

December 4, 2022

Huntington Beach City Council  
Councilmember Pat Burns  
Councilmember Tony Strickland  
Councilmember Gracey Van Der Mark  
Councilmember Casey McKeon  
Councilmember Dan Kalmick  
Councilmember Natalie Moser  
Councilmember Rhonda Bolton

**RE: WITHDRAWAL FROM THE ORANGE COUNTY POWER AUTHORITY  
Public Comment – City Council Meeting December 6, 2022**

Dear Huntington Beach City Council:

I am writing to strongly urge you to notice the Orange County Power Authority (“OCPA”) of the intent to withdraw under Section 6.1.2 of the Joint Powers Authority agreement. The City has until December 31, 2022 to provide this notice which would become effective July 1, 2023. Since inception, the OCPA has experienced an unacceptable level of mismanagement including lack of transparency in disclosure to both member cities and residents. In addition, the OCPA has been fined by the CPUC on two separate occasions for a total of \$2,378,251 in Resource Adequacy Fines. These fines remain unpaid as the OCPA continues to utilize public funds for legal expenses in their attempt to appeal these amounts. These appeals are in direct contradiction of statements made by the OCPA with respect to their inadequate purchase of sufficient power on behalf of their ratepayers. The management and even board members have stated in writing that these fines are a smart and deliberate financial management strategy as they attempt to delay purchasing sufficient power during periods of high energy prices. This blatant attempt to game the energy markets is not only reckless but puts the ratepayers at risk of rolling black outs as Southern California Edison (“SCE”) is forced to provide the energy backstop.

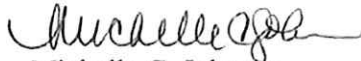
The rollout of the OCPA from inception has been nothing short of a disaster. They failed to properly and adequately notice numerous commercial and residential customers who found their energy bills skyrocketing. I personally spoke with a local woman owned business who found her energy bill since April had increased over \$3600 despite having never received a notice from OCPA that her company was enrolled. Numerous public record requests went unanswered for months. Personnel were hired without proper vetting and unqualified executives were put in charge of the agency without any performance benchmarks. A scathing Grand Jury report with numerous findings was disputed by the executive at the OCPA and simply brushed aside. There are currently three separate city, county and state investigations that are ongoing.

Most disconcerting is the promises made by the OCPA, namely that it provides 1) cleaner, greener energy and 2) provide energy at a rate cheaper than SCE. These promises have not only not been met they are simply not achievable. The OCPA continues to enroll residents at a 100% renewable rate that is 18% higher than SCE. The California Power Grid (CAISO) delivers

renewable energy at a rate averaging from 20-30% and sometimes lower. There is no way the OCPA can guarantee a ratepayer they are delivering a 100% renewable product to their household. In fact, the OCPA is charging a premium price for a renewable product that they cannot deliver.

Some of the new councilmembers ran on a platform that included an exit from OCPA. I would strongly encourage the City of Huntington Beach to schedule their vote prior to the end of the calendar year 2022. Should the OCPA declare bankruptcy, it is not the County or the member cities that would bear the potential monthly shortfall charge for energy contract liability, it is ultimately the liability of the residents. This is exactly what has occurred for the residents in Riverside County who were opted in when Western Community Energy went bankrupt.

Very truly yours,



Michelle C. Johnson  
Irvine, CA

Encl. CPUC listing of Energy Citations Issued

**Energy Citations Issued**

Energy Citation #	Date Issued	Company	Citation Amount	Remarks
<b>California Environmental Quality Act (CEQA) Citations</b>				
E-4550-0001	10/26/2016	Southern California Gas Company	\$ 275,000	\$275,000.00 citation paid Jun 29, 2017

