

PUBLIC UTILITIES COMMISSION
LEGAL DIVISION505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298
TD 94-3031353

March 25, 2015

VIA EMAIL ONLYJeff McDonald
350 Camino de le Reina
San Diego, CA 92108
Phone: 619-293-1709
E-mail: jeff.mcdonald@utsandiego.com**Re: California Public Records Act Request
CPUC PRA #1454**

Dear Mr. McDonald:

On March 12, 2015, the California Public Utilities Commission (Commission) received your request for documents under the California Public Records Act (PRA), Gov. Code § 6250 *et seq.* In particular, you stated:

Please provide me copies of any and all emails written or received by [Terrie Prosper] regarding Michael Picker and the gala dinner honoring Michael Peevey last month. This CPRA request includes any emails containing any reference to the Feb. 12 event planning, financing, fund-raising, media responses, Goldman School of Public Policy, canceled checks, receipts or otherwise, dating from today's date back to Dec. 1, 2014.

Attached, please find the documents that are responsive to your request and are not exempt from production under the PRA. The responsive emails are being produced in three PDF files, labeled January 2015 Emails, February 2015 Emails, and March 2015 Emails.

As you will see, in the "February 2015 Emails" file, I have redacted the text of several emails between Christine Hammond, who is President Picker's Legal Advisor, and President Picker. These emails contain information that is subject to the attorney-client privilege and is therefore exempt from production under the PRA. Evid. Code § 954; Gov. Code § 6254(k). More specifically, the redacted text contains Ms. Hammond's legal opinion and/or legal advice to President Picker.

Please refer to PRA # 1454 in any subsequent communications with the Commission regarding this matter.

Sincerely,

A handwritten signature in blue ink that reads "Shanna Foley".

Shanna Foley | Legal Counsel
California Public Utilities Commission
(415) 703-2969
shanna.foley@cpuc.gov.ca

Attachment

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Friday, January 30, 2015 3:58 PM
To: Picker, Michael
Subject: RE: Reporter on Dinner

Great, thanks! I will let the reporter know.

From: Picker, Michael
Sent: Friday, January 30, 2015 3:53 PM
To: Prosper, Terrie D.
Subject: RE: Reporter on Dinner

He's the former President and worthy of my respect for his many accomplishments.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date: 01/30/2015 3:48 PM (GMT-08:00)
To: "Picker, Michael"
Cc: "Koss, Kenneth L."
Subject: Reporter on Dinner

President Picker,

The UT-San Diego says that a story is "breaking" on the Feb. 12th dinner for Peevey. The reporter says he understands that Peevey "is being toasted Feb. 12 at a dinner in SF co-hosted by the new CPUC president. I need to ask if this is appropriate, given the AG search of Mr. Peevey's home and his history of questionable emails."

If you want to respond we need to do so asap. I'm not sure if you are going to the dinner, co-hosting, or what. Let me know and I can suggest a statement for your review unless you already know what you want to say.

Thanks,

Terrie

Terrie Prosper
Director, News and Public Information Office
California Public Utilities Commission
(415) 703-2160
tdp@cpuc.ca.gov
[Facebook](#) | [Twitter](#) | www.cpuc.ca.gov

From: jeff.mcdonald@utsandiego.com
Sent: Friday, January 30, 2015 4:36 PM
To: terrie.prosper@cpuc.ca.gov
Subject: RE: quick question/ new subject

OK; thanks so much... weekend almost here

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Friday, January 30, 2015 4:36 PM
To: McDonald, Jeff
Subject: RE: quick question/ new subject

President Picker bought a ticket and got listed as a sponsor. I think his quote explains why he is attending.

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Friday, January 30, 2015 4:19 PM
To: Prosper, Terrie D.
Subject: RE: quick question/ new subject

Mr. Peevey is the subject of a criminal public corruption probe and Mr. Picker, who pledged transparency and reform, is co-sponsoring a gala in his honor...

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Friday, January 30, 2015 4:18 PM
To: McDonald, Jeff
Subject: RE: quick question/ new subject

What do you mean by "disconnect"?

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Friday, January 30, 2015 4:17 PM
To: Prosper, Terrie D.
Subject: RE: quick question/ new subject

Thanks, but nothing about the disconnect between this and what he told me three weeks ago, or the appearance this co-sponsorship presents?



Jeff McDonald | Reporter
O: 619-293-1708
jeff.mcdonald@utsandiego.com
UTSanDiego.com
350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Friday, January 30, 2015 4:16 PM

To: McDonald, Jeff
Subject: RE: quick question/ new subject

Hi Jeff,

President Picker says:
He's the former President and worthy of my respect for his many accomplishments.

