

Attachment B-2

CalAdvocates Response to SoCalGas Motion to Quash – Exhibits 1-10a

EXHIBIT 1

**E.Henry-ALJ DeAngelis 5-19-20 EMail re Request
For SoCalGas to File Hard Copies Of Confidential
Documents**

From: [Henry, Elliott S](#)
To: [DeAngelis, Regina](#)
Cc: [Sierzant, Corinne M](#); [Tran, Johnny Q](#); [Bone, Traci](#); [Castello, Stephen](#)
Subject: SoCalGas Request to file motion to quash / motion to stay, motion to supplement appeal
Date: Tuesday, May 19, 2020 12:23:03 PM

Judge DeAngelis,

Pursuant to Chief ALJ Simon's instructions related to the DISCOVERY DISPUTE BETWEEN THE PUBLIC ADVOCATES OFFICE AND SOUTHERN CALIFORNIA GAS COMPANY, OCTOBER 7, 2019 (NOT IN A PROCEEDING), Southern California Gas Company (SoCalGas) requests approval to file a Motion to Quash in Part / Motion to Stay Cal Advocates' May 5 subpoena to compel SoCalGas to provide unrestricted remote access to SoCalGas's financial database which includes information covered by SoCalGas' Motion for Reconsideration/Appeal (Appeal) filed on December 2, 2019. Based on meet and confers with Cal Advocates, the deadline for SoCalGas to comply with the Cal Advocates subpoena is today. To meet this unprecedented request, SoCalGas has explained that it needs until May 29 to create a custom program that will give access to all of the database other than materials protected by attorney client and attorney work product privileges, as well as materials implicating the same First Amendment issues currently on Appeal related to the October 2019 discovery dispute. Overall, Cal Advocates has indicated that it is unwilling to agree to these limitations, and is prepared to file a motion to compel (in particular with respect to protecting the issues on Appeal). Because SoCalGas currently must comply by today or potentially be in violation of the subpoena, and because of Cal Advocates' position, SoCalGas must seek relief to preserve its rights.

We are also requesting permission to file a motion to supplement the record for the Appeal that is still pending before the Commission based on the overlapping legal and factual issues that have arisen since the briefing was completed.

In light of the ongoing pandemic and stay-at-home orders, SoCalGas does not have its legal staff at the office or in a position to effectively handle a confidential hard copy filing the same day as the public version is served to the service list. We therefore also request permission to file a hard copy within one week of today (consistent with the Commission guidance).

Also, pursuant to Chief ALJ Simon's instructions, I am requesting your approval to be added to this service list.

I have cc'd representatives for CalPA.

Respectfully,
Elliott Henry

Elliott S. Henry
Senior Counsel, Regulatory
Southern California Gas Company | Law Department
555 West 5th Street GT14E7 | Los Angeles, CA 90013

Tel: 213-244-8234 | Fax: 213-629-9620

E-Mail: EHenry@socalgas.com



A  Sempra Energy utility

This e-mail may contain privileged, attorney-client communications and confidential information intended only for the use of the recipient(s) named above. Reading, disclosure, discussion, dissemination, distribution, or copying of this information by anyone other than the intended recipient or their employees or agents is strictly prohibited. If you have received this message in error, please immediately notify me by telephone and return the original message at the above address via the U.S. postal service. Thank you.

Exhibit 2

**E.Henry-ALJ DeAngelis 5-20-20 EMail Clarifying
Withholding From CalAdvocates**

From: [Henry, Elliott S](#)
To: [Bone, Traci](#); [DeAngelis, Regina](#)
Cc: [Carman, Teresa A](#); [Batjer, Marybel](#); [Simon, Anne](#); [Ward, Alec](#); [Castello, Stephen](#); [Sierzant, Corinne M](#); [Tran, Johnny Q](#); [Prusnek, Brian C](#); jwilson@willenken.com; [Farrar, Darwin](#); [Serizawa, Linda](#); [Campbell, Michael](#); [DeAngelis, Regina](#); [Randolph, Liane](#); [Guzman Aceves, Martha](#); [Rechtschaffen, Cliff](#); [Shiroma, Genevieve](#); [Hovsepian, Melissa A](#)
Subject: RE: SoCalGas (U 904 G) Motion to Quash and Motion to File Under Seal
Date: Wednesday, May 20, 2020 10:45:36 AM

ALJ DeAngelis,

We would initially note that litigation and argument via email is improper and inadequate. Any legal arguments Cal Advocates wishes to make should be raised in a responsive brief. In the interest of at least briefly addressing Ms. Bone's comments, we request that you please consider the following.

Because Cal Advocates has chosen to act outside of any proceeding, there are no clear procedural rules, which is why SoCalGas is seeking leave to file two motions so that it can preserve fundamental attorney-client and attorney work product privileges and First Amendment rights. As you are aware, the non-proceeding procedures for the CPUC are largely undefined, but we have consulted Chief ALJ Simon's instructions dated October 29, 2019 for this non-proceeding. If Your Honor deems this the inappropriate procedure for resolution of such matter, we appreciate your guidance in clarifying the procedural path to preserve our rights as appropriate. The motion has already been tendered and states that "SoCalGas has no recourse but to seek the Commission's intervention" (p.4 of Motion to Quash), which does not specify who should ultimately rule on it from the Commission. The second motion to supplement the record for the December 2 appeal and request an expedited ruling if the first motion is not granted is explicitly addressed to the full Commission. Either of these motions can be readily provided to the appropriate decisionmakers (the full Commission is included on the service list).

With respect to whether your Honor has authority to rule on the motion to quash itself, as mentioned above, Commission President Batjer referred this matter to Chief ALJ Simon who designated your Honor to handle this matter going forward. Thus, beyond seeking leave to file from your Honor for purposes of submission to the Docket Office, you have authority to rule on these matters through that authority conferred on you. Furthermore, the propriety of a motion in these circumstances is, coincidentally, supported by comments Ms. Bone has made several times in meet and confers. Ms. Bone has stated more than once that if SoCalGas would not provide access in the manner Cal Advocates wanted, then Cal Advocates would file a motion to compel (which is discussed in the motion served yesterday). If a motion to compel could be brought to your Honor, then surely a motion to modify or interpret a subpoena must also be appropriate for your consideration – because the power to deny a motion to compel for a subpoena is tantamount to the power to modify or quash a subpoena.

As for the claim that the motion is untimely, as an initial matter, SoCalGas not only raised the issues in the motion in a meet and confer by even the initial deadline for the subpoena, but SoCalGas also timely made these objections in response to the companion data request sent for the subpoena. Moreover, Cal Advocates again cites no authority to support its contention that where compliance with a subpoena is extended all potential objections are implicitly waived. Nor did Cal Advocates

provide any such instruction to SoCalGas. Such a rule would certainly be problematic, would force premature and unnecessary motions to quash, and discourage the informal resolution of disputes. Perhaps more importantly, Cal Advocates never stated that SoCalGas had to waive its right to quash in exchange for additional time to comply.

The issues raised in the motion are serious. They concern fundamental rights concerning attorney client privileges and protections afforded by the First Amendment. SoCalGas requests that the motion (and the companion motion being to be filed) be considered and ruled on.

Thank you for your consideration.

Ms. Bone,

With respect to the confidential versions of the documents, as noted in our email to Judge DeAngelis yesterday which you were copied on, we will tender a confidential hard copy for filing within a week. As shown by what is discussed in the brief, because the confidential information in the declarations overlaps with information we are requesting not to disclose to Cal Advocates in response to the Subpoena, the confidential versions will not be provided to Cal Advocates.

If you have further questions of this nature, please feel free to contact me directly instead of the entire service list.

Respectfully,
Elliott Henry

Elliott S. Henry
Senior Counsel, Regulatory
Southern California Gas Company | Law Department
555 West 5th Street GT14E7 | Los Angeles, CA 90013
Tel: 213-244-8234 | Fax: 213-629-9620
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This e-mail may contain privileged, attorney-client communications and confidential information intended only for the use of the recipient(s) named above. Reading, disclosure, discussion, dissemination, distribution, or copying of this information by anyone other than the intended recipient or their employees or agents is strictly prohibited. If you have received this message in error, please immediately notify me by telephone and return the original message at the above address via the U.S. postal service. Thank you.

