to exceed

---

<sup>5</sup> To calculate energy efficiency non-bypassable charge collections from EBCE's customers in 2021, EBCE used fee per kWh data and load data from PG&E, SMUD, and CAISO as well as PG&E's 2021 ABAL program budget. PG&E programs included as local or other programs, consistent with communications with PG&E and CPUC, and therefore eligible to be included in EBCE's funding determination are: PGE2110051 (Local Government Energy Action Resources), PGE\_Pub\_001 (Central Coast Leaders in Energy Action Program), PGE\_Pub\_002 (Marin Energy Watch Partnership), PGE\_Pub\_003 (Redwood Coast Energy Watch), PGE\_Pub\_004 (Central California Energy Watch), PGE\_Pub\_005 (San Mateo County Energy Watch Program), PGE\_Pub\_006 (Energy Access SF), PGE\_Pub\_007 (Sierra Nevada Energy Watch), and PGE\_Pub\_008 (Sonoma Public Energy).



value is 3.37% of the total non-bypassable funds collected from EBCE customers for EE programs.

### **SECTION 381.1(f) REQUIREMENTS**

Pursuant to Section 381.1(f), the Commission must certify that this Plan meets six criteria, specified in paragraphs (1)-(6), which provide:

The commission shall certify that the plan submitted does all of the following:

- (1) Is consistent with the goals of the programs established pursuant to this section and Section 399.4.
- (2) Advances the public interest in maximizing cost-effective electricity savings and related benefits.
- (3) Accommodates the need for broader statewide or regional programs.
- (4) Includes audit and reporting requirements consistent with the audit and reporting requirements established by the commission pursuant to this section.
- (5) Includes evaluation, measurement, and verification protocols established by the community choice aggregator.
- (6) Includes performance metrics regarding the community choice aggregator's achievement of the objectives listed in paragraphs (1) to (5), inclusive, and in any previous plan.

### **Consistency with CPUC Goals**

The attached Plan explains in detail how it is consistent with the goals of the programs established pursuant to Section 381.1 and Section 399.4. EBCE's commercial program will deliver cost-effective energy savings to its customers while remaining consistent with CPUC goals, supporting EBCE's goal for providing 100% clean energy by 2030, and aligning to its statement of intent to implement a CCA program that includes universal access, reliability, and equitable treatment of all customer classes.

EBCE's program is consistent with broader regional or statewide energy efficiency programs and are designed to integrate demand side management activities in a way that will value stack the deployment of distributed energy resources. This will also support relevant rulings and decisions such as, but not limited to, D.07-10-032 and D.12-11-015.

The proposed Plan meets the State's goals to decarbonize California as detailed in the 2021 Integrated Energy Policy Report (IEPR) Final Scoping Order. The California Energy Commission is committed to advancing building decarbonization incentive programs, while assessing existing and future policies and programs in an equitable manner. EBCE's Plan aligns with such goals as we enroll customers into an energy efficiency incentive program that saves customers money and reduces emissions while also offering building electrification measures to advance the state's climate goals. Particularly, the Commercial P4P program will leverage emerging P4P

program approaches to offer cost-effective projects for non-residential customer accounts. Projects will focus on high-potential opportunities for peak management and building electrification.

By acting as point of contact for EBCE customers, EBCE will simplify achieving the goals set forth in Section 381.1. This will ensure that local and statewide goals are met, such as those associated with SB 350.

### **Cost-Effectiveness and Total System Benefit**

EBCE's Commercial P4P Program achieves a TRC of 1.07. EBCE performed cost-effectiveness analysis on the proposed program portfolio in accordance with the methodologies included in the California Standard Practices Manual. As detailed in the attached Plan, EBCE's first-year forecasted program portfolio TRC is 1.07 for the resource program segment and forecasted first-year Program Administrator Cost ("PAC") for the portfolio is 1.57. EBCE forecasts that TRC will improve in subsequent implementation years, after the program is ramped up. The full results of the calculation can be found in Appendix A: Cost-Effectiveness Calculations.

### **Accommodation of Statewide and Regional Programs**

Both PG&E and BayREN are Program Administrators offering ratepayer funded EE programs in EBCE's service area. EBCE will work closely with BayREN and PG&E to verify that customers have not been double-enrolled and to coordinate marketing and outreach efforts where appropriate. At a minimum, this will include requiring customers to verify that they have not received, or do not plan to receive, other utility incentives for their project. For applications received from non-CCA customers, EBCE will provide warm hand-offs to the relevant PG&E or BayREN program.