Terrie

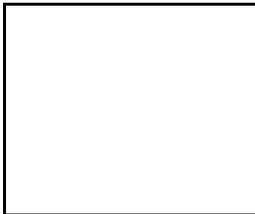
From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Friday, January 30, 2015 3:31 PM
To: Prosper, Terrie D.
Subject: quick question/ new subject
Importance: High

Hi,

I understand Mr. Peevey is being toasted Feb. 12 at a dinner in SF co-hosted by the new CPUC president. I need to ask if this is appropriate, given the AG search of Mr. Peevey's home and his history of questionable emails. This is a breaking story so I need a response ASAP.

Thanks,

Jeff



Jeff McDonald | Reporter
O: 619-293-1708
jeff.mcdonald@utsandiego.com
UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Koss, Kenneth L. <kenneth.koss@cpuc.ca.gov>
Sent: Friday, January 30, 2015 4:00 PM
To: Prosper, Terrie D.
Subject: RE: Reporter on Dinner

Thanks

From: Prosper, Terrie D.
Sent: Friday, January 30, 2015 3:58 PM
To: Koss, Kenneth L.
Subject: FW: Reporter on Dinner

FYI

From: Picker, Michael
Sent: Friday, January 30, 2015 3:53 PM
To: Prosper, Terrie D.
Subject: RE: Reporter on Dinner

He's the former President and worthy of my respect for his many accomplishments.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date: 01/30/2015 3:48 PM (GMT-08:00)
To: "Picker, Michael"
Cc: "Koss, Kenneth L."
Subject: Reporter on Dinner

President Picker,

The UT-San Diego says that a story is "breaking" on the Feb. 12th dinner for Peevey. The reporter says he understands that Peevey "is being toasted Feb. 12 at a dinner in SF co-hosted by the new CPUC president. I need to ask if this is appropriate, given the AG search of Mr. Peevey's home and his history of questionable emails."

If you want to respond we need to do so asap. I'm not sure if you are going to the dinner, co-hosting, or what. Let me know and I can suggest a statement for your review unless you already know what you want to say.

Thanks,

Terrie

Terrie Prosper

Director, News and Public Information Office
California Public Utilities Commission
(415) 703-2160
tdp@cpuc.ca.gov
[Facebook](#) | [Twitter](#) | www.cpuc.ca.gov

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Saturday, January 31, 2015 1:38 AM
To: Picker, Michael
Cc: Koss, Kenneth L.
Subject: Re: Reporter on Dinner

Here is the article:

<http://www.utsandiego.com/news/2015/jan/30/peevey-gala-invitations-amid-probe/>

On Jan 30, 2015, at 4:31 PM, "Picker, Michael" <Michael.Picker@cpuc.ca.gov> wrote:

I bought the cheapest ticket and got listed as a sponsor. I think that everyone who agreed to do that, including Bob Weisenmiller of the Energy Commission and Mary Nichols of the Air Board got the same treatment. That also means that I'll end up listing as a behest every donation of \$5,000 and above.

Commissioner Michael Picker
California Public Utilities Commission
505 Van Ness, Fifth Floor
San Francisco, CA 94102
(415) 703-2444
Michael.Picker@cpuc.ca.gov

From: Prosper, Terrie D.
Sent: Friday, January 30, 2015 4:02 PM
To: Picker, Michael
Subject: RE: Reporter on Dinner

Sorry, one more thing. Are you co-hosting or only attending (if you want me to clarify that with the reporter)?

From: Picker, Michael
Sent: Friday, January 30, 2015 3:53 PM
To: Prosper, Terrie D.
Subject: RE: Reporter on Dinner

He's the former President and worthy of my respect for his many accomplishments.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."

Date:01/30/2015 3:48 PM (GMT-08:00)
To: "Picker, Michael"
Cc: "Koss, Kenneth L."
Subject: Reporter on Dinner

President Picker,

The UT-San Diego says that a story is "breaking" on the Feb. 12th dinner for Peevey. The reporter says he understands that Peevey "is being toasted Feb. 12 at a dinner in SF co-hosted by the new CPUC president. I need to ask if this is appropriate, given the AG search of Mr. Peevey's home and his history of questionable emails."

If you want to respond we need to do so asap. I'm not sure if you are going to the dinner, co-hosting, or what. Let me know and I can suggest a statement for your review unless you already know what you want to say.

