



August 19, 2020

Caroline Thomas Jacobs, Director
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Re: Request to Late Submit Comments to Request Bifurcation of BVES 2020 WMP and Supplemental Filings

Request to Late Submit Comments

Bear Valley Electric Service, Inc. (“BVES” or “Bear Valley”) requests permission to late submit the following comments, pursuant to Rule 14.5 of the Commission’s Rules of Practice and Procedure, regarding the July 22, 2020, Wildfire Safety Division (“WSD”) letter from Director Caroline Thomas Jacobs, and the draft Action Statement and draft Resolution No. WSD-010 (“Draft Resolution”) denying approval of Bear Valley’s 2020 Wildfire Mitigation Plan (“WMP”).

Background

The draft Action Statement and Draft Resolution deny Bear Valley’s WMP submitted on February 7, 2020, as updated on March 6th, and made the subject of an errata submitted on May 22, 2020.¹ The draft Action Statement and Draft Resolution require Bear Valley to file a new 2020 WMP no later than 60 days from the date of mailing of the final Resolution.² Bear Valley was also urged to address the Class A and Class B deficiencies in a Remedial Compliance Plan along with its new WMP filing, and to include the information required in the first Quarterly Report.³ In addition, Bear Valley was directed to concurrently file a supplemental filing explaining how and why the errors in the prior WMP filings were made.⁴

Request to Bifurcate Filings

Bear Valley respectfully requests that the draft Action Statement and Draft Resolution be modified to remove the requirement to *concurrently* file the supplemental filing described

¹ Draft Action Statement at p. 3 and Draft Resolution, Ordering Paragraph #1 at p. 9.

² Draft Action Statement at p. 5 and Draft Resolution, Ordering Paragraph #3 at p. 9.

³ Draft Action Statement at pp. 5-6 and Draft Resolution, Ordering Paragraph #4 at p. 9.

⁴ Draft Action Statement at p. 6 and Draft Resolution, Ordering Paragraph #5 at p. 9.

Ordering Paragraph #5 of the Draft Resolution with filing of the new 2020 WMP describe in Ordering Paragraph #4. This would allow the 2020 WMP (with the Class A and Class B deficiencies addressed in a Remedial Compliance Plan, as well as the information required in the first Quarterly Report, to be included with the 2020 WMP filing) to be filed earlier, thereby permitting the review process to begin sooner.

The supplemental filing explaining how and why the errors in the previous WMP filings were made would still be required to be filed no later than 60 days from the date of the Commission mailing of the final Resolution. In fact, BVES expects to make this filing much earlier than the 60-day deadline.

In short, Bear Valley's request is simply to remove the requirement for a *concurrent* filing of a new 2020 WMP (Ordering Paragraph #4) and the supplemental filing of how and why the errors occurred in the prior WMP filings (Ordering Paragraph #5). These filings would be separate, but both would be filed within the 60-day time limit.

Conclusion

BVES appreciates being granted the request to late file these comments. If its request to eliminate the requirement to concurrently make the filings referenced in Ordering Paragraph No. 4 and No. 5 is granted, it will allow BVES to file its new 2020 WMP sooner. This will permit the review process to start sooner.

Respectfully submitted,

Bear Valley Electric Service, Inc.

 /s/ Paul Marconi
Paul Marconi
President