<b>Core Transport Agent (CTA) Citations</b>				
UEB-003-001	03/20/2019	SFE Energy California, Inc.	\$ 1,000	\$1,000.00 citation paid Apr 09, 2019
UEB-003-002	03/20/2019	Spark Energy Gas, LLC	\$ 1,000	\$1,000.00 citation paid Apr 22, 2019
UEB-003-003	05/21/2019	Greenwave Energy, LLC	\$ 1,000	\$1,000.00 citation withdrawn Jun 25, 2019
UEB-003-004	11/13/2019	Spark Energy Gas, LLC	\$ 2,000	\$2,000.00 citation paid Dec 17, 2019
UEB-003-005	11/14/2019	Just Energy Solutions, Inc.	\$ 1,000	\$1,000.00 citation paid Dec 12, 2019
UEB-003-006	12/02/2019	SFE Energy California, Inc.	\$ 1,000	\$1,000.00 citation paid Dec 20, 2019
UEB-003-007 to UEB-003-026	02/13/2020	Smart One Energy, LLC	\$ 20,000	\$20,000.00 citation paid Mar 16, 2020
UEB-003-027 to UEB-003-036	02/26/2020	Spark Energy Gas, LLC	\$ 10,000	\$10,000.00 citation paid Apr 20, 2020
UEB-003-037 to UEB-003-039	04/21/2020	Smart One Energy, LLC	\$ 3,000	\$3,000.00 citation paid May 19, 2020
UEB-003-040 to UEB-003-041	08/06/2020	Ambit California, LLC	\$ 2,000	\$2,000.00 citation paid Sep 04, 2020
UEB-003-042	08/20/2020	Smart One Energy, LLC	\$ 1,000	\$1,000.00 citation paid Sep 18, 2020
UEB-003-043	09/17/2020	Smart One Energy, LLC	\$ 1,000	\$1,000.00 citation paid Oct 16, 2020
UEB-003-044	11/04/2020	Spark Energy Gas, LLC	\$ 1,000	\$1,000.00 citation paid Nov 25, 2020
UEB-003-045	11/13/2020	AAA Natural Gas	\$ 1,000	\$1,000.00 citation paid Dec 01, 2020
UEB-003-046	04/02/2021	Bolt Energy Services, LLC	\$ 1,000	\$1,000.00 citation paid May 24, 2021
UEB-003-047 to UEB-003-049	04/07/2021	Bolt Energy Services, LLC	\$ 3,000	\$3,000.00 citation paid May 24, 2021
UEB-003-050	04/07/2021	Bolt Energy Services, LLC	\$ 1,000	\$1,000.00 citation paid May 24, 2021
UEB-003-051	05/14/2021	Bolt Energy Services, LLC	\$ 1,000	\$1,000.00 citation paid May 24, 2021
UEB-003-052	06/29/2021	AAA Natural Gas	\$ 1,000	\$1,000.00 citation paid Jul 07, 2021
UEB-003-053	07/09/2021	AAA Natural Gas	\$ 1,000	\$1,000.00 citation paid Jul 29, 2021
UEB-003-054	08/05/2021	Bolt Energy Services, LLC	\$ 1,000	\$1,000.00 citation paid Aug 16, 2021
UEB-003-055	08/18/2021	Spark Energy Gas, LLC	\$ 1,000	\$1,000.00 citation paid Aug 31, 2021
UEB-003-056	09/09/2021	Bolt Energy Services, LLC	\$ 1,000	\$1,000.00 citation paid Oct 08, 2021
UEB-003-057	11/10/2021	Bolt Energy Services, LLC	\$ 1,000	\$1,000.00 citation paid Nov 30, 2021
UEB-003-058	04/28/2022	Greenwave Energy, LLC	\$ 1,000	\$1,000.00 citation paid Jun 15, 2022
UEB-003-059 to 060	06/02/2022	Bolt Energy Services, LLC	\$ 2,000	\$2,000.00 citation paid Jun 10, 2022
UEB-003-061 to 180	06/24/2022	Ambit California, LLC	\$ 120,000	\$120,000.00 citation paid Jul 25, 2022
UEB-003-181	11/23/2022	Bolt Energy Services	\$ 1,000	\$1,000.00 citation payment or appeal due Dec 23, 2022
UEB-003-182	11/23/2022	Spark Energy Gas, LLC	\$ 1,000	\$1,000.00 citation payment or appeal due Dec 23, 2022