Thanks,

Terrie

Terrie Prosper
Director, News and Public Information Office
California Public Utilities Commission
(415) 703-2160
tdp@cpuc.ca.gov
[Facebook](#) | [Twitter](#) | www.cpuc.ca.gov

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Monday, February 09, 2015 2:54 PM
To: Hartmann, Daniel M.
Subject: Posting
Attachments: PICKER Michael BehestedPayment report Form 803 Commissioner.pdf

Dan, please post the attached here:

<http://www.cpuc.ca.gov/PUC/aboutus/Commissioners/form803reports.htm>

Saying:

February 2015: President Picker's Behested Payment Report

Memorandum

FEB 03 2015

EXECUTIVE DIRECTOR'S OFFICE

Date: February 3, 2015

To: Timothy Sullivan
Executive Director (Acting)
California Public Utilities Commission
505 Van Ness Ave.
San Francisco, CA 94102

From: Public Utilities Commission—San Francisco - Christine Hammond
Advisor to
Michael Picker, President

File No:

Subject: *California Form 803 – Behested Payment Report*

Enclosed please find a Form 803 submitted by President Michael Picker. Certain information (addresses of two payors and the contact person for one payor) are not included at the present time. In the interest of timely reporting, we are providing this partial information and will make supplemental filings as more information becomes available.

Please call me at 415-703-2682 or via e-mail at cjh@cpuc.ca.gov if you have any questions.

Behested Payment Report

A Public Document

Behested Payment Report

1. Elected Officer or CPUC Member <i>(Last name, First name)</i> PICKER, MICHAEL		Date Stamp FEB 03 2015	California Form 803 For Official Use Only
Agency Name CALIFORNIA PUBLIC UTILITIES COMMISSION			
Agency Street Address 505 VAN NESS AVE., SAN FRANCISCO, CA 94102		EXECUTIVE DIRECTOR'S OFFICE <input type="checkbox"/> Amendment <i>(See Part 5)</i> Date of Original Filing: _____ <i>(month, day, year)</i>	
Area Code/Phone Number (415) 703-2444	E-mail <i>(Optional)</i> Michael.Picker@cpuc.ca.gov		

2. Payor Information *(For additional payors, include an attachment with the names and addresses.)*

(SEE ATTACHMENT)

Name _____

Address _____ City _____ State _____ Zip Code _____

3. Payee Information *(For additional payees, include an attachment with the names and addresses.)*

(SEE ATTACHMENT)

Name _____

Address _____ City _____ State _____ Zip Code _____

4. Payment Information *(Complete all information)*

Date of Payment: (SEE ATTACH) _____ Amount of Payment: *(In-Kind FMV)* \$ (SEE ATTACHMENT) _____
(month, day, year) *(Round to whole dollars)*

Payment Type: Monetary Donation or In-Kind Goods or Services *(Provide description below.)*

Brief Description of In-Kind Payment: _____

Purpose: *(Check one and provide description below)* Legislative Governmental Charitable

Describe the legislative, governmental, charitable purpose, or event: Net proceeds from donations benefit the Goldman School of Public Policy at U.C. Berkeley

5. Amendment Description or Comments

6. Verification

I certify, under penalty of perjury under the laws of the State of California, that to the best of my knowledge, the information contained herein is true and complete

Executed on 2/3/15 DATE By  SIGNATURE OF ELECTED OFFICER OR CPUC MEMBER

ATTACHMENT TO CALIFORNIA FORM 803
 MICHAEL PICKER, PRESIDENT, CALIFORNIA PUBLIC UTILITIES COMMISSION
 REPORTED FEBRUARY 3, 2015

	<u>Date of Payment</u>	<u>Payor</u>	<u>Contact of Payor</u>	<u>Address of Payor</u>	<u>Amount</u>	<u>Payee</u>	<u>Address of Payee</u>	<u>Description</u>	<u>LGC Purpose</u>
1	1/27/15	International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers, and Helpers	Tom Baca	753 State Avenue, Suite 565, Kansas City, KS 66101-2511	\$5,000.00	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair Mill Valley, CA	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
2	1/20/15	International Brotherhood of Electrical Workers, AFL-CIO, Local Union No. 1245	Tom Dalzell	P.O. Box 2547 Vacaville, CA 95696	\$5,000.00	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair Mill Valley, CA	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
3	12/30/14	Goodin MacBride Squeri Day & Lamprey	Michael Day/Tom MacBride	505 Sansome Street, 9 th Floor, San Francisco, CA 94111	\$10,000.00	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair Mill Valley, CA	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
4	1/30/15	Southern CA IBEW-NECA Labor Management Committee	David Gomez		\$5,000.00	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair Mill Valley, CA	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
5	1/27/15	State Building and Construction Trades Council of California	Robbie Hunter	1231 I Street, Suite 302, Sacramento, CA 95814-2933	\$5,000.00	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair Mill Valley, CA	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
6	1/27/15	International Brotherhood of Electrical Workers, Local No. 47	Pat Lavin	600 N. Diamond Bar Blvd. Diamond Bar, CA 91765	\$5,000.00	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair Mill Valley, CA	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Tuesday, February 10, 2015 12:51 PM
To: Gordon, Constance G.
Cc: Kotch, Andrew
Subject: RE: Dinner Praising Peevey

Thanks! I provided a quote to the reporter, so the story may be updated.

