



651 Commerce Drive  
Roseville, CA 95678

phone (916) 781-3636  
fax (916) 783-7693  
web www.ncpa.com

## Agenda – Legal Committee Meeting

**Meeting Date:** September 7, 2023 Legal Committee Meeting

**Location:** Meeting held at NCPA Headquarters and via Teleconference Posted Locations

**Time:** 8:30 a.m. PT

In compliance with the Brown Act, you may participate in person at the meeting location or via teleconference at one of the locations listed below. In either case, please (1) post the Agenda at a publicly accessible location at the participation location at least 72-hours before the meeting begins, and (2) have a speaker phone available for any member of the public who may wish to attend at your location.

<p><b>Northern California Power Agency</b> 651 Commerce Drive Roseville, CA 95678</p>	<p><b>City of Alameda</b> Alameda City Attorney's Office 2263 Santa Clara Avenue, No. 280 Alameda, CA 94501</p>	<p><b>San Francisco Bay Area Rapid Transit District</b> 2150 Webster Street, 1<sup>st</sup> Floor, Room 161 Oakland, CA 94612</p>
<p><b>City of Biggs</b> Law Office of Gregory P. Einhorn 542 Quail Walk Way Rio Vista, CA 94571</p>	<p><b>City of Alameda</b> 18217 Carmel Drive Castro Valley, CA 94546</p>	<p><b>City of Gridley</b> Rich, Fuidge, Bordsen &amp; Galyean 1129 D Street Marysville, CA 95901</p>
<p><b>City of Lodi</b> 221 West Pine Street Lodi, CA 95240</p>	<p><b>City of Healdsburg</b> Burke Williams &amp; Sorenson 688 Roble Avenue Menlo Park, CA 94025</p>	<p><b>Plumas-Sierra Rural Electric Coop</b> Somach, Simmons &amp; Dunn 500 Capitol Mall, Suite 1000 Sacramento, CA 95814</p>
<p><b>City of Lompoc</b> [No posted location this month]</p>	<p><b>City of Palo Alto</b> Office of the City Attorney Office 250 Hamilton Avenue Palo Alto, CA 94301</p>	<p><b>Port of Oakland</b> Office of General Counsel 530 Water Street Oakland, CA 94607</p>
<p><b>City of Redding</b> Office of the City Attorney 777 Cypress Avenue Redding, CA 96001</p>	<p><b>City of Palo Alto</b> Assistant City Attorney Office 54 Bosworth Field Mendon, NY 14506</p>	<p><b>City of Santa Clara</b> 1500 Warburton Avenue Santa Clara, CA 95050</p>
<p><b>City of Roseville</b> Civic Center-City Attorney's Office 311 Vernon Street Roseville, CA 95678</p>	<p><b>City of Shasta Lake</b> [No teleconference location]</p>	<p><b>Truckee Donner PUD</b> [No teleconference location]</p>
<p><b>City of Ukiah</b> Rapport and Marston 405 West Perkins Street Ukiah, CA 95482</p>	<p><b>City of Alameda</b> 10572 Avenida Magnifica San Diego, CA 92131</p>	

**To participate by phone from posted meeting location: Dial: 1 (669) 900-6833**

**Meeting ID: 893 8392 9482**

**To participate via Zoom from posted location: <https://us06web.zoom.us/j/89383929482>**

*Persons requiring accommodations in accordance with the Americans with Disabilities Act in order to attend or participate in this meeting are requested to contact the NCPA Secretary at 916-781-3636 in advance of the meeting to arrange for such accommodations.*

*The Committee may act on any of the items listed on this Agenda regardless of whether an item is described as an Action item, a Report, or an Informational or Discussion item. This Agenda may be supplemented by Staff Reports which are available to the public upon request. Pursuant to California Government Code Section 54957.5, the following is the location at which the public can view Agendas and other public writings: NCPA Offices, 651 Commerce Drive, Roseville, California, or [www.ncpa.com](http://www.ncpa.com).*

- **Review Safety Procedures – NCPA Headquarters Facility**

- 1. CALL MEETING TO ORDER AND ROLL CALL**

- 2. PUBLIC COMMENT**

Any member of the public who desires to address the NCPA Legal Committee on any item considered by the Legal Committee at this meeting, before or during the Committee's consideration of that item, shall so advise the Chair and shall thereupon be given an opportunity to do so. Any member of the public who desires to address the NCPA Legal Committee on any item within the jurisdiction of the Legal Committee and not listed on the Agenda may do so at this time.

- 3. MEETING MINUTES** - Seeking approval of the minutes of the Legal Committee meeting held on August 3, 2023 (*Action Item*)

**CLOSED SESSION**

- 4. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Government Code Section 54956.9(d)(1) - Existing Litigation:

A. Case Name: *City of Santa Clara dba Silicon Valley Power and Northern California Power Agency, Plaintiffs, v. California Department of Water Resources, Defendant*, Sacramento County Superior Court, Case No. 34-2023-00338449

B. FERC Dockets: Rate Cases:

**FERC TO18:**

- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER16-2320
- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. EL18-108

**FERC TO19:**

- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER17-2154
- *California Public Utilities Commission, et al. v. Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. EL17-95

**FERC TO20:**

- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER19-13
- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER19-1816
- *Pacific Gas and Electric Co.*, Federal Energy Regulatory Commission, Docket No. ER20-2265

**D.C. Circuit:**

- *Pacific Gas and Electric Co. v. Federal Energy Regulatory Commission*, D.C. Circuit Case No. 21-1061 (lead), consolidated with Case Nos. 21-1135, 21-1172, 21-1204, 22-1095, 22-1113.

**OPEN SESSION**

**5. REPORT FROM CLOSED SESSION**

**6. CPUC REQUESTS FOR INFORMATION** - Discussion of requests from the California Public Utilities Commission for inspections of and detailed information regarding publicly owned utilities' substation operations and maintenance records. (*Discussion Item*)

**7. LEGAL COMMITTEE MEETING DATES FOR 2024** – Seeking approval of the regular meeting dates for the Legal Committee for calendar year 2024. (*Discussion/Action Item*)

**8. ELECTION OF LEGAL COMMITTEE CHAIR TO BECOME EFFECTIVE AT THE CLOSE OF THE OCTOBER 6, 2023 MEETING** – Committee to receive nominations for the position of Chair of the Legal Committee, which election will become effective on October 6, 2023, when the gavel is passed from now serving Chair Barry DeWalt (*Discussion/Action Item*)

**9. ELECTION OF LEGAL COMMITTEE VICE CHAIR TO BECOME EFFECTIVE AT THE CLOSE OF THE OCTOBER 6, 2023 MEETING** – Committee to receive nominations for the position of Vice Chair of the Legal Committee, which election will become effective on October 6, 2023. (*Discussion/Action Item*)

**10. LEGAL COMMITTEE CHARTER** – Seeking approval of the Northern California Power Agency Legal Committee Charter. (*Discussion/Action Item*)

**11. GENERAL COUNSEL UPDATES** - NCPA's General Counsel will update the Committee on miscellaneous business matters of interest. (*Information Item*)

**12. ADJOURNMENT**