From: Bone, Traci <traci.bone@cpuc.ca.gov>

Sent: Tuesday, May 19, 2020 6:22 PM

To: DeAngelis, Regina <regina.deangelis@cpuc.ca.gov>

Cc: Hovsepian, Melissa A <MHovsepian@socalgas.com>; Carman, Teresa A <TCarman@socalgas.com>; Batjer, Marybel <Marybel.Batjer@cpuc.ca.gov>; Simon, Anne <anne.simon@cpuc.ca.gov>; Ward, Alec <Alec.Ward@cpuc.ca.gov>; Castello, Stephen <Stephen.Castello@cpuc.ca.gov>; Sierzant, Corinne M <CSierzant@socalgas.com>; Tran, Johnny Q <JQTran@socalgas.com>; Prusnek, Brian C <BCPrusne@socalgas.com>; Henry, Elliott S <EHenry@socalgas.com>; jwilson@willenken.com; Farrar, Darwin <darwin.farrar@cpuc.ca.gov>; Serizawa, Linda <linda.serizawa@cpuc.ca.gov>; Campbell, Michael <Michael.Campbell@cpuc.ca.gov>; DeAngelis, Regina <regina.deangelis@cpuc.ca.gov>; Randolph, Liane <Liane.Randolph@cpuc.ca.gov>; Guzman Aceves, Martha <Martha.GuzmanAceves@cpuc.ca.gov>; Rechtschaffen, Cliff <Cliff.Rechtschaffen@cpuc.ca.gov>; Shiroma, Genevieve <Genevieve.Shiroma@cpuc.ca.gov>

Subject: [EXTERNAL] RE: SoCalGas (U 904 G) Motion to Quash and Motion to File Under Seal

*** EXTERNAL EMAIL - Be cautious of attachments, web links, and requests for information ***

Judge DeAngelis:

Southern California Gas Company's (SoCalGas') motion to partially quash and for extension provided in the email below is in response to a subpoena signed by the Executive Director on May 4, 2020 and issued May 5, 2020, requiring SoCalGas to provide remote or onsite access to all of its accounts no later than May 8, 2020. A copy of that subpoena is attached hereto. Rather than address the numerous and significant misrepresentations made by SoCalGas in its motion, this email serves to draw your attention to two significant legal issues that warrant consideration and argue against any ruling being issued.

Because the subpoena is an order of the Commission issued pursuant to the Executive Director's statutory authority, it is not clear, and SoCalGas has made no attempt to establish, that the Administrative Law Judge Division has the authority to either quash the subpoena or grant an extension of the subpoena. This significant legal question does not address the equally important policy question of whether the Administrative Law Division should act in contravention of an Executive Director's order. In addition, any SoCalGas objections to the subpoena must be deemed waived as untimely. SoCalGas should have raised any such objections prior to the date it was required to perform under the subpoena, which was more than ten days ago. While the Public Advocates Office (Cal Advocates) has agreed to several extensions that SoCalGas requested in order to comply with the subpoena, at no point did Cal Advocates agree to extend the time for SoCalGas to raise substantive objections to the subpoena. At this point, any ruling on SoCalGas' instant motion would serve only to encourage non-compliance with Commission orders and revitalize the right to appeal the subpoena which SoCalGas has otherwise already waived.

For these reasons, Cal Advocates proposes that you reserve action on the SoCalGas motion. Cal Advocates will inform SoCalGas that it must comply with the Commission's subpoena and make unrestricted remote read-only access fully available no later than this Friday, May 22, 2020. Should SoCalGas fail to do so, Cal Advocates will file a request for penalties and sanctions against SoCalGas shortly thereafter.

Traci Bone, Attorney
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
Work: (415) 703-2048
Cell: (415) 713-3599
tbo@cpuc.ca.gov

From: Carman, Teresa A <TCarman@socalgas.com>
Sent: Tuesday, May 19, 2020 5:00 PM
To: Batjer, Marybel <Marybel.Batjer@cpuc.ca.gov>; Simon, Anne <anne.simon@cpuc.ca.gov>; Bone, Traci <traci.bone@cpuc.ca.gov>; Ward, Alec <Alec.Ward@cpuc.ca.gov>; Castello, Stephen <Stephen.Castello@cpuc.ca.gov>; Sierzant, Corinne M <CSierzant@socalgas.com>; Tran, Johnny Q <JQTran@socalgas.com>; Prusnek, Brian C <BCPrusne@socalgas.com>; Henry, Elliott S <EHenry@socalgas.com>; jwilson@willenken.com; Farrar, Darwin <darwin.farrar@cpuc.ca.gov>; Serizawa, Linda <linda.serizawa@cpuc.ca.gov>; Campbell, Michael <Michael.Campbell@cpuc.ca.gov>; DeAngelis, Regina <regina.deangelis@cpuc.ca.gov>; Randolph, Liane <Liane.Randolph@cpuc.ca.gov>; Guzman Aceves, Martha <Martha.GuzmanAceves@cpuc.ca.gov>; Rechtschaffen, Cliff <Cliff.Rechtschaffen@cpuc.ca.gov>; Shiroma, Genevieve <Genevieve.Shiroma@cpuc.ca.gov>
Cc: Hovsepian, Melissa A <MHovsepian@socalgas.com>
Subject: SoCalGas (U 904 G) Motion to Quash and Motion to File Under Seal

Judge DeAngelis,

Pursuant to my email to you earlier today requesting approval to file a Motion to Quash in Part / Motion to Stay Cal Advocates' May 5 subpoena (Subpoena), Southern California Gas Company (SoCalGas) is tendering the attached Motion (with several attachments and accompanying Motion To File Under Seal) for service to the service list today. As noted in my prior email, Chief ALJ Simon's instructions related to the DISCOVERY DISPUTE BETWEEN THE PUBLIC ADVOCATES OFFICE AND SOUTHERN CALIFORNIA GAS COMPANY, OCTOBER 7, 2019 (NOT IN A PROCEEDING) instructed to request such leave to file. The Subpoena at issue compels SoCalGas to provide unrestricted remote access to SoCalGas's financial database which includes information covered by SoCalGas' Motion for Reconsideration/Appeal (Appeal) filed on December 2, 2019. Based on meet and confers with Cal Advocates, the deadline for SoCalGas to comply with the Cal Advocates subpoena is today. To meet this unprecedented request, SoCalGas has explained that it needs until May 29 to create a custom program that

will give access to all of the database other than materials protected by attorney client and attorney work product privileges, as well as materials implicating the same First Amendment issues currently on Appeal related to the October 2019 discovery dispute. Overall, Cal Advocates has indicated that it is unwilling to agree to these limitations, and is prepared to file a motion to compel (in particular with respect to protecting the issues on Appeal). Because SoCalGas currently must comply by today or potentially be in violation of the subpoena, and because of Cal Advocates' position, SoCalGas must seek relief to preserve its rights.

As indicated in my earlier email today, we are also requesting permission to file a motion to supplement the record for the Appeal that is still pending before the Commission based on the overlapping legal and factual issues that have arisen since the briefing was completed.

This transmission is being sent in several parts. This is part 1.

The service list has been updated to reflect current counsel for Cal Advocates and SoCalGas.

Terri Carman
Senior Legal Administrative Associate
Southern California Gas Company / Law Department
555 West Fifth Street, GT-14E7
Los Angeles, CA 90013
Ph: 213.244.2967; Fax: 213.629.9620
Email: tcarman@socalgas.com

This email originated outside of Sempra Energy. Be cautious of attachments, web links, or requests for information.

EXHIBIT 3

**T.Bone-ALJ DeAngelis 5-19-20 EMail re Untimely
Motion**

From: [Bone, Traci](#)
To: [DeAngelis, Regina](#)
Cc: [Hovsepian, Melissa A](#); [Carman, Teresa A](#); [Batjer, Marybel](#); [Simon, Anne](#); [Ward, Alec](#); [Castello, Stephen](#); [Sierzant, Corinne M](#); [Tran, Johnny Q](#); [Prusnek, Brian C](#); [Henry, Elliott S](#); jwilson@willenken.com; [Farrar, Darwin](#); [Serizawa, Linda](#); [Campbell, Michael](#); [DeAngelis, Regina](#); [Randolph, Liane](#); [Guzman Aceves, Martha](#); [Rechtschaffen, Cliff](#); [Shiroma, Genevieve](#)
Subject: RE: SoCalGas (U 904 G) Motion to Quash and Motion to File Under Seal
Date: Tuesday, May 19, 2020 6:22:00 PM
Attachments: [Subpoena to SoCalGas for Accounting Database Access - Service Copy.pdf](#)

Judge DeAngelis:

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Traci Bone, Attorney
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

Work: (415) 703-2048
Cell: (415) 713-3599
tbo@cpuc.ca.gov

From: Carman, Teresa A <TCarman@socalgas.com>

Sent: Tuesday, May 19, 2020 5:00 PM

To: Batjer, Marybel <Marybel.Batjer@cpuc.ca.gov>; Simon, Anne <anne.simon@cpuc.ca.gov>; Bone, Traci <traci.bone@cpuc.ca.gov>; Ward, Alec <Alec.Ward@cpuc.ca.gov>; Castello, Stephen <Stephen.Castello@cpuc.ca.gov>; Sierzant, Corinne M <CSierzant@socalgas.com>; Tran, Johnny Q <JQTran@socalgas.com>; Prusnek, Brian C <BCPrusne@socalgas.com>; Henry, Elliott S <EHenry@socalgas.com>; jwilson@willenken.com; Farrar, Darwin <darwin.farrar@cpuc.ca.gov>; Serizawa, Linda <linda.serizawa@cpuc.ca.gov>; Campbell, Michael <Michael.Campbell@cpuc.ca.gov>; DeAngelis, Regina <regina.deangelis@cpuc.ca.gov>; Randolph, Liane <Liane.Randolph@cpuc.ca.gov>; Guzman Aceves, Martha <Martha.GuzmanAceves@cpuc.ca.gov>; Rechtschaffen, Cliff <Cliff.Rechtschaffen@cpuc.ca.gov>; Shiroma, Genevieve <Genevieve.Shiroma@cpuc.ca.gov>

Cc: Hovsepian, Melissa A <MHovsepian@socalgas.com>

Subject: SoCalGas (U 904 G) Motion to Quash and Motion to File Under Seal

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This transmission is being sent in several parts. This is part 1.