### **Auditing and Reporting**

EBCE performs annual financial audits using generally accepted accounting principles (GAAP) specific to government entities. These reports are publicly available and will be provided to the CPUC on request. As a Joint Powers Authority CCA, once EBCE's energy efficiency program plan is certified and the program begins, current auditing procedures will be extended to include energy efficiency program administration data. This will ensure appropriate accounting controls for energy efficiency program funds.

Per requirements of the Governmental Accounting Standards Board, discussion and analysis will be included to supplement the basic financial statements. To evaluate the effective use of resources and management procedures, EBCE will also complete all regulatory filings and reports as directed by CPUC staff. These documents will provide the results of program efforts that can be evaluated against the performance metrics identified by EBCE, including adherence to cost-effectiveness requirements.

## **Evaluation, Measurement, and Verification Protocols**

EBCE will contract with an independent third-party to perform process evaluation or market studies to determine the effectiveness and needs for the successful implementation of the program. EBCE-led studies will be performed according to the Commission oversight process of IOU Evaluation Measurement and Verification (“EM&V”) projects as detailed in the Energy Efficiency EM&V Plan. EBCE will be subject to the same protocol as IOUs for CPUC-directed impact evaluations to determine actual energy savings, benefits, costs, and goal achievement as directed in D.05-01-055. EBCE expects to dedicate no more than 3% of total program budget during the three-year program to EM&V.

## **Performance Metrics**

The attached Plan contains a section regarding performance metrics, which will indicate progress toward meeting the goals and objectives of the Commission’s Energy Efficiency Strategic Plan and EBCE’s service goals.

## **CONCLUSION**

The Plan meets all requirements as outlined by relevant statutory authority as well as Commission decisions and resolutions. Therefore, EBCE requests that the Commission certify the Plan via resolution.

## **ATTACHMENTS**

### *Attachment 1 – Plan and Appendices*

- East Bay Community Energy’s Energy Efficiency Program Plan (Clean)
- Appendix A: Cost-Effectiveness Calculations (Clean)
- Appendix B: Funding Analysis (Clean)

### *Attachment 2 – Redline of Plan and Appendices*

- East Bay Community Energy’s Energy Efficiency Program Plan (Redline)
- Appendix A: Cost-Effectiveness Calculations (Redline)
- Appendix B: Funding Analysis (Redline)

## **TIER DESIGNATION**

Pursuant to General Order (GO) 96-B, Energy Industry Rule 5.3, and Decision (D.) 14-01-033, East Bay Community Energy (EBCE) submits this Advice Letter with a Tier 3 designation.

## **EFFECTIVE DATE**

This advice filing will become effective upon approval by the California Public Utilities Commission (Commission) via the resolution process.

## **NOTICE**

In accordance with GO 96-B, Section IV, a copy of this advice letter is sent electronically to parties shown on service list A.17-01-013 and R.13-11-005.

As required in the Decision, EBCE is serving copies of this advice letter to the relevant parties shown on the A.17-01-013 service list, and also serving copies of this advice letter as a courtesy to the energy efficiency proceeding, R.13-11-005. For changes to these services lists, please contact the Commission's Process Office at (415) 703-2021, or by electronic mail at [Process\\_Office@cpuc.ca.gov](mailto:Process_Office@cpuc.ca.gov).

## **PROTESTS**

EBCE was directed by the Energy Division to maintain the original protest period designated in EBCE AL 28-E pursuant to GO 96-B, General Rule 7.5.1<sup>6</sup>, and not reopen the protest period.

## **CORRESPONDENCE**

For questions, please contact Feby Boediarso at (510) 650-7582 or by e-mail at [fboediarso@ebce.org](mailto:fboediarso@ebce.org).