<b>Renewable Portfolio Standards (RPS) Citations</b>				
E-4257-0001	11/18/2010	Pilot Power Group, Inc.	\$ 7,000	\$7,000.00 citation paid Jan 18, 2011

<b>Resource Adequacy (RA) Citations</b>				
E-4195-0001	10/13/2009	Constellation New Energy	\$ 1,500	\$1,500.00 citation paid Nov 12, 2009
E-4195-0002	01/15/2010	San Diego Gas & Electric	\$ 1,500	\$1,500.00 citation paid Feb 12, 2010
E-4195-0003	02/16/2010	Pilot Power Group, Inc.	\$ 6,000	\$6,000.00 citation paid Mar 01, 2010
E-4195-0004	03/08/2010	Commerce Energy, Inc.	\$ 13,000	\$4,500.00 citation paid Jul 07, 2010
E-4195-0005	03/08/2010	Commerce Energy, Inc.	\$ 18,000	\$18,000.00 citation paid Jul 07, 2010
E-4195-0006	03/08/2010	Commerce Energy, Inc.	\$ 2,500	\$2,500.00 citation paid Jul 07, 2010
E-4195-0007	03/30/2010	Pilot Power Group, Inc.	\$ 14,500	\$14,500.00 citation paid Apr 28, 2010
E-4195-0008	04/06/2010	Direct Energy Business, LLC	\$ 1,500	\$1,500.00 citation paid Apr 27, 2010
E-4195-0009	10/04/2010	Commerce Energy, Inc.	\$ 2,000	\$2,000.00 citation paid Dec 01, 2010
E-4195-0010		NOT USED		
E-4195-0011	02/17/2011	Liberty Power Holdings	\$ 4,000	\$4,000.00 citation paid Mar 17, 2011
E-4195-0012	07/25/2011	Tiger Natural Gas	\$ 3,000	\$3,000.00 citation paid Oct 25, 2011
E-4195-0012*	01/31/2012	Glacial Power	\$ 6,660	\$6,660.00 citation paid Mar 15, 2012
E-4195-0013	04/17/2012	Shell Energy North America (SENA)	\$ 1,500	\$1,500.00 citation paid Jun 14, 2012
E-4195-0014	12/18/2012	San Diego Gas & Electric	\$ 1,500	\$1,500.00 citation paid Jan 31, 2013
E-4195-0015	12/18/2012	Direct Energy Business, LLC	\$ 5,000	\$5,000.00 citation paid Jan 14, 2013
E-4195-0016	12/20/2012	San Diego Gas & Electric	\$ 5,000	\$5,000.00 citation paid Feb 25, 2013
E-4195-0017		NOT USED		
E-4195-0018		NOT USED		
E-4195-0019	04/18/2013	Commerce Energy, Inc.	\$ 4,000	\$4,000.00 citation paid May 20, 2013
E-4195-0020	05/22/2013	Liberty Power Holdings	\$ 5,000	\$5,000.00 citation paid Jul 01, 2013
E-4195-0021	07/16/2013	3 Phases Renewables, LLC	\$ 7,500	\$7,500.00 citation paid Feb 10, 2014
E-4195-0021-A	09/10/2013	Liberty Power Holdings	\$ 5,000	\$5,000.00 citation paid Nov 12, 2013
E-4195-0022	04/15/2014	3 Phases Renewables, LLC	\$ 5,000	\$5,000.00 citation paid May 02, 2014
E-4195-0023	04/02/2015	Commerce Energy, Inc.	\$ 5,000	\$5,000.00 citation paid Jun 12, 2015
E-4195-0024	06/03/2015	EDF Industrial Power Services, LLC	\$ 1,000	\$1,000.00 citation paid Jun 23, 2015
E-4195-0025	06/03/2015	Glacial Energy of California	\$ 5,000	\$5,000.00 citation paid Jun 11, 2015