The service list has been updated to reflect current counsel for Cal Advocates and SoCalGas.

Terri Carman

Senior Legal Administrative Associate

Southern California Gas Company / Law Department

555 West Fifth Street, GT-14E7

Los Angeles, CA 90013

Ph: 213.244.2967; Fax: 213.629.9620

Email: tcarman@socalgas.com

EXHIBIT 4

Data Request CalAdvocates-SCG-051719



Public Advocates Office
California Public Utilities Commission

505 Van Ness Avenue
San Francisco, CA 94102
Phone: (415) 703-2544
Fax: (415) 703-2057

<http://publicadvocates.cpuc.ca.gov>

PUBLIC ADVOCATES OFFICE DATA REQUEST

Public Advocates Office-SCG051719

Date: May 23, 2019

To: **Avisha A. Patel**
Attorney for SoCalGas

Phone (213) 244-2954
Email: APatel@semprautilities.com

From: **Stephen Castello**
Analyst

Phone: (415) 703-1063
Email: stephen.castello@cpuc.ca.gov

William Maguire
Attorney for Public Advocates Office

Phone: (415) 703-2642
Email: william.maguire@cpuc.ca.gov

Re: **Data Request No. Public Advocates Office-SCG051719**
Responses Due: June 6, 2019

INSTRUCTIONS

You are instructed to answer the following Data Requests in the above-captioned proceeding, with written, verified responses per Public Utilities Code §§ 309.5 and 314, and Rules 1.1 and 10.1 of the California Public Utilities Commission's Rules of Practice and Procedure. Restate the text of each request prior to providing the response. For any questions, email the Public Advocates Office contact(s) above with a copy to the Public Advocates Office attorney.

Each Data Request is continuing in nature. Provide your response as it becomes available, but no later than the due date noted above. If you are unable to provide a response by this date, notify the Public Advocates Office as soon as possible, with a written explanation as to why the response date cannot be met and a best estimate of when the information can be provided. If you acquire additional information after providing an answer to any request, you must supplement your response following the receipt of such additional information.

Identify the person providing the answer to each data request and his/her contact information. Responses should be provided both in the original electronic format, if available, and in hard copy. (If available in Word format, send the Word document and do not send the information as a PDF file.) All electronic documents submitted in response to this data request should be in readable, downloadable, printable, and searchable formats, unless use of such formats is infeasible. Each page should be numbered. If any of your answers refer to or reflect calculations, provide a copy of the supporting electronic files that were used to derive such calculations, such as

Excel-compatible spreadsheets or computer programs, with data and formulas intact and functioning. Documents produced in response to the data requests should be Bates-numbered, and indexed if voluminous. Responses to data requests that refer to or incorporate documents should identify the particular documents referenced by Bates-numbers or Bates-range.

If a request, definition, or an instruction, is unclear, notify the Public Advocates Office as soon as possible. In any event, answer the request to the fullest extent possible, specifying the reason for your inability to answer the remaining portion of the Data Request.

DATA REQUESTS

1. Did SoCalGas use any ratepayer funding to support the founding and launch of Californians for Balanced Energy Solutions (C4BES)? If yes,
 - a. Please give a full accounting of all ratepayer funding sources.
 - b. Please give a full accounting of how any ratepayer funds were used.
2. Does SoCalGas continue to use any ratepayer funding to support C4BES? If yes,
 - a. Please give a full accounting of all ratepayer funding sources.
 - b. Please give a full accounting of how any ratepayer funds were used.
3. Please provide accounting of all SoCalGas staff who spent work hours on the founding, launch, and continued activities of C4BES.
 - a. List all names of SoCalGas staff who spent work hours on C4BES activities.
 - b. Provide an estimate of the number of hours spent on C4BES activities by each staff member listed in Question 3b.
 - c. Provide the funding source(s) for all staff time, including specification of ratepayer or shareholder funding and the account the time was booked to (balancing account, shareholder account, GRC line item, etc.).
4. Please provide all invoices and contracts to which SoCal Gas is a party for work which relates to the creation or support of C4BES. These include, but are not limited to contracts and invoices related to:
 - a. Retention of Imprenta Communications in developing C4BES objectives and talking points.
 - b. Compensation provided to C4BES board member Matt Rahn.
5. For each invoice and contract provided in response to Question 5, identify:
 - a. Whether ratepayer or shareholder funded (and proportions if necessary)
 - b. The funding source used (e.g. GRC funds, specific balancing accounts, etc.).

END OF REQUEST

EXHIBIT 5

Data Request CALADVOCATES-AW-SCG-2020-01



Public Advocates Office
California Public Utilities Commission

505 Van Ness Avenue
San Francisco, CA 94102
Phone: (415) 703-2544
Fax: (415) 703-2057

<http://publicadvocates.cpuc.ca.gov>

PUBLIC ADVOCATES OFFICE DATA REQUEST
No. CalAdvocates-AW-SCG-2020-01

Date: February 14, 2020

Response Requested: **Monday, March 2, 2020**

To: **Corinne Sierzant** Phone: (213) 244-5354
Regulatory Affairs for SoCalGas Email: CSierzant@semprautilities.com

Johnny Q. Tran Phone: (213) 244-2981
Attorney for SoCalGas Email: JQTran@semprautilities.com

From: **Alec Ward** Phone: (415) 703-2325
Analyst for the Email: Alec.Ward@cpuc.ca.gov
Public Advocates Office

Stephen Castello Phone: (415) 703-1063
Analyst for the Email: Stephen.Castello@cpuc.ca.gov
Public Advocates Office

Traci Bone Phone: (415) 703-2048
Attorney for the Email: Traci.Bone@cpuc.ca.gov
Public Advocates Office

INSTRUCTIONS

You are instructed to answer the following Data Requests in the above-captioned proceeding, with written, verified responses per Public Utilities Code §§ 309.5 and 314, and Rules 1.1 and 10.1 of the California Public Utilities Commission's Rules of Practice and Procedure within ten (10) business days.

Each Data Request is continuing in nature. Provide your response as it becomes available, but no later than the due date noted above. If you are unable to provide a response by the due date, notify the Public Advocates Office within five (5) business days, with a written explanation as to why the response date cannot be met and a best estimate of when the

information can be provided. If you acquire additional information after providing an answer to any request, you must supplement your response following the receipt of such additional information.

This data request does not diminish or excuse any pending written or oral data requests to you.

The Public Advocates Offices expects you to respond to this data request in a timely manner and with the highest level of candor.

Responses:

Restate the text of each request prior to providing the response. Identify the person providing the answer to each data request and his/her contact information. Responses should be provided both in the original electronic format, if available, and in hard copy. (If available in Word format, send the Word document and do not send the information as a PDF file.) All electronic documents submitted in response to this data request should be in readable, downloadable, printable, and searchable formats, unless use of such formats is infeasible. Each page should be numbered. If any of your answers refer to or reflect calculations, provide a copy of the supporting electronic files that were used to derive such calculations, such as Excel-compatible spreadsheets or computer programs, with data and formulas intact and functioning. Documents produced in response to the data requests should be Bates-numbered, and indexed if voluminous. Responses to data requests that refer to or incorporate documents should identify the particular documents referenced by Bates-numbers or Bates-range.

Requests for Clarification:

If a request, definition, or an instruction, is unclear, notify the people listed above in writing within five (5) business days, including a specific description of what you find unclear and why, and a proposal for resolving the issue. In any event, unless directly otherwise by the people listed above, answer the request to the fullest extent possible, explain why you are unable to answer in full, and describe the limitations of your response.