*/s/ Feby Boediarso*  
Feby Boediarso, Regulatory Analyst  
East Bay Community Energy  
1999 Harrison Street  
Suite 800  
Oakland, CA 94610  
(510) 650-7582  
Email: [fboediarso@ebce.org](mailto:fboediarso@ebce.org)

Copy (via e-mail):      Service List – A.17-01-013  
                                 Service List – R.13-11-005  
                                 Energy Division Tariff Unit ([EDTariffUnit@cpuc.ca.gov](mailto:EDTariffUnit@cpuc.ca.gov))  
                                 PG&E Tariffs ([AdviceTariffManager@pge.com](mailto:AdviceTariffManager@pge.com))

---

<sup>6</sup> "The filing of a supplement, or of additional information at the request of the reviewing Industry Division, does not automatically continue or reopen the protest period or delay the effective date of the advice letter. The reviewing Industry Division, on its own motion or at the request of any person, may issue a notice continuing or reopening the protest period. Any new protest shall be limited to the substance of the supplement or additional information."

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE  
STATE OF CALIFORNIA**

Order Instituting Rulemaking Concerning Energy  
Efficiency Rolling Portfolios, Policies, Programs,  
Evaluation, and Related Issues.

Rulemaking 13-11-005  
(Filed November 14, 2013)

**(NOT CONSOLIDATED)**

Application of Southern California Edison Company  
(U338E) for Approval of Energy Efficiency Rolling  
Portfolio Business Plan.

Application 17-01-013  
(Filed January 17, 2017)

**EAST BAY COMMUNITY ENERGY (ID 201)  
NOTICE OF AVAILABILITY  
ADVICE LETTER NO. 28-E-A – ELECTION TO  
ADMINISTER ENERGY EFFICIENCY PROGRAM**



Feby Boediarso  
Regulatory Analyst  
East Bay Community Energy  
1999 Harrison Street, Suite 800  
Oakland, CA 94612  
[fboediarso@ebce.org](mailto:fboediarso@ebce.org)  
Telephone: 510-650-7582

Dated: March 10, 2022

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE  
STATE OF CALIFORNIA**

Order Instituting Rulemaking Concerning Energy Efficiency Rolling Portfolios, Policies, Programs, Evaluation, and Related Issues.

Rulemaking 13-11-005  
(Filed November 14, 2013)

**(NOT CONSOLIDATED)**

Application of Southern California Edison Company (U338E) for Approval of Energy Efficiency Rolling Portfolio Business Plan.

Application 17-01-013  
(Filed January 17, 2017)

**EAST BAY COMMUNITY ENERGY (ID 201)  
NOTICE OF AVAILABILITY  
ADVICE LETTER NO. 28-E-A – ELECTION TO  
ADMINISTER ENERGY EFFICIENCY PROGRAM**

Pursuant to Rule 1.9 of the Rules of Practice and Procedure of the California Public Utilities Commission (“Commission”), East Bay Community Energy (“EBCE”) hereby provides this Notice of Availability of its Advice Letter No. 28-E-A.

The Advice Letter includes the following appendices:

- Attachment 1 – Plan and Appendices
  - East Bay Community Energy’s Energy Efficiency Program Plan (Clean)
  - Appendix A: Cost-Effectiveness Calculations (Clean)
  - Appendix B: Funding Analysis (Clean)
- Attachment 2 – Redline of Plan and Appendices

- East Bay Community Energy's Energy Efficiency Program Plan (Redline)
- Appendix A: Cost-Effectiveness Calculations (Redline)
- Appendix B: Funding Analysis (Redline)

Due to the size of the Attachments, an electronic/hard copy of is not included. Instead, EBCE is providing notice that the Advice Letter can be viewed at:

[www.ebce.org/cpuc-documents](http://www.ebce.org/cpuc-documents)

The Advice Letter may be viewed online, printed, searched, and downloaded. As an alternative to accessing the Advice Letter online, EBCE can provide a copy to any party upon request. To request a copy of the Advice Letter, please contact: East Bay Community Energy, 1999 Harrison Street, Suite 800, Oakland, CA 94612, or Feby Boediarto via email at [fboediarto@ebce.org](mailto:fboediarto@ebce.org) or by telephone at 510-650-7582.

Respectfully submitted,

/s/ Feby Boediarto  
Feby Boediarto  
Regulatory Analyst  
East Bay Community Energy  
1999 Harrison Street, Suite 800  
Oakland, CA 94612  
[fboediarto@ebce.org](mailto:fboediarto@ebce.org)  
Telephone: 510-650-7582

Dated: March 10, 2022