**Energy Citations Issued**

Energy Citation #	Date Issued	Company	Citation Amount	Remarks
E-4195-0026	06/25/2015	3 Phases Renewables	\$ 10,000	\$10,000.00 citation paid Jul 27, 2015
E-4195-0027	12/03/2015	3 Phases Renewables	\$ 10,000	\$10,000.00 citation paid Jan 07, 2016
E-4195-0030	06/04/2015	Commerce Energy, Inc.	\$ 10,000	\$10,000.00 citation paid Jul 01, 2015
E-4195-0031	03/07/2016	Tiger Natural Gas	\$ 3,000	\$3,000.00 citation paid Apr 14, 2016
E-4195-0032	03/30/2016	Glacial Energy Of California	\$ 5,000	\$5,000.00 citation paid Jun 12, 2019
E-4195-0033	09/20/2016	Shell Energy North America (SENA)	\$ 5,500	\$5,500.00 citation paid Oct 04, 2016
E-4195-0034	02/03/2017	Commercial Energy of CA	\$ 4,500	\$4,500.00 citation paid Mar 01, 2017
E-4195-0035	09/01/2017	CleanPowerSF	\$ 10,000	\$10,000.00 citation paid Sep 22, 2017
E-4195-0036	09/12/2017	Southern California Edison Company	\$ 10,000	\$10,000.00 citation paid Oct 30, 2017
E-4195-0037	12/13/2017	Direct Energy Business, LLC	\$ 113,153	\$113,153.40 citation paid Dec 27, 2017
E-4195-0038	12/19/2017	Tiger Natural Gas	\$ 2,000	\$2,000.00 citation paid Dec 26, 2017
E-4195-0039	12/20/2017	Commercial Energy of Montana	\$ 10,456	\$10,456.20 citation paid Jan 16, 2018
E-4195-0040	04/24/2018	Just Energy Solutions, Inc.	\$ 33,300	\$33,300.00 citation paid May 22, 2018
E-4195-0041	04/24/2018	American PowerNet Management, LP	\$ 10,000	\$10,000.00 citation paid Jun 19, 2018
E-4195-0042	04/24/2018	Pilot Power Group, Inc.	\$ 100,709	\$100,709.20 citation paid Dec 20, 2018
E-4195-0043	04/27/2018	Direct Energy Business, LLC	\$ 5,000	\$5,000.00 citation paid May 07, 2018
E-4195-0044	05/15/2018	Just Energy Solutions, Inc.	\$ 10,000	\$10,000.00 citation paid Jun 05, 2018
E-4195-0045	06/25/2018	Just Energy Solutions, Inc.	\$ 5,328	\$5,328.00 citation paid Jul 24, 2018
E-4195-0046	06/25/2018	Pioneer Community Energy	\$ 1,305,360	\$1,305,360.00 citation paid Jul 24, 2018
E-4195-0047	08/14/2018	Just Energy Solutions, Inc.	\$ 4,862	\$4,861.80 citation paid Sep 04, 2018
E-4195-0048	08/15/2018	Pioneer Community Energy	\$ 1,118,880	\$1,118,880.00 citation paid Aug 21, 2018
E-4195-0048A	01/15/2019	Just Energy Solutions, Inc.	\$ 3,330	\$3,330.00 citation paid Feb 07, 2019
E-4195-0049	02/13/2019	Pioneer Community Energy	\$ 137,462	\$137,462.40 citation paid Mar 08, 2019
E-4195-0050	02/25/2019	Valley Clean Energy	\$ 3,330	\$3,330.00 citation paid Mar 08, 2019
E-4195-0051	02/27/2019	East Bay Community Energy	\$ 1,552,589	\$1,552,589.20 citation paid Mar 22, 2019
E-4195-0052	02/27/2019	San Jose Clean Energy	\$ 6,791,155	Appealed on Apr 17, 2019 in K.19-03-024 and ALJ-382 denied appeal on Sep 18, 2020. \$6,791,155.40 payment received on Oct 6, 2020
E-4195-0053	02/25/2019	Agera Energy	\$ 51,482	\$51,481.80 citation paid Mar 21, 2019
E-4195-0054	02/15/2019	Just Energy Solutions, Inc.	\$ 362,304	\$362,304.00 citation paid Mar 20, 2019
E-4195-0055	03/05/2019	Commercial Energy	\$ 299,520	\$299,520.20 citation paid Apr 02, 2019
E-4195-0056	05/15/2019	Just Energy Solutions, Inc.	\$ 11,988	\$11,988.00 citation paid Jun 28, 2019
E-4195-0057	05/16/2019	Valley Clean Energy	\$ 3,330	\$3,330.00 citation paid Jun 28, 2019
E-4195-0058	05/15/2019	Just Energy Solutions, Inc.	\$ 5,000	\$5,000.00 citation paid Jun 28, 2019
E-4195-0059	05/29/2019	Commercial Energy	\$ 26,573	\$26,573.40 citation paid Jul 10, 2019