Objections:

If you object to any of portion of this Data Request, please submit specific objections, including the specific legal basis for the objection, to the people listed above within five (5) business days.

Assertions of Privilege:

If you assert any privilege for documents responsive to this data request, please provide within five (5) business days to the people list above a privilege log identifying each withheld document, and: (a) a summary description of the document; (b) the date of the document; (c) the name of each author or preparer; (d) the name of each person who received the document; and (e) the legal basis for withholding the document.

Assertions of Confidentiality:

If you assert confidentiality for any of the information provided, please identify the information that is confidential and provide a specific explanation of the basis for each such

assertion. Assertions of confidentiality will be carefully scrutinized and may not be upheld absent a strong showing of the need for confidentiality.

DEFINITIONS

- A. As used herein, the terms “you,” “your(s),” “Company,” “SCG,” and “SoCalGas” mean Southern California Gas Company and any and all of its respective present and former employees, agents, consultants, attorneys, officials, and any and all other persons acting on its behalf.
- B. The terms “and” and “or” shall be construed either disjunctively or conjunctively whenever appropriate in order to bring within the scope of these Data Requests any information or documents which might otherwise be considered to be beyond their scope.
- C. Date ranges shall be construed to include the beginning and end dates named. For example, the phrases “from January 1 to January 31,” “January 1-31,” “January 1 to 31,” and “January 1 through January 31” should be understood to include both the 1st of January and the 31st of January. Likewise, phrases such as “since January 1” and “from January 1 to the present” should be understood to include January 1st, and phrases such as “until January 31,” “through January 31,” and “up to January 31” should also be understood to include the 31st.
- D. The singular form of a word shall be interpreted as plural, and the plural form of a word shall be interpreted as singular whenever appropriate in order to bring within the scope of these Data Requests any information or documents which might otherwise be considered to be beyond their scope.
- E. The term “communications” includes all verbal and written communications of every kind, including but not limited to telephone calls, conferences, notes, correspondence, and all memoranda concerning the requested communications. Where communications are not in writing, provide copies of all memoranda and documents made relating to the requested communication and describe in full the substance of the communication to the extent that the substance is not reflected in the memoranda and documents provided.
- F. The term “document” shall include, without limitation, all writings and records of every type in your possession, control, or custody, whether printed or reproduced by any process, including documents sent and received by electronic mail, or written or produced by hand.
- G. “Relate to,” “concern,” and similar terms and phrases shall mean consist of, refer to, reflect, comprise, discuss, underlie, comment upon, form the basis for, analyze, mention, or be connected with, in any way, the subject of these Data Requests.
- H. When requested to “state the basis” for any analysis (including studies and workpapers), proposal, assertion, assumption, description, quantification, or conclusion, please describe every fact, statistic, inference, supposition, estimate, consideration, conclusion, study, and analysis known to you which you believe to support the analysis, proposal, assertion,

assumption, description, quantification, or conclusion, or which you contend to be evidence of the truth or accuracy thereof.

- I. The term “lobbying” shall be as defined on pages 3 and 4 of the Sempra Political Activities Policy.

DATA REQUEST

1. In 2017, Los Angeles World Airports updated its Alternative Fuel Vehicle Requirement Program.¹ At any time, has SoCalGas lobbied the Los Angeles Board of Airport Commissioners regarding its Alternative Fuel Vehicle Requirement Program?²
2. If the answer to question 1 is yes, please identify:
 - a. Each date that such lobbying occurred;
 - b. The specific issues that the lobbying addressed;
 - c. All of the individuals who authorized the lobbying;
 - d. The name and title of each SoCalGas employee involved in the lobbying;
 - e. Any agent, consultant or firm engaged to support or participate in any manner with the lobbying; and
 - f. The total costs that SoCalGas has incurred in association with this lobbying.
3. With regard to the lobbying described in response to question 2, please provide:
 - a. Any contracts or other business agreements related to the lobbying;
 - b. Any invoices related to the lobbying, regardless of the status of such invoice; and
 - c. Any materials used to prepare for or presented during the lobbying.
4. Please disaggregate the costs identified in response to question 2 into the following categories:
 - a. Labor
 - b. Travel, lodging, meals, and incidental travel expenses
 - c. Consultant costs
 - d. Other
5. Please identify each account to which any portion of the costs identified in response to question 2 were charged.
 - a. State the account name and cost center number.
 - b. State whether the account is ratepayer funded.
 - c. State how much was charged to the account.
6. On October 18, 2017, a press conference was held in South Gate regarding the Advanced Clean Trucks Now Plan.³
 - a. Please describe SoCalGas’s role in this event;
 - b. Please describe the role of SoCalGas’s consultants in this event; and
 - c. Was this press conference intending to influence the type of vehicles the Port of Long Beach should procure? If so, please explain.

¹ “Los Angeles Board of Airport Commissioners Approve Updates to LAX Alternative Fuel Vehicle Requirement Program to Further Improve Airport Air Quality,” Los Angeles World Airports, October 5, 2017.

² The term “lobbying” and its derivatives shall be as defined on pages 3 and 4 of the Sempra Political Activities Policy.

³ “Elected Officials, Health Organizations, Residents Unite in South Gate to Urge Cleaner Trucks Sooner in the Clean Air Action Plan,” Advanced Clean Trucks NOW, October 18, 2017.

7. In SoCalGas's response to Question 1 in Data Request CalAdvocates-SC-SCG-2019-10, SoCalGas stated it lobbied the Port of Long Beach officials regarding the proposed zero emissions transition. Since 2017, has SoCalGas engaged in any other lobbying of the Port of Long Beach officials regarding the proposed emissions transition outside of the disclosed meeting?
8. Since 2017, has SoCalGas lobbied mayors or councilmembers in Long Beach, Los Angeles, or other surrounding cities in an attempt to influence the type of vehicles the San Pedro Bay Ports procure regarding the proposed zero emissions transition?
9. If the answer to either questions 7 or 8 is yes, please identify:
 - a. Each date that such lobbying occurred;
 - b. The specific issues that the lobbying addressed;
 - c. All of the individuals who authorized the lobbying;
 - d. The name and title of each SoCalGas employee involved in the lobbying;
 - e. Any agent, consultant or firm engaged by SoCalGas to support or participate in any manner with the lobbying; and
 - f. The total costs that SoCalGas has incurred in association with this lobbying.
10. With regard to the lobbying described in response to question 9, please provide:
 - a. Any contracts or other business agreements related to the lobbying;
 - b. Any invoices related to the lobbying, regardless of the status of such invoice; and
 - c. Any materials used to prepare for or presented during the lobbying.
11. Please disaggregate the costs identified in response to question 9 into the following categories:
 - a. Labor
 - b. Travel, lodging, meals, and incidental travel expenses
 - c. Consultant costs
 - d. Other
12. Please identify each account to which any portion of the costs identified in response to question 9 were charged.
 - a. State the account name and cost center number.
 - b. State whether the account is ratepayer funded.
 - c. State how much was charged to the account.
13. In SoCalGas's response to Question 1 in Data Request CalAdvocates-SC-SCG-2019-11, SoCalGas stated it lobbied the Los Angeles County Metropolitan Transportation Authority regarding its metro bus fleet. Please describe in narrative form the types of lobbying SoCalGas undertook in this effort.
14. For any lobbying efforts SoCalGas undertook in an attempt to influence the Los Angeles County Metropolitan Transportation Authority regarding the metro bus fleet, please identify:
 - a. Each date that such lobbying occurred;
 - b. The specific issues that the lobbying addressed;
 - c. All of the individuals who authorized the lobbying;
 - d. The name and title of each SoCalGas employee involved in the lobbying;
 - e. Any agent, consultant or firm engaged by SoCalGas to support or participate in any manner with the lobbying; and
 - f. The total costs that SoCalGas has incurred in association with this lobbying.
15. With regard to the lobbying described in response to question 14, please provide:

- a. Any contracts or other business agreements related to the lobbying;
 - b. Any invoices related to the lobbying, regardless of the status of such invoice; and
 - c. Any materials used to prepare for or presented during the lobbying.
16. Please disaggregate the costs identified in response to question 14 into the following categories:
- a. Labor
 - b. Travel, lodging, meals, and incidental travel expenses
 - c. Consultant costs
 - d. Other
17. Please identify each account to which any portion of the costs identified in response to question 14 were charged.
- a. State the account name and cost center number.
 - b. State whether the account is ratepayer funded.
 - c. State how much was charged to the account.
18. Provide all contracts since 2017 between SoCalGas and Imprenta Communications Group, Inc., Marathon Communications, Inc. (excluding Agreement: 5660052135), and Ek, Sunkin & Bai, LLC.
- a. Include any amendments and requisition requests.
 - b. For any contract that refers in any manner to lobbying efforts, including those regarding the Port of Long Beach’s proposed zero emissions transition and the Los Angeles County Metropolitan Transportation Authority’s metro bus fleet procurement, please identify all lobbying events and activities that have occurred or that are anticipated, including the date that they occurred or will occur in the future.
19. Please identify each account to which any portion of the costs identified in response to question 18 were charged.
- a. State the account name and cost center number.
 - b. State whether the account is ratepayer funded.
 - c. State how much was charged to the account.
20. In SoCalGas’s January 17, 2020 cover letter to Elizabeth Echols, Director of the Public Advocates Office, SoCalGas wrote it discovered “communications of an employee that are contrary to SoCalGas’s value.” Please explain the nature of these violations in detail and SoCal Gas’s response to those violations, including, without limitation, steps taken to address any systemic issues revealed by these violations.
21. Has SoCalGas contracted with or begun the process to establish a contract with George Minter or an organization that represents George Minter? If yes, please provide the following:
- a. The contract(s) and any amendment(s)
 - b. The requisition request(s)
 - c. Any invoices received to date
22. In response to Data Request CalAdvocates-SK-SCG-2020-01 Question 4, SoCalGas stated, “an incorrect settlement rule was set up for this IO to FERC 920.0 A&G Salaries, consequently, the costs initially settled to the incorrect FERC account. On September 21, 2019, the SoCalGas Accounting Controller and Accounting Director met with the Strategy, Engagement & Chief Environmental Officer, and confirmed that the Balanced

Energy activities should be classified as FERC 426.4 - Expenditures-Civic & Related Activities/Lobbying Costs.” Please:

- a. Describe how SoCalGas came to be aware that an incorrect settlement rule was set up for IO 300796601.
 - b. Provide all accounting instructions/forms that lead to the incorrect settlement of the costs.
 - c. Provide all accounting instructions/forms that lead to the change described above being effectuated.
 - d. Provide documentation showing that the change described above has been effectuated.
23. Please provide any two distinct Work Order Authorizations signed by Sharon Tomkins between June 2, 2018 and March 20, 2019.
24. Please explain how and to what level of specify SoCalGas’ salaried employees track their time and provide an actual example of a monthly timesheet of a salaried Regional Public Affairs employee with all confidential personnel information redacted.

END OF REQUEST

EXHIBIT 6

Data Request CalAdvocates-TB-2020-03.



Public Advocates Office
California Public Utilities Commission

505 Van Ness Avenue
San Francisco, CA 94102
Phone: (415) 703-2544
Fax: (415) 703-2057

<http://publicadvocates.cpuc.ca.gov>

PUBLIC ADVOCATES OFFICE DATA REQUEST
No. CalAdvocates-TB-SCG-2020-02

Date: March 20, 2020

Response Requested: Within 15 business days but no later than April 13, 2020

To: **Corinne Sierzant** Phone: (213) 244-5354
Regulatory Affairs for SoCalGas Email: CSierzant@semprautilities.com

Johnny Q. Tran Phone: (213) 244-2981
Attorney for SoCalGas Email: JQTran@semprautilities.com

Shawane Lee Phone: (213) 244-8499
Attorney for SoCalGas Email: SLee5@socalgas.com

Stacy Van Goor Email: SVanGoor@sempra.com
Sempra Energy

From: **Traci Bone** Phone: (415) 713-3599
Attorney for the Email: Traci.Bone@cpuc.ca.gov
Public Advocates Office

Alec Ward Phone: (415) 703-2325
Analyst for the Email: Alec.Ward@cpuc.ca.gov
Public Advocates Office

INSTRUCTIONS

General:

You are instructed to answer the following Data Requests in the above-captioned proceeding, with written, verified responses pursuant to Public Utilities Code §§ 309.5 and 314, and Rules 1.1 and 10.1 of the California Public Utilities Commission's Rules of Practice and Procedure within ten (10) business days.

Each Data Request is continuing in nature. Provide your response as it becomes available, but no later than the due date noted above. If you are unable to provide a response by the due date, notify the Public Advocates Office within five (5) business days, with a written

explanation as to why the response date cannot be met and a best estimate of when the information can be provided. If you acquire additional information after providing an answer to any request, you must supplement your response following the receipt of such additional information.

This data request does not diminish or excuse any pending written or oral data requests to you.

The Public Advocates Offices expects you to respond to this data request in a timely manner and with the highest level of candor

Responses:

Responses shall restate the text of each question prior to providing the response, identify the person providing the answer to each question and his/her contact information, identify all documents provided in response to the question, and clearly mark such documents with the data request and question number they are responsive to.

Responses should be provided both in the original electronic format, if available, and in hard copy. (If available in Word format, send the Word document and do not send the information as a PDF file.) All electronic documents submitted in response to this data request should be in readable, downloadable, printable, and searchable formats, unless use of such formats is infeasible. Each page should be numbered. If any of your answers refer to or reflect calculations, provide a copy of the supporting electronic files that were used to derive such calculations, such as Excel-compatible spreadsheets or computer programs, with data and formulas intact and functioning. Documents produced in response to the data requests should be Bates-numbered, and indexed if voluminous.

Requests for Clarification:

If a request, definition, or an instruction, is unclear, notify the people listed above in writing within five (5) business days, including a specific description of what you find unclear and why, and a proposal for resolving the issue. In any event, unless directly otherwise by the people listed above, answer the request to the fullest extent possible, explain why you are unable to answer in full, and describe the limitations of your response.

Objections:

If you object to any of portion of this Data Request, please submit specific objections, including the specific legal basis for the objection, to the people listed above within five (5) business days.

Assertions of Privilege:

If you assert any privilege for documents responsive to this data request, please provide within five (5) business days to the people listed above a privilege log identifying each withheld document, and: (a) a summary description of the document; (b) the date of the document; (c) the

name of each author or preparer; (d) the name of each person who received the document; and (e) the legal basis for withholding the document.

Assertions of Confidentiality:

If you assert confidentiality for any of the information provided, please identify the information that is confidential with highlights and provide a specific explanation of the basis for each such assertion. Assertions of confidentiality will be carefully scrutinized and are likely to be challenged absent a strong showing of the need for confidentiality, with the exception of the confidentiality for sensitive personal identifying information as described below.

Sensitive Personal Identifying Information:

Any sensitive personal identifying information other than an employee's name shall be fully redacted unless otherwise directed. Sensitive personal identifying information includes, without limitation:

- Social security numbers.
- Bank account numbers.
- Passport information.
- Healthcare related information.
- Medical insurance information.
- Student information.
- Credit and debit card numbers.
- Drivers license and State ID information.

Signed Declaration:

The data response shall include a signed declaration from a responsible officer or an attorney under penalty of perjury that you have used all reasonable diligence in preparation of the data response, and that to the best of their knowledge, it is true and complete.

In addition, any claim of confidentiality or privilege shall be supported by a declaration from your attorney stating that your attorney is familiar with the relevant case law and statutes pertaining to claims of confidentiality and privilege such that there is a good faith basis for the claim.

DEFINITIONS

A. As used herein, the terms “you,” “your(s),” “Company,” “SCG,” and “SoCalGas” mean Southern California Gas Company and any and all of its respective present and former employees, agents, consultants, attorneys, officials, and any and all other persons acting on its behalf.

