Date Filed: August 28, 2026

Witness: Davis, Edward A
Request from: Public Utilities Regulatory Authority

Question:

Explain whether the response to CAE-30 would differ if the FTM storage resource were co-located with on-site generation, including but not limited to solar photovoltaic (PV) generation. If so, identify the applicable legal, regulatory, or tariff provisions that distinguish between standalone and co-located resources.

Response:

This question falls outside the scope of this proceeding, which includes rates for sales by EDCs to standalone FTM storage resources; not rates for sales by FTM storage resources. Also, to the extent that this question seeks legal analysis, the Company is unable to provide legal analysis in an interrogatory response from a non-attorney witness, but the Company would be pleased to provide any requested legal analysis in a separate Legal Brief if PURA issues a Notice requesting Legal Briefs on this topic.

Nonetheless, without waiving its rights, the Company hereby provides the following substantive response to this interrogatory as follows:

The Company assumes this interrogatory is asking about the response to CAE-29, and not CAE-30. See response to CAE-29 – because of the assumption that the generation plus a storage resource is precluded from participating in wholesale market, but then is assumed to sell power to an EDC, i.e., make a sale in a wholesale market, clarification is again required.

That said, there is a difference between FTM storage resources that charge only from **renewable** resources and those FTM storage resources that charge from the grid (i.e., under an EDC retail TOU tariff). The former can obtain qualifying facility status under federal regulations and sell wholesale power pursuant to PURPA regulations. But this difference between the two types of FTM storage resources only relates to their wholesale power sales, which are not relevant here. The same existing TOU retail tariffs as discussed in the response to CAE-29 could be used to charge the storage resource.