E-4195-0060	05/15/2019	Just Energy Solutions, Inc.	\$ 22,444	\$22,444.20 citation paid Jun 28, 2019
E-4195-0061	07/31/2019	Commercial Energy	\$ 70,972	\$70,972.30 citation paid Sep 06, 2019
E-4195-0062	07/24/2019	Just Energy Solutions, Inc.	\$ 46,587	\$46,586.70 citation paid Aug 13, 2019
E-4195-0063	07/26/2019	Commercial Energy	\$ 6,660	\$6,660.00 citation paid Aug 29, 2019
E-4195-0064	07/24/2019	Just Energy Solutions, Inc.	\$ 39,927	\$39,926.70 citation paid Aug 13, 2019
E-4195-0065	07/24/2019	Agera Energy	\$ 2,500	\$2,500.00 citation paid Aug 23, 2019
E-4195-0066	10/03/2019	Just Energy Solutions, Inc.	\$ 33,300	\$33,300.00 citation paid Oct 29, 2019
E-4195-0067	10/01/2019	Agera Energy	\$ 4,500	Agera Energy filed for bankruptcy on Oct 04, 2019
E-4195-0068	10/01/2019	Commercial Energy	\$ 3,300	\$3,300.00 citation paid Oct 28, 2019
E-4195-0069	10/03/2019	Just Energy Solutions, Inc.	\$ 19,980	\$19,980.00 citation paid Oct 29, 2019
E-4195-0070	10/29/2019	Commercial Energy	\$ 17,449	\$17,449.20 citation paid Nov 26, 2019
E-4195-0071	12/10/2019	Commercial Energy of Montana, Inc	\$ 31,369	\$31,368.60 citation paid Dec 24, 2019
E-4195-0072	12/10/2019	Just Energy Solutions, Inc.	\$ 5,994	\$5,994.00 citation paid Dec 24, 2019
E-4195-0073	03/06/2020	American PowerNet Management, LP	\$ 30,441	Appealed on Apr 6, 2020 in K.20-04-004 and ALJ-384 approved on Aug 6, 2020. Revised citation for \$30,441 paid on May 28, 2020
E-4195-0074	03/10/2020	San Jose Clean Energy	\$ 1,116,149	Appealed on 4/9/2020 in K.20-04-005. Revised citation for \$1,116,149 paid on May 28, 2020
E-4195-0075	03/10/2020	Commercial Energy	\$ 350,597	\$350,597.40 citation paid Apr 01, 2020
E-4195-0076	03/10/2020	Peninsula Clean Energy	\$ 10,000	\$10,000.00 citation paid Apr 07, 2020
E-4195-0077	03/10/2020	East Bay Community Energy	\$ 614,618	Citation appealed on Apr 9, 2020 in K.20-04-006. EBCE motioned to withdraw appeal on Sep 16, 2020. Payment for \$614,618 received on 10/2/2020.
E-4195-0078	03/11/2020	Commercial Energy	\$ 3,330	\$3,330.00 citation paid Apr 01, 2020
E-4195-0079	03/10/2020	Just Energy Solutions, Inc.	\$ 5,261	\$5,261.40 citation paid Apr 22, 2020
E-4195-0080	04/14/2020	Tiger Natural Gas	\$ 1,500	\$1,500.00 citation paid May 18, 2020
E-4195-0081	04/20/2020	Just Energy Solutions, Inc.	\$ 35,864	\$35,864.10 citation paid Jun 19, 2020
E-4195-0082	04/15/2020	Clean Power Alliance of Southern California	\$ 10,000	Appealed \$10,000.00 citation on May 14, 2020 in K.20-05-006. Resolution ALJ-394 dismissed this citation on 2/11/2021.
E-4195-0083	04/20/2020	Commercial Energy	\$ 7,495	\$7,495.00 citation paid May 21, 2020
E-4195-0084	04/21/2020	Commercial Energy	\$ 7,495	\$7,495.00 citation paid May 22, 2020
E-4195-0085	07/03/2020	Commercial Energy	\$ 3,330	\$3,330.00 citation paid Jul 30, 2020
E-4195-0086	07/03/2020	Commercial Energy	\$ 3,996	\$3,996.00 citation paid Aug 03, 2020
E-4195-0087	07/03/2020	Commercial Energy	\$ 4,990	\$4,990.00 citation paid Aug 03, 2020
E-4195-0088	08/27/2020	Just Energy Solutions, Inc.	\$ 132,388	\$132,387.50 citation paid Oct 05, 2020
E-4195-0089	08/28/2020	Commercial Energy	\$ 6,660	\$6,660.00 citation paid Sep 25, 2020
E-4195-0090	08/28/2020	Commercial Energy	\$ 6,660	\$6,660.00 citation paid Sep 28, 2020
E-4195-0091	08/28/2020	Commercial Energy	\$ 19,998	\$19,998.00 citation paid Sep 28, 2020
E-4195-0092	08/28/2020	Monterey Bay Community Energy	\$ 336,663	\$336,663.00 citation paid Sep 18, 2020