- B. The terms “and” and “or” shall be construed either disjunctively or conjunctively whenever appropriate in order to bring within the scope of these Data Requests any information or documents which might otherwise be considered to be beyond their scope.
- C. Date ranges shall be construed to include the beginning and end dates named. For example, the phrases “from January 1 to January 31,” “January 1-31,” “January 1 to 31,” and “January 1 through January 31” should be understood to include both the 1st of January and the 31st of January. Likewise, phrases such as “since January 1” and “from January 1 to the present” should be understood to include January 1st, and phrases such as “until January 31,” “through January 31,” and “up to January 31” should also be understood to include the 31st.
- D. The singular form of a word shall be interpreted as plural, and the plural form of a word shall be interpreted as singular whenever appropriate in order to bring within the scope of these Data Requests any information or documents which might otherwise be considered to be beyond their scope.
- E. The term “communications” includes all verbal and written communications of every kind, including but not limited to telephone calls, conferences, notes, correspondence, and all memoranda concerning the requested communications. Where communications are not in writing, provide copies of all memoranda and documents made relating to the requested communication and describe in full the substance of the communication to the extent that the substance is not reflected in the memoranda and documents provided.
- F. The term “document” shall include, without limitation, all writings and records of every type in your possession, control, or custody, whether printed or reproduced by any process, including documents sent and received by electronic mail, or written or produced by hand.
- G. “Relate to,” “concern,” and similar terms and phrases shall mean consist of, refer to, reflect, comprise, discuss, underlie, comment upon, form the basis for, analyze, mention, or be connected with, in any way, the subject of these Data Requests.
- H. When requested to “state the basis” for any analysis (including studies and workpapers), proposal, assertion, assumption, description, quantification, or conclusion, please describe every fact, statistic, inference, supposition, estimate, consideration, conclusion, study, and analysis known to you which you believe to support the analysis, proposal, assertion, assumption, description, quantification, or conclusion, or which you contend to be evidence of the truth or accuracy thereof.
- I. Terms related in any way to “lobbying,” lobbyist,” “lobbying firm” and “lobbyist employer” shall, without limitation, be construed broadly and, without limitation, to be inclusive of how those terms are used in the Sempra Energy Political Activities Policy (Policy) and the

California Political Reform Act (Act). For purposes of this data request, the Act's definitions shall understood to include all manner of state, regional, and local government or agencies.¹

DATA REQUEST

1. Please provide all documents related to SoCalGas and Sempra training and reporting programs that are used to ensure compliance with the Sempra Energy Political Activities Policy (Policy). See Policy at Section 1, p. 1 (“the company has a robust training and reporting program in place to ensure compliance”).
2. Regarding the Policy’s requirement at page 3 under “Lobbying” that all employees who engage in lobbying activities are required to report their activity in LATS, please explain what “LATS” is and all of the data fields it contains.
3. Please identify all SoCalGas and Sempra Energy employees who have LATS entries for activity between January 1, 2015 and today, and provide copies of all such LATS entries.
4. Please identify all SoCalGas and Sempra Energy employees who have engaged in lobbying activities at any time between January 1, 2015 and today who do not have LATS entries, and explain why they do not have LATS entries.
5. Please identify all SoCalGas and Sempra Energy employees who have lobbied at any time between January 1, 2015 and today regarding issues related to decarbonization.
6. Please explain how SoCalGas and Sempra decide whether an employee’s work should be allocated to shareholders or ratepayers and who makes such a determination. If this determination varies by business unit, please explain the process for each business unit.
7. Please explain how SoCalGas and Sempra record the cost of employee work that is shareholder-funded, and the accounts where such time is recorded.
8. Please explain how SoCalGas and Sempra record the cost of employee work that is ratepayer-funded, and the accounts where such time is recorded.
9. For all SoCalGas and Sempra Employees who have lobbied at any time between January 1, 2015 and today on behalf of either organization, please identify by each employee and for each year the portion of their time allocated to ratepayer-funded lobbying, and quantify the monetary value of that work for each employee by year.

¹ The Sempra Energy Political Activities Policy defines lobbying broadly on page 3 as: “any action intended to influence legislative or administrative action, including activities to influence government officials, political parties, or ballot measures. Lobbyists can be individual employees or the company that employees them, referred to as a Lobbyist-Employer.”

10. For all SoCalGas and Sempra Employees who have lobbied at any time between January 1, 2015 and today on behalf of either organization, please identify by each employee and for each year the portion of their time allocated to shareholder-funded lobbying, and quantify the monetary value of that work for each employee by year.
11. Please provide a fully executed copy of the entire contractual agreement between SoCalGas and Marathon Communications Inc. including the confidentiality provision which prevents SoCalGas from releasing the prices that Marathon charges for their services without being in breach of contract.² Please also provide supporting documentation to demonstrate that this contract is binding on SoCalGas and has not been superseded by any other contract.
12. For the period between January 1, 2015 and today, please provide all documents submitted to the to the California Public Utilities Commission pursuant to General Order 77 by SoCalGas and Sempra Energy, including both the public and confidential versions of such submissions. To the extent such submissions are available on the company's website, you may provide a link to that information.³

END OF REQUEST

² SoCalGas attorneys asserted during a Meet and Confer discussion on March 19, 2020 that such a term exists in its agreement with Marathon Communications, Inc.

³ We note that a public version of SoCalGas' 2017 GO-77M statement is available on its website, but that no other versions are available.

EXHIBIT 7

Declaration of Stephen Castello

May 28, 2020

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA

DECLARATION OF STEPHEN CASTELLO

I, Stephen Castello, hereby declare:

1. I am a Public Utilities Regulatory Analyst II in the Electricity Pricing and Customer Programs Branch of the Public Advocates Office at the California Public Utilities Commission. If called as a witness, I could and would competently testify as to the matters stated herein from my own personal knowledge, except as to any matters that I state upon information and belief, and, as to those matters, I am informed and believe them to be true.
2. I have been assigned to the Public Advocates Office investigation – not in any proceeding – of Southern California Gas Company’s (SoCalGas’) funding and other activities related to promoting the use of natural and renewable gas and to defeating state and local efforts to achieve greenhouse gas reductions (Investigation).
3. In my work on the Public Advocates Office Investigation, I have attempted to identify, among other things, whether and to what extent ratepayer money has been used to fund these efforts, including SoCalGas’ creation and funding of Californians for Balanced Energy Solutions (C4BES), an issue that came to light in Rulemaking (R.) 19-01-011.
4. I am familiar with SoCalGas’ Motion for an Emergency Stay which was served March 25, 2020, and the ALJ Ruling of April 6, 2020 that denied that motion.
5. After the motion was denied, SoCalGas was unable to meet and confer regarding a re-start of discovery in the Investigation, until April 16, 2020 – more than a week after the ALJ’s ruling was issued.
6. I am familiar with the subpoena issued to SoCalGas on May 5, 2020.
7. I have reviewed the SoCalGas “Motion To Quash Portion Of The Subpoena To Produce Access To Certain Materials In Accounting Databases And To Stay

Compliance Until The May 29th Completion Of Software Solution To Exclude Those Protected Materials In The Databases” served on May 19, 2020.

8. I have attended multiple meet and confer discussions with SoCalGas to advance Public Advocates Office discovery related to the Investigation, including meetings on the following dates: June 4, 2019, July 25, 2019, August 12, 2019, September 16, 2019, September 27, 2019, October 18, 2019, January 9, 2020, January 21, 2020, March 19, 2020, April 16, 2020, April 24, 2020, May 1, 2020, May 6, 2020, May 8, 2020, May 13, 2020, and May 19, 2020.
9. After service of the subpoena on May 5, 2020, SoCalGas and Public Advocates Office participated in four conference calls related to the details of SoCalGas providing access under the subpoena, and identifying dates SoCalGas would provide responses to data requests issued in December, February, and March.
10. During those calls, SoCalGas confirmed that all SoCalGas accounting staff were working from home and had remote access to the utility’s accounts and records through its SAP system. SoCalGas also confirmed that it had previously made full remote access available to an auditor.
11. By the last conference call on May 18, 2020, it was evident that SoCalGas could provide nearly immediate remote access to the Public Advocates Office auditors, but that it would continue to withhold remote access from Public Advocates Office based on its First Amendment claims, and concerns regarding the disclosure of attorney/client communications or attorney work product.
12. At no time did SoCalGas suggest on any of the calls following issuance of the subpoena that it sought an extension of its right to quash the subpoena
13. While Public Advocates Office readily acknowledged that it had no desire to review any privileged information in the SAP database, at no time did Public Advocates Office concede during those calls that attorney/client communications or attorney work product would actually exist in SoCalGas’ SAP database, or that it could only review SoCalGas’ SAP database once such material was “walled off.”

14. During the last call on these matters, on Monday, May 18, 2020, SoCalGas requested that Public Advocates Office give it an extension to comply with the subpoena until May 29, 2020, so that it could implement a form of “custom” computer program to wall off its law firm invoices and information it asserts is “protected” by the First Amendment. Public Advocates Office did not refuse to provide the extension; rather, it replied that such an extension would need to be considered by its management.
15. During that conversation, the Public Advocates Office observed, among other things, that had its auditors appeared at SoCalGas’ offices to review its accounts and records, SoCalGas would have been obligated under the law to provide the auditors immediate on-site access to all of these materials. Consequently, SoCalGas’ proposal to withhold remote access in order to build a “custom software solution” to exclude information from auditor review was troubling to Public Advocates Office.
16. The Public Advocates Office was also clear on May 18, 2020 call that it would not accept any “wall” for access to accounts associated with vendors and consultants that SoCalGas claimed were “protected” by the First Amendment because such information was not “privileged” and SoCalGas’ had no valid legal claims for precluding Public Advocates Office’s access to those accounts.
17. I believe SoCalGas clearly understood that those were precisely the types of accounts, among others, that Public Advocates Office intended to audit.
18. Public Advocates Office has received copies of several SoCalGas contracts, invoices, and other materials related to the vendors it is working with to pursue the activities that are the subject of the Investigation. Those materials include the type of information which SoCalGas proposes to “wall off” from Public Advocates Office review in its Motion to Quash.
19. Discovery requests issued in December, February, and March have not been fully and accurately responded to. For example, SoCalGas has declined to provide complete responses to CALADVOCATES SC-SCG-2019-11, which was issued

on December 11, 2019. Among other things, SoCalGas' responses failed to include all costs associated with influencing public opinion on the type of buses the Los Angeles County Metropolitan Authority should procure, failed to break down those costs by year, failed to disaggregate those costs by requested categories, and failed to identify the accounts where those costs were charged. It appears that much of this information should have been recorded in SoCalGas' Lobbying Activities Tracking System (LATS) consistent with the training manuals SoCalGas has provided. However, none of this information appears to be available in that system.

20. SoCalGas has delayed its responses to the Public Advocates Office data request issued February 14, 2020. Notwithstanding numerous discussions regarding this data request – the utility insisted on using its own definition of lobbying to answer the questions – the Public Advocates Offices has been waiting more than three months for complete responses.
21. The Public Advocates Office has participated in at least seven conference calls with SoCalGas since the ALJ's April 6 denial of SoCalGas' emergency motion for a stay of discovery. SoCalGas initially represented its desire to “reset” the relationship with the Public Advocates Office. However, in retrospect, it is evident that SoCalGas made a number of misrepresentations to the Public Advocates Office during those calls in an effort to continue to delay its discovery responses.
22. This was not the first time that SoCalGas had proposed to “reset” the relationship with Public Advocates Office. The first time occurred during a meet and confer on October 18, 2019. SoCalGas attorneys Shawane Lee and Johnny Tran, both new to the case at the time, used the same words stating a desire to “reset” the relationship with Public Advocates Office.
23. On the last call on May 18, 2020, when directly asked whether SoCalGas was “slow rolling” responses to the Public Advocates Office's outstanding requests, SoCalGas representatives assured Public Advocates Office that SoCalGas *was not*

slow rolling its responses. Rather, SoCalGas explained that it was working hard to respond to the data requests and that many things that seemed simple were much more time consuming and were absorbing staff's time. SoCalGas also represented that it was prioritizing compliance with the subpoena so that it was unable to provide other information at the same time, such as the removal of unsupported confidentiality designations that the Public Advocates Offices had requested more than two months ago, on March 10, 2020.

Dated this 28 of May, 2020, at Berkeley, California.

A handwritten signature in black ink, appearing to read "Stephen D. Castello". The signature is written in a cursive style with a horizontal line underneath the name.

Stephen Castello
Public Utilities Regulatory Analyst II
Public Advocates Office
California Public Utilities Commission

EXHIBIT 8

**Administrative Law Judge's Ruling In The Discovery
Dispute Between Public Advocates Office And
Southern California Gas Company, August 2019**

(Not In A Proceeding)

September 10, 2019

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**ADMINISTRATIVE LAW JUDGE'S RULING IN THE DISCOVERY DISPUTE
BETWEEN PUBLIC ADVOCATES OFFICE AND SOUTHERN CALIFORNIA
GAS COMPANY, AUGUST 2019 (NOT IN A PROCEEDING)**

This ruling resolves the discovery dispute between Southern California Gas Company (SoCalGas) and Public Advocates Office of the California Public Utilities Commission (Cal Advocates) by granting Cal Advocates' August 14, 2019 *Motion to Compel Further Responses from Southern California Gas Company to Data Request- CalAdvocates-SC-SCG-2019-04 (DR SC-SCG-2019-04)*. SoCalGas shall, within two businesses days, provide the unredacted information sought in response to Data Request - CalAdvocates-SC-SCG-2019-04 (DR SC-SCG-2019-04).

1. Background

SoCalGas is regulated by the Commission. On August 14, 2019, Cal Advocates sent via letter to the Commission's President a *Motion to Compel Further Responses from Southern California Gas Company to Data Request - CalAdvocates-SC-SCG-2019-04 (DR SC-SCG-2019-04)*. The data requests referred to in this Motion to Compel were not issued pursuant to any open Commission proceeding. Therefore, no assigned Commissioner exists for this discovery dispute. In this situation, Pub. Util. Code § 309.5(e) provides that the President of the Commission must decide any discovery objections. On September 5, 2019, the President of the Commission referred this dispute to the Chief Administrative Law Judge (ALJ) for resolution. On September 5, 2019, the Chief ALJ designated an ALJ to review and dispose of the dispute.

2. Discussion

The August 14, 2019 Motion to Compel states that SoCalGas responded to Data Request - CalAdvocates-SC-SCG-2019-04 (DR SC-SCG-2019-04) but, regarding Item 1 and 5, redacted information and failed to provide any explanations, declaration, or privilege logs explaining why this information cannot be disclosed to Cal Advocates in unredacted format.¹

On August 26, 2019, SoCalGas sent to the President of the Commission the *Response of SoCalGas to the August 14, 2019 Motion to Compel Further Responses from Southern California Gas Company to Data Request*. In this Response, SoCalGas objects to the Motion to Compel.

On September 5, 2019, the Chief Administrative Law Judge granted Cal Advocates request to file a Reply. On September 9, 2019, Cal Advocates submitted a Reply to SoCalGas' Responses, *Reply of the Public Advocates Office to Response of SoCalGas to August 14, 2019 Motion to Compel Further Responses From Southern California Gas Company to Data Request-CalAdvocates-SC-SCG-2019-04 (DR SC-SCG-2019-04)*. Cal Advocates states that SoCalGas has provided information in response to Item 5. Therefore, it only seeks to compel a discovery response to Item 1.

After reviewing the Cal Advocates' Motion, SoCalGas' Response, and Cal Advocates' Reply, Cal Advocates' Motion to Compel submitted pursuant to Pub. Util. Code § 309.5(e), § 314, and Rule 11.3 of the Commission's Rules of Practice and Procedure is granted.

IT IS SO RULED that the August 14, 2019 Motion to Compel submitted by Cal Advocates pursuant to Pub. Util. Code § 309.5(e), § 314, and Rule 11.3 of the

¹ Prior to filing the Motion to Compel, Cal Advocates and SoCalGas held a meet-and-confer on June 4, 2019. A meet-and-confer was only held on August 12, 2019.

Commission's Rules of Practice and Procedure is granted. SoCalGas shall, within two businesses days, provide the unredacted information sought in response to Item 1 of Data Request – CalAdvocates-SC-SCG-2019-04 (DR SC-SCG-2019-04).

Dated September 10, 2019, at San Francisco, California.

/s/ REGINA M. DEANGELIS

Regina M. DeAngelis
Administrative Law Judge

INFORMATION REGARDING SERVICE

I have electronically served all persons on the attached.

Administrative Law Judge's Ruling in the Discovery Dispute between
Public Advocates Office and Southern California Gas Company, August 2019
(Not in a Proceeding).

Regina DeAngelis, Regina.deangelis@cpuc.ca.gov

Rebecca Vorpe, Rebecca.Vorpe@cpuc.ca.gov

Avisha Patel, APatel@socalgas.com

The list I use is current as of today's date.

Dated September 10, 2019, at San Francisco, California.

/s/ REGINA M. DEANGELIS

Regina DeAngelis

EXHIBIT 9

**Administrative Law Judge's Ruling In The Discovery
Dispute Between Public Advocates Office And
Southern California Gas Company, October 7, 2019**

(Not In A Proceeding)

November 1, 2019

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

**ADMINISTRATIVE LAW JUDGE'S RULING IN THE DISCOVERY DISPUTE
BETWEEN PUBLIC ADVOCATES OFFICE AND SOUTHERN CALIFORNIA
GAS COMPANY, OCTOBER 7, 2019 (NOT IN A PROCEEDING)**

This ruling resolves the discovery dispute between Southern California Gas Company (SoCalGas) and Public Advocates Office of the California Public Utilities Commission (Cal Advocates) by granting Cal Advocates' October 7, 2019 *Motion to Compel Responses from Southern California Gas Company to Question 8 of Data Request- CalAdvocates-SC-SCG-2019-05*. SoCalGas shall, within two business days, provide the information sought in response to Data Request - CalAdvocates-SC-SCG-2019-05 (DR SC-SCG-2019-05) - Question 8.

1. Background

SoCalGas is regulated by the Commission. On October 7, 2019, Cal Advocates sent to the Commission's President a *Motion to Compel Responses from Southern California Gas Company to Question 8 of Data Request - CalAdvocates-SC-SCG-2019-05 (Not in a Proceeding)*. The data requests referred to in this Motion to Compel were not issued pursuant to any open Commission proceeding. Therefore, no assigned Commissioner exists for this discovery dispute. In this situation, Pub. Util. Code § 309.5(e) provides that the President of the Commission must decide any discovery objections. On October 25, 2019, the President of the Commission referred this dispute to the Chief Administrative Law Judge (ALJ) for resolution. On October 29, 2019, the Chief ALJ designated an ALJ to review and dispose of the dispute.

2. Discussion

The October 7, 2019 Motion to Compel states that SoCalGas responded to Data Request - CalAdvocates-SC-SCG-2019-05 but, regarding Question 8, refused to provide responsive documents in response to Question 8.¹

On October 17, 2019, SoCalGas sent to the President of the Commission the *Response of SoCalGas to the October 7, 2019 Motion to Compel Further Responses from Southern California Gas Company to Data Request (Not in a Proceeding)*. In this Response, SoCalGas objects to the Motion to Compel.

On October 30, 2019, the Administrative Law Judge granted Cal Advocates request to file a Reply. On October 31, 2019, Cal Advocates submitted a Reply to SoCalGas' Responses, *Reply of the Public Advocates Office to Response of SoCalGas to October 7, 2019 Motion to Compel Further Responses From Southern California Gas Company to Data Request-CalAdvocates-SC-SCG-2019-05 (Not in a Proceeding)*.

After reviewing the Cal Advocates' Motion, SoCalGas' Response, and Cal Advocates' Reply, Cal Advocates' Motion to Compel submitted pursuant to Pub. Util. Code § 309.5(e), § 314, and Rule 11.3 of the Commission's Rules of Practice and Procedure is granted.

¹ Prior to filing the Motion to Compel, Cal Advocates and SoCalGas held a meet-and-confer.

IT IS SO RULED that the October 7, 2019 Motion to Compel submitted by Cal Advocates pursuant to Pub. Util. Code § 309.5(e), § 314, and Rule 11.3 of the Commission's Rules of Practice and Procedure is granted. SoCalGas shall, within two businesses days, provide the information sought in response to Question 8 of Data Request - CalAdvocates-SC-SCG-2019-05.

Dated November 1, at San Francisco, California.

/s/ REGINA M. DEANGELIS

Regina M. DeAngelis
Administrative Law Judge

INFORMATION REGARDING SERVICE

I have electronically served all persons on the attached.

Administrative Law Judge's Ruling in the Discovery Dispute between
Public Advocates Office and Southern California Gas Company, August 2019
(Not in a Proceeding).

Regina DeAngelis, Regina.deangelis@cpuc.ca.gov

Rebecca Vorpe, Rebecca.Vorpe@cpuc.ca.gov

JQTran@socalgas.com

CSierzant@socalgas.com

SLee5@socalgas.com

Buch@cpuc.ca.gov

Stephen.Castello@cpuc.ca.gov

The list I use is current as of today's date.

Dated November 1, 2019, at San Francisco, California.

/s/ REGINA M. DEANGELIS

Regina DeAngelis

EXHIBIT 10

**ALJ April 6, 2020 EMail denying SoCalGas'
March 19, 2020 Motion for Emergency Stay**

From: [DeAngelis, Regina](#)
To: [Bone, Traci](#); [Trujillo, Leslie A](#); [Batjer, Marybel](#); [Simon, Anne](#); [Ward, Alec](#); [Castello, Stephen](#); [Prusnek, Brian C](#); [Sierzant, Corinne M](#); [Lee, Shawane L](#); [Tran, Johnny Q](#); [Fohrer, Jeffrey B](#); [Henry, Elliott S](#)
Cc: [Farrar, Darwin](#); [Serizawa, Linda](#); [Campbell, Michael](#)
Subject: RE: SoCalGas Emergency Motion to File Under Seal and Motion for a Protective Order (Not in a Proceeding)
Date: Monday, April 06, 2020 10:34:00 AM

Commission Staff, including California Public Advocates, has statutory rights to inspect the accounts, books, papers, and documents of any public utility at any time. Further, Public Utilities Code section 309.5(e) allows California Public Advocates Office to compel the production or disclosure of any information if there are any objections to any request for information. This code section does not provide such relief to regulated entities. SoCalGas' Emergency Motion for a Protective Order Staying all Pending and Future Data Requests from California Public Office of Advocates is asking the Commission to act contrary to California law both in substance and form. No further consideration of SoCalGas' motion is warranted.

However considering such extraordinary times, I ask the parties to work together to find a schedule that is mutually agreeable and accommodates the additional demands resulting from the COVID-19 shelter-in-place directive.

Thank you.

Regina M. DeAngelis
Administrative Law Judge
California Public Utilities Commission
415.703.2011
regina.deangelis@cpuc.ca.gov

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From: Bone, Traci <traci.bone@cpuc.ca.gov>
Sent: Thursday, March 26, 2020 12:02 PM
To: Trujillo, Leslie A <LTrujillo@socalgas.com>; Batjer, Marybel <Marybel.Batjer@cpuc.ca.gov>; Simon, Anne <anne.simon@cpuc.ca.gov>; Ward, Alec <Alec.Ward@cpuc.ca.gov>; Castello, Stephen <Stephen.Castello@cpuc.ca.gov>; Prusnek, Brian C <BPrusnek@semprautilities.com>; Sierzant, Corinne M <CSierzant@socalgas.com>; Lee, Shawane L <SLee5@socalgas.com>; Tran, Johnny Q <JQTran@socalgas.com>; Fohrer, Jeffrey B <JFohrer@socalgas.com>; Henry, Elliott S <EHenry@socalgas.com>
Cc: Farrar, Darwin <darwin.farrar@cpuc.ca.gov>; Serizawa, Linda <linda.serizawa@cpuc.ca.gov>; Campbell, Michael <Michael.Campbell@cpuc.ca.gov>; DeAngelis, Regina <regina.deangelis@cpuc.ca.gov>
Subject: RE: SoCalGas Emergency Motion to File Under Seal and Motion for a Protective Order (Not in a Proceeding)

Ms. Trujillo:

The Public Advocates Office is in receipt of SoCalGas' Motion and will be filing a Reply in Opposition to the Motion, which will be served on all of the people on this email, and any others listed on the SoCalGas Certificate of Service.

We ask that SoCalGas follow the same protocol for all future filings regarding this Motion.

Traci Bone, Attorney
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
Work: (415) 703-2048
Cell: (415) 713-3599
tbo@cpuc.ca.gov

From: Trujillo, Leslie A <LTrujillo@socalgas.com>

Sent: Wednesday, March 25, 2020 4:51 PM

To: Batjer, Marybel <Marybel.Batjer@cpuc.ca.gov>; Simon, Anne <anne.simon@cpuc.ca.gov>; Bone, Traci <traci.bone@cpuc.ca.gov>; Ward, Alec <Alec.Ward@cpuc.ca.gov>; Castello, Stephen <Stephen.Castello@cpuc.ca.gov>; Prusnek, Brian C <BPrusnek@semprautilities.com>; Sierzant, Corinne M <CSierzant@socalgas.com>; Lee, Shawane L <SLee5@socalgas.com>; Tran, Johnny Q <JQTran@socalgas.com>; Fohrer, Jeffrey B <JFohrer@socalgas.com>; Henry, Elliott S <EHenry@socalgas.com>

Subject: SoCalGas Emergency Motion to File Under Seal and Motion for a Protective Order (Not in a Proceeding)

Sent on Behalf of Attorney Johnny Tran

Dear President Batjer,

Attached please find *Southern California Gas Company's (SoCalGas) Emergency Motion for a Protective Order Staying All Pending and Future Data Requests from the California Public Advocates Office Served Outside of any Proceeding (Relating to the Building Decarbonization Matter), and any Motions and Meet and Confers Related Thereto, During California Government COVID-19 Emergency "Safer at Home" Orders (Emergency Motion), and the accompanying Motion to File Under Seal*. This discovery dispute is not part of any open Commission proceeding, therefore SoCalGas is submitting this motion to the President's office per Public Utilities Code § 309.

Due to the current Coronavirus (COVID-19) health crisis, accordingly, pursuant to CPUC COVID-19 Temporary Filing and Service Protocol for Formal Proceedings, paper copies of these documents are not being filed at this time, and will not be mailed to the Administrative Law Judge or to parties on the service list, and the sealed documents will be delivered to the Docket Office by April 14, 2020 or as directed by the assigned judge.

Sincerely,

Leslie Trujillo

Leslie Trujillo

Legal Administrative Associate

Southern California Gas Company | Law Department

555 West 5th Street, GT14E7 | Los Angeles, CA 90013

Tel: 213.244.2972 | Fax: 213.629-9620 | E-mail: LTrujillo@socalgas.com