From: Gordon, Constance G.
Sent: Tuesday, February 10, 2015 12:48 PM
To: Prosper, Terrie D.
Cc: Kotch, Andrew
Subject: Dinner Praising Peevey

This Just In:

<http://www.sacbee.com/news/politics-government/capitol-alert/article9684617.html>

Constance
3-1528

From: Gordon, Constance G. <Constance.Gordon@cpuc.ca.gov>
Sent: Tuesday, February 10, 2015 12:37 PM
To: Prosper, Terrie D.
Subject: RE: KQED Questions Dinner Praising Peevey

Do we know who is hosting the dinner?

From: Prosper, Terrie D.
Sent: Tuesday, February 10, 2015 12:36 PM
To: Gordon, Constance G.
Cc: Kotch, Andrew; Chow, Christopher
Subject: RE: KQED Questions Dinner Praising Peevey

Please tell her that the CPUC is not the host of the dinner, and as such, as no details to provide.

From: Gordon, Constance G.
Sent: Tuesday, February 10, 2015 12:34 PM
To: Prosper, Terrie D.
Cc: Kotch, Andrew; Chow, Christopher
Subject: KQED Questions Dinner Praising Peevey

Sara Hossaini called from KQED about Thursday's dinner celebrating former President Peevey's years of public service. She is doing background research and will probably run the story tomorrow.

Here are some of her questions:

1. Who is the official organizer (sponsor?) of the \$250/plate dinner?
2. She would like to confirm, is Denise Tyrrell attending?
3. Who else from the CPUC will be attending? Any of the commissioners or President Michael Picker?
4. Do we know which utility leaders and which political appointees of Governor Brown will be attending? Will the governor be attending?
5. Why is the dinner a benefit for the University of California?
6. **Is this appropriate considering the current investigations of Peevey?**

Her deadline is 4:00 this afternoon.

shossaini@kqed.org (415) 730-6036

Constance

From: Picker, Michael <Michael.Picker@cpuc.ca.gov>
Sent: Tuesday, February 10, 2015 12:28 PM
To: Prosper, Terrie D.
Subject: RE: Sac Bee Request on Dinner

Same quote.

Commissioner Michael Picker
California Public Utilities Commission
505 Van Ness, Fifth Floor
San Francisco, CA 94102
(415) 703-2444
Michael.Picker@cpuc.ca.gov

From: Prosper, Terrie D.
Sent: Tuesday, February 10, 2015 12:25 PM
To: Picker, Michael
Cc: Koss, Kenneth L.
Subject: Sac Bee Request on Dinner

President Picker,

David Siders from the Sacramento Bee is asking about your attendance at the upcoming dinner honoring Peevey and the fact that you are a "sponsor". The reporter is asking for your comment - if you have any concerns about the circumstances surrounding Peevey's departure?

I wanted to check with you to make sure this is still appropriate for me to say:
President Picker bought a ticket to the dinner and was then listed as a sponsor. President Picker says:
"He's the former President and worthy of my respect for his many accomplishments."

Thanks,

Terrie

Terrie Prosper
Director, News and Public Information Office
California Public Utilities Commission
(415) 703-2160
tdp@cpuc.ca.gov
[Facebook](#) | [Twitter](#) | www.cpuc.ca.gov

From: Siders, David <dsiders@sacbee.com>
Sent: Tuesday, February 10, 2015 12:37 PM
To: Prosper, Terrie D.
Subject: Re: event for Peevey

Thanks a lot!

On Tue, Feb 10, 2015 at 12:34 PM, Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov> wrote:

Hi David,

President Picker bought a ticket to the dinner and was then listed as a sponsor. President Picker says: "He's the former President and worthy of my respect for his many accomplishments."

Terrie

From: Siders, David [mailto:dsiders@sacbee.com]
Sent: Tuesday, February 10, 2015 11:43 AM
To: Prosper, Terrie D.
Subject: event for Peevey

Terrie - I was forwarded an invitation for a tribute event for Peevey on Thursday in San Francisco. I note that Michael Picker is among the sponsors. I wondered if he has any concern about the circumstances surrounding Peevey's departure? Is there a way to get a note to him to ask him about that?