**Energy Citations Issued**

Energy Citation #	Date Issued	Company	Citation Amount	Remarks
E-4195-0093	02/02/2021	Commercial Energy	\$ 5,610	\$5,609.70 citation paid Mar 01, 2021
E-4195-0094	02/02/2021	Commercial Energy	\$ 4,795	\$4,795.20 citation paid Mar 01, 2021
E-4195-0095	02/05/2021	East Bay Community Energy	\$ 1,486,034	\$1,486,033.60 citation paid Feb 23, 2021
E-4195-0096	02/04/2021	Monterey Bay Community Energy	\$ 1,101,031	\$1,101,031.20 citation paid Feb 22, 2021
E-4195-0097	02/04/2021	Pilot Power Group, Inc.	\$ 41,292	\$41,292.00 citation paid Mar 03, 2021
E-4195-0098	02/03/2021	San Diego Community Power	\$ 388,288	\$388,288.00 citation appealed in K.21-03-005 on Mar 05, 2021
E-4195-0099	02/09/2021	Western Community Energy	\$ 1,529,866	Appealed \$1,529,866.40 citation on March 11, 2021, in K.21-03-006. Western Community Energy filed a request for stay on June 28, 2021, due to bankruptcy. \$635,243.95 of citation paid on October 21, 2022. \$894,622.45 is unpaid as Western Community Energy is no longer in operation.
E-4195-0100	07/01/2021	Commercial Energy	\$ 1,121,781	\$1,121,780.50 citation paid Nov 10, 2022
E-4195-0101	06/28/2021	East Bay Community Energy	\$ 5,000	\$5,000.00 citation paid Jul 26, 2021
E-4195-0102	10/26/2021	East Bay Community Energy	\$ 652,530	\$652,529.60 citation paid Nov 08, 2021
E-4195-0103	10/04/2021	Central Coast Community Energy	\$ 1,121,899	\$1,121,899.20 citation paid Oct 15, 2021
E-4195-0104	10/05/2021	East Bay Community Energy	\$ 1,171,094	\$1,171,094.40 citation paid Nov 01, 2021
E-4195-0105	10/14/2021	EDF Industrial Power Services, LLC	\$ 92,974	\$92,973.60 citation paid Oct 28, 2021
E-4195-0106	10/05/2021	Central Coast Community Energy	\$ 1,612,963	\$1,612,963.20 citation paid Oct 15, 2021
E-4195-0107	10/04/2021	San Diego Community Power	\$ 581,818	\$581,817.60 citation appealed in K.21-11-001 on Nov 03, 2021
E-4195-0108	10/13/2021	San Jose Clean Power	\$ 758,263	\$758,263.20 citation paid Nov 05, 2021
E-4195-0109	10/08/2021	Pilot Power Group, Inc.	\$ 181,063	\$181,063.20 citation paid Nov 01, 2021
E-4195-0110	10/08/2021	Pilot Power Group, Inc.	\$ 325,274	\$325,274.40 citation paid Nov 01, 2021
E-4195-0111	10/05/2021	Silicon Valley Clean Energy Authority	\$ 571,250	\$571,250.40 citation paid Nov 09, 2021
E-4195-0112	11/03/2021	Pilot Power Group, Inc.	\$ 105,528	\$105,527.50 citation paid Nov 23, 2021
E-4195-0113	10/21/2021	Shell Energy North America (SENA)	\$ 567,133	\$567,132.50 citation appealed in K.21-11-018 on Nov 22, 2021
E-4195-0114	04/08/2022	Central Coast Community Energy	\$ 2,075,878	\$2,075,877.60 citation paid Apr 19, 2022
E-4195-0115	04/08/2022	San Diego Community Power	\$ 62,979	\$62,979.20 citation paid May 12, 2022
E-4195-0116	04/20/2022	Orange County Power Authority	\$ 1,962,845	\$1,962,845.20 citation appealed in K.22-05-017 on May 20, 2022
E-4195-0117	04/12/2022	CleanPowerSF	\$ 1,292,361	\$1,292,360.80 citation paid May 18, 2022
E-4195-0118	05/17/2022	CleanPowerSF	\$ 2,500	\$2,500.00 citation paid Jun 10, 2022
E-4195-0119	06/03/2022	San Diego Gas & Electric	\$ 11,000	\$11,000.00 citation paid Jul 01, 2022
E-4195-0120	09/15/2022	Silicon Valley Clean Energy Authority	\$ 5,000	\$5,000.00 citation paid Oct 05, 2022
E-4195-0121	08/30/2022	EDF Industrial Power Services, LLC	\$ 1,500	\$1,500.00 citation paid Sep 12, 2022
E-4195-0122	09/14/2022	CleanPowerSF	\$ 20,000	\$20,000.00 citation paid Oct 13, 2022
E-4195-0123	09/15/2022	Direct Energy Business, LLC	\$ 499,145	\$499,144.80 citation paid Sep 26, 2022
E-4195-0124	09/15/2022	Direct Energy Business, LLC	\$ 1,733,021	\$1,733,020.80 citation paid Oct 13, 2022
E-4195-0125	09/16/2022	Orange County Power Authority	\$ 415,406	\$415,406.40 citation appealed in K.22-10-024 on Oct 31, 2022
E-4195-0126	09/16/2022	Central Coast Community Energy	\$ 25,000	\$25,000.00 citation appealed in K.22-10-009 on Oct 17, 2022
E-4195-0127	09/21/2022	Central Coast Community Energy	\$ 506,098	\$506,098.40 citation paid Oct 10, 2022
E-4195-0128	09/22/2022	CleanPowerSF	\$ 1,456,320	\$1,456,320.00 citation paid Oct 13, 2022
E-4195-0129	09/30/2022	East Bay Community Energy	\$ 878,587	\$878,587.20 citation paid Oct 28, 2022
E-4195-0130	10/07/2022	Constellation New Energy	\$ 28,000	\$28,000.00 citation appealed in K.22-11-007 on Nov 07, 2022
E-4195-0131	11/08/2022	EDF Industrial Power Services, LLC	\$ 1,500	\$1,500.00 citation payment or appeal due Dec 08, 2022

\* E-4195-0012 Inadvertently Used Twice

## Switzer, Donna

---

**From:** Fikes, Cathy  
**Sent:** Tuesday, December 6, 2022 12:45 PM  
**To:** Agenda Alerts  
**Subject:** FW: Orange County Power Authority

---

**From:** Wjnobr1@earthlink.net <wjnobr1@earthlink.net>  
**Sent:** Monday, December 5, 2022 9:35 PM  
**To:** CITY COUNCIL <city.council@surfcity-hb.org>  
**Subject:** Orange County Power Authority