Thanks much. Best. David

--

David Siders
Reporter, [The Sacramento Bee](http://www.sacramento-bee.com)
[\(916\) 321-1215](tel:9163211215)
twitter.com/davidsiders

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Wednesday, February 11, 2015 7:24 PM
To: Kotch, Andrew; Gordon, Constance G.; Chow, Christopher
Subject: Reporter at meeting fyi

Fyi, Reporter Marc Lifsher from the L.A. Times will be at Thursday's Voting Meeting. He says he's coming to say hi to some people and possibly ask Picker about the Peevey dinner.

Terrie

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Wednesday, February 11, 2015 3:47 PM
To: Picker, Michael
Cc: Koss, Kenneth L.
Subject: Reporters

Hi President Picker,

The only reporter that I know is coming to the Voting Meeting tomorrow, aside from a trade reporter or two, is Marc Lifsher of the L.A. Times. He may try to ask you about the dinner.

Other reporters may show up and if that happens I will email you and Ken during the meeting.

Terrie

Terrie Prosper
Director, News and Public Information Office
California Public Utilities Commission
(415) 703-2160
tdp@cpuc.ca.gov
[Facebook](#) | [Twitter](#) | www.cpuc.ca.gov

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Wednesday, February 11, 2015 2:40 PM
To: Lifsher, Marc
Subject: RE: Form 700s

Great!

From: Lifsher, Marc [<mailto:Marc.Lifsher@latimes.com>]
Sent: Wednesday, February 11, 2015 2:31 PM
To: Prosper, Terrie D.
Subject: RE: Form 700s

No just to see what's happening at the Peevey dinner and to say hello to my friends at the PUC.

Marc Lifsher
Business writer
Sacramento Bureau
Los Angeles Times
916.321.4417 office
916.202.5479 cell
Twitter: @MarcLifsher

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Wednesday, February 11, 2015 2:19 PM
To: Lifsher, Marc
Subject: RE: Form 700s

Hi Marc,

I will get the Form 700s for you. I think we have them electronically.

See you tomorrow! Are you coming to cover a specific item?

Terrie

From: Lifsher, Marc [<mailto:Marc.Lifsher@latimes.com>]
Sent: Wednesday, February 11, 2015 10:32 AM
To: Prosper, Terrie D.
Subject: Form 700s

Please send me the Form 700s for Michael Peevey and Michel Florio for the past five years. Also, I'm going to come to the meeting tomorrow. See you there.

Marc Lifsher
Business writer
Sacramento Bureau
Los Angeles Times
916.321.4417 office
916.202.5479 cell
Twitter: @MarcLifsher

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Thursday, February 19, 2015 2:52 PM
To: Lifsher, Marc
Subject: RE: Form 700s

Hi Marc,

I am SO sorry the form 700s were not sent to you! I will get them myself and send them to you. You originally wanted them for all five Commissioners, correct?

Once I'm back at my deskni can send you the contract for our third-party law firm.

This "behested" form of President Picker is the only one I know of: <http://www.cpuc.ca.gov/PUC/aboutus/Commissioners/form803reports.htm>. I'm not sure why he was listed as a sponsor of the dinner, he simply purchased a ticket. Perhaps all who did were listed as sponsors.

Terrie

----- Original message -----

From: "Lifsher, Marc"
Date:02/19/2015 2:24 PM (GMT-08:00)
To: "Prosper, Terrie D."
Subject: Form 700s

When will you get them for me for Peevey and Florio? Also, when can you confirm that the PUC hired an outside criminal council and what is his/her name?

Finally, I saw that President Peevey filed a Form 803 "behest" report for people who contributed about \$55,000 to UC via last week's Peevey dinner in San Francisco, where Picker was a listed "supporter" of the event. I'm told that Picker is the first commissioner to ever file one of these forms. ILs that correct? ILf not correct, please provide other commissioners' forms. Thanks and regards, Marc.

Marc Lifsher
Business writer
Sacramento Bureau
Los Angeles Times
916.321.4417 office
916.202.5479 cell
Twitter: @Marclifsher

From: Chow, Christopher <christopher.chow@cpuc.ca.gov>
Sent: Monday, February 23, 2015 3:23 PM
To: Prosper, Terrie D.
Cc: Kotch, Andrew; Gordon, Constance G.
Subject: RE: Honoring Peevey Dinner inquiry

Done.

Christopher Chow, Public Information Officer
CALIFORNIA PUBLIC UTILITIES COMMISSION
505 Van Ness Avenue, San Francisco, CA 94102
(415) 703-2234, (415) 238-9940 –cell
crs@cpuc.ca.gov
Visit the CPUC on: [Twitter](#) | [Facebook](#)

From: Prosper, Terrie D.
Sent: Monday, February 23, 2015 3:16 PM
To: Chow, Christopher
Cc: Kotch, Andrew; Gordon, Constance G.
Subject: RE: Honoring Peevey Dinner inquiry

I don't understand what he's talking about. Please say:

Not sure what you mean. What are you asking/implying? The letter accompanying the Behested Report is dated 2/3. The dates of payments (see Date of Payment, column 2) on the Report range from 12/30/14 to 1/30/15. Again, President Picker did not solicit any donations for the dinner.

From: Chow, Christopher
Sent: Monday, February 23, 2015 3:12 PM
To: Prosper, Terrie D.
Cc: Kotch, Andrew; Gordon, Constance G.
Subject: RE: Honoring Peevey Dinner inquiry

He said the next behested reports may show more contributions, as the most current one is dated Feb 3.

Christopher Chow, Public Information Officer
CALIFORNIA PUBLIC UTILITIES COMMISSION
505 Van Ness Avenue, San Francisco, CA 94102
(415) 703-2234, (415) 238-9940 –cell
crs@cpuc.ca.gov
Visit the CPUC on: [Twitter](#) | [Facebook](#)

From: Prosper, Terrie D.
Sent: Monday, February 23, 2015 3:06 PM
To: Chow, Christopher
Cc: Kotch, Andrew; Gordon, Constance G.

Subject: RE: Honoring Peevey Dinner inquiry
Importance: High

Chris,

Please tell Jaxon:

President Picker bought a ticket to the dinner and was then listed as a sponsor. Because he was for some reason listed as a sponsor rather than accurately listed as a ticketholder, out of an abundance of caution and a commitment to transparency, he made a public Behested Payment Report. However, he did not ask anyone to make any contributions, nor did he communicate with anyone by any means about such. The Behested Report is at: <http://www.cpuc.ca.gov/NR/rdonlyres/EE38436D-3AE4-4170-B1E2-4FCE21687869/0/PICKERMichaelBehestedPaymentreportForm803Commissioner.pdf>

From: Chow, Christopher
Sent: Monday, February 23, 2015 12:03 PM
To: Prosper, Terrie D.
Cc: Kotch, Andrew; Gordon, Constance G.
Subject: Honoring Peevey Dinner inquiry
Importance: High

Jaxon Vanderbeken of SF Chronicle is writing a story about the dinner honoring Michael Peevey for his years of service to California as Commissioner and President of the CPUC.

He says some 220 guests attended the dinner and that CPUC President Michael Picker was a sponsor of it. He says that President Picker had raised \$55,000 from donors like IBEW and SolarCity for the event.

His question: how did President Picker solicit the contributions? By personal or CPUC letter, phone call, or e-mail?

His contact info: 415 777 7139, jvanderbeken@sfchronicle.com

Chris

Christopher Chow, Public Information Officer
CALIFORNIA PUBLIC UTILITIES COMMISSION
505 Van Ness Avenue, San Francisco, CA 94102
(415) 703-2234, (415) 238-9940 –cell
crs@cpuc.ca.gov
Visit the CPUC on: [Twitter](#) | [Facebook](#)

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Monday, February 23, 2015 3:49 PM
To: Koss, Kenneth L.
Subject: RE: Reporter Request on Dinner

Yes. Want to come by?

From: Koss, Kenneth L.
Sent: Monday, February 23, 2015 3:45 PM
To: Prosper, Terrie D.
Subject: RE: Reporter Request on Dinner

Are you in – need to update.

Kenneth Koss
Chief-of-Staff to Commission President Michael Picker
California Public Utilities Commission
415-703-1463
klk@cpuc.ca.gov

From: Prosper, Terrie D.
Sent: Monday, February 23, 2015 2:49 PM
To: Hammond, Christine J.
Cc: Koss, Kenneth L.
Subject: FW: Reporter Request on Dinner

FYI (Christine I just tried to call you to let you know that President Picker responded).

Terrie

From: Picker, Michael
Sent: Monday, February 23, 2015 2:33 PM
To: Prosper, Terrie D.
Subject: RE: Reporter Request on Dinner

Yes. I was listed as a sponsor – not clear why, or what that means for this particular event -- so out of an abundance of caution, we reported the donations as behested. I didn't ask anyone else to make any contributions.

Commissioner Michael Picker
California Public Utilities Commission
505 Van Ness, Fifth Floor
San Francisco, CA 94102
(415) 703-2444
Michael.Picker@cpuc.ca.gov

From: Prosper, Terrie D.
Sent: Monday, February 23, 2015 1:54 PM
To: Picker, Michael; Hammond, Christine J.; Koss, Kenneth L.
Subject: RE: Reporter Request on Dinner

So the reason for the Behested report was because you were attending an event where donations had been solicited and you were simply reporting on that?----- Original message -----

From: "Picker, Michael"
Date:02/23/2015 1:40 PM (GMT-08:00)
To: "Hammond, Christine J." , "Koss, Kenneth L."
Cc: "Prosper, Terrie D."
Subject: RE: Reporter Request on Dinner

I didn't communicate with anyone by any means; I bought a ticket and went...

Commissioner Michael Picker
California Public Utilities Commission
505 Van Ness, Fifth Floor
San Francisco, CA 94102
(415) 703-2444
Michael.Picker@cpuc.ca.gov

From: Hammond, Christine J.
Sent: Monday, February 23, 2015 12:28 PM
To: Koss, Kenneth L.
Cc: Picker, Michael
Subject: RE: Reporter Request on Dinner

Michael – You and more than 80 additional “Event Sponsors,” including Chair Weisenmiller and Chair Nichols, were listed on page 3 of the evite invitation. Sponsors are different from the “co-chairs” (Susan Kennedy and Don Solem) of the Tribute Dinner. [REDACTED]

From: Koss, Kenneth L.
Sent: Monday, February 23, 2015 12:14 PM
To: Hammond, Christine J.
Cc: Picker, Michael
Subject: FW: Reporter Request on Dinner
Importance: High

Christine - FYI

From: Prosper, Terrie D.
Sent: Monday, February 23, 2015 12:09 PM

To: Picker, Michael
Cc: Koss, Kenneth L.
Subject: Reporter Request on Dinner
Importance: High

President Picker,

The Chronicle is writing a story about the dinner honoring Peevey. The reporter saw your Behested Payment Report (<http://www.cpuc.ca.gov/NR/rdonlyres/EE38436D-3AE4-4170-B1E2-4FCE21687869/0/PICKERMichaelBehestedPaymentreportForm803Commissioner.pdf>) and is asking how you solicited the contributions (by personal or CPUC letter, phone call, or email)?

I assume that you filed the form simply because you attended the dinner where donations were solicited, but that you did not do any soliciting, and you filed the form in the interest of openness and transparency.

Am I correct? If so, may I say this to the reporter? If not, what would you like me to convey?

Thanks,

Terrie

Terrie Prosper
Director, News and Public Information Office
California Public Utilities Commission
(415) 703-2160
tdp@cpuc.ca.gov
[Facebook](#) | [Twitter](#) | www.cpuc.ca.gov

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Monday, February 23, 2015 12:09 PM
To: Chow, Christopher
Subject: RE: Honoring Peevey Dinner inquiry

Got it!

From: Chow, Christopher
Sent: Monday, February 23, 2015 12:03 PM
To: Prosper, Terrie D.
Cc: Kotch, Andrew; Gordon, Constance G.
Subject: Honoring Peevey Dinner inquiry
Importance: High

Jaxon Vanderbeken of SF Chronicle is writing a story about the dinner honoring Michael Peevey for his years of service to California as Commissioner and President of the CPUC.

He says some 220 guests attended the dinner and that CPUC President Michael Picker was a sponsor of it. He says that President Picker had raised \$55,000 from donors like IBEW and SolarCity for the event.

His question: how did President Picker solicit the contributions? By personal or CPUC letter, phone call, or e-mail?

His contact info: 415 777 7139, jvanderbeken@sfchronicle.com

Chris

Christopher Chow, Public Information Officer
CALIFORNIA PUBLIC UTILITIES COMMISSION
505 Van Ness Avenue, San Francisco, CA 94102
(415) 703-2234, (415) 238-9940 –cell
crs@cpuc.ca.gov
Visit the CPUC on: [Twitter](#) | [Facebook](#)

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Tuesday, February 24, 2015 4:17 PM
To: jeff.mcdonald@utsandiego.com
Cc: ricky.young@utsandiego.com
Subject: Re: quick question/ new subject
Attachments: utsdlogo_2012.gif

Yes, will do.

On Feb 24, 2015, at 4:14 PM, "jeff.mcdonald@utsandiego.com" <jeff.mcdonald@utsandiego.com> wrote:

Thanks very much; can you send the check when you get a copy?

Jeff McDonald | Reporter
O: 619-293-1708
jeff.mcdonald@utsandiego.com
UTSanDiego.com
350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Tuesday, February 24, 2015 4:12 PM
To: McDonald, Jeff
Cc: Young, Ricky
Subject: Re: quick question/ new subject

President Picker has his cancelled check, but can't get it until Friday or Monday. Based on his recollection from November/December, he thinks he asked the organizers how much a ticket was for one person, and that's what he purchased. But you can check with the dinner organizers for information on how they sold tickets.

On Feb 24, 2015, at 2:38 PM, "jeff.mcdonald@utsandiego.com" <jeff.mcdonald@utsandiego.com> wrote:

OK; can you provide a receipt for his ticket? I ask because I understand that donors purchased tables, not individual tickets...

Jeff McDonald | Reporter

O: 619-293-1708

jeff.mcdonald@utsandiego.com
UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]

Sent: Tuesday, February 24, 2015 2:36 PM

To: McDonald, Jeff

Cc: Young, Ricky

Subject: Re: quick question/ new subject

That's what I was trying to say. All he did was buy a ticket and was then listed as a sponsor by the dinner organizers. Why that happened, I don't know. Perhaps "ticket purchaser" or "attendee" meant "sponsor" to the dinner organizers. You would have to ask them. But since President Picker was listed as such, he filed the Behested Payment Report. President Picker's only involvement in the dinner was to purchase a ticket and then attend.

On Feb 24, 2015, at 2:10 PM, "jeff.mcdonald@utsandiego.com" <jeff.mcdonald@utsandiego.com> wrote:

OK but why didn't you say then that he was wrongly listed as a sponsor if he was wrongly listed as a sponsor?

Jeff McDonald | Reporter

O: 619-293-1708

jeff.mcdonald@utsandiego.com
UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D.

[<mailto:terrie.prosper@cpuc.ca.gov>]

Sent: Tuesday, February 24, 2015 1:47 PM

To: McDonald, Jeff

Cc: Young, Ricky

Subject: Fwd: quick question/ new subject

Per the email I just sent, here is where I told you that President Picker bought a ticket and was listed as a sponsor, and your reply.

Terrie

Begin forwarded message:

From: <jeff.mcdonald@utsandiego.com>
Date: January 30, 2015 at 4:36:23 PM PST
To: <terrie.prosper@cpuc.ca.gov>
Subject: RE: quick question/ new subject

OK; thanks so much... weekend almost here

From: Prosper, Terrie D.
[<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Friday, January 30, 2015 4:36 PM
To: McDonald, Jeff
Subject: RE: quick question/ new subject

President Picker bought a ticket and got listed as a sponsor. I think his quote explains why he is attending.

From: jeff.mcdonald@utsandiego.com
[<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Friday, January 30, 2015 4:19 PM
To: Prosper, Terrie D.
Subject: RE: quick question/ new subject

Mr. Peevey is the subject of a criminal public corruption probe and Mr. Picker, who pledged transparency and reform, is co-sponsoring a gala in his honor...

From: Prosper, Terrie D.
[<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Friday, January 30, 2015 4:18 PM
To: McDonald, Jeff
Subject: RE: quick question/ new subject

What do you mean by "disconnect"?

From: jeff.mcdonald@utsandiego.com
[<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Friday, January 30, 2015 4:17 PM
To: Prosper, Terrie D.
Subject: RE: quick question/ new subject

Thanks, but nothing about the disconnect between this and what he told me three weeks ago, or the appearance this co-sponsorship presents?

Jeff McDonald | Reporter
O: 619-293-1708
<[image001.gif](mailto:jeff.mcdonald@utsandiego.com)> jeff.mcdonald@utsandiego.com
UTSanDiego.com
350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D.
[<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Friday, January 30, 2015 4:16 PM
To: McDonald, Jeff
Subject: RE: quick question/ new subject

Hi Jeff,

President Picker says:
He's the former President and worthy of my respect for his many accomplishments.

Terrie

From: jeff.mcdonald@utsandiego.com
[<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Friday, January 30, 2015 3:31 PM
To: Prosper, Terrie D.

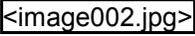
Subject: quick question/ new subject
Importance: High

Hi,

I understand Mr. Peevey is being toasted Feb. 12 at a dinner in SF co-hosted by the new CPUC president. I need to ask if this is appropriate, given the AG search of Mr. Peevey's home and his history of questionable emails. This is a breaking story so I need a response ASAP.

Thanks,

Jeff

A rectangular box containing the text "<image002.jpg>" which is a placeholder for a missing image.

Jeff McDonald | Reporter

☎