Council member Rhonda Bolton  
Council member Natalie Moser  
Council member Dan Kalmick  
Council member Casey McKeon  
Council member Gracey Van Der Mark  
Council member Tony Strickland  
Council member Pat Burns

Dear Council members,

The subject I will be addressing today is the Orange County Power Authority (OCPA), now that there are Council members that will listen to facts instead of hype. I listened to Council member Mike Posey's promise of a 8-10% rate savings for residents and businesses (this can still be seen on YouTube) which got Huntington Beach sucked into the OCPA. At that time, I was more concerned with my city, Lake Forest, getting sucked into JPA/CCA nightmare. I became actively involved when an army of environmentalists invaded our City Council chambers and were spewing misinformation to our Council members and convinced the city to join the JPA/CCA. There weren't any voices telling the facts about CCA's. Being a retired Operations Manager, I did my research and presented documented facts, not hype, to my City Council that CCA's, those operating at that time, eventually would hike rates after a year. I also documented that Resource Adequacy (RA) would be a major stumbling block for new CCA's at that time. (Confirmed by Lake Forest's consultant) That fact was borne out this past year with two RA citations for the OCPA totaling over 2 million dollars, which are on appeal and still unpaid. I also presented to our City Council an aberration of Western Community Energy's JRC numbers and a million dollar RA citation three weeks prior to their bankruptcy. Lake Forest wisely withdrew from the OCPA.

Arrogance and mismanagement are the hallmarks of the OCPA. Arrogance because they thumbed their nose at the CPUC Resource Adequacy requirements and claimed it was less expensive to pay the citation than procure the proper amount of RA that is used to keep the California grid stable and reliable. Mismanagement because a legitimate business would have purchased the proper amount of supplies to satisfy their customers or face the possibility of going out of business. Is bankruptcy in OCPA's future? The OCPA shirked their CPUC RA requirements and forced their problem onto CAISO. I follow the CAISO website daily and in the first two weeks of the September 2022 heatwave the California grid came extremely close to rolling blackouts. Thanks to the men and women at CAISO controlling the grid minute by minute, the remaining natural gas power plants pushing their generators to the maximum, and especially the California residents who heeded the call to reduce power at the most critical times, we survived the heatwave, no thanks to the entities like the OCPA who didn't purchase the required amount of electricity to keep the grid stable and reliable.

I became concerned with the OCPA's claim of supplying 100% and 69% renewable energy to those in their JPA/CCA areas. As council member Kalmick can attest to, I challenged the OCPA to prove that they can penetrate the California grid and deliver 69% and 100% renewable energy to their customers. They won't answer those questions because it can't be done. Attached you will see three daily CAISO production sheets for December 1st, 2nd, and 3rd. On these days, the 24 hour renewables percentages were (1st) 26%, (2nd) 22.7% and (3rd) 15.2%. Theoretically, that means that on the best day, every resident and business in California received 26% renewable energy. Residents who are paying a premium for

69% or 100% renewable energy are not getting the product they are paying for. Council members, challenge the OCPA to prove they can penetrate the grid with and have 69% and 100% renewables delivered to their customers. I'll bet they ignore your request. The problem is they don't have answer you because they don't have to disclose that information for three years. That's a lot of years for residents to overpay for electricity. It's up to you to take action. My question is what are you going to do about it?

Sincerely,

Walter Nobrega

 Back



Home



Demand



Supply



Emissions



Prices

Peaks and daily production for 12/C

**Resource**

**Percentage**

**Biogas**

**Biomass**

**Geothermal**

**Renewables**

RE

**Small hydro**



 Back



Home



Demand



Supply



Emissions



Prices

Peaks and daily production for 12/C

**Resource**

**Pe**

**Biogas**

**Biomass**

**Geothermal**

**Renewables**

RE

**Small hydro**

 Back



Home



Demand



Supply



Emissions



Prices

Peaks and daily production for 12/C

**Resource**

**Pe**

**Biogas**

**Biomass**

**Geothermal**

**Renewables**

RE

**Small hydro**

Sent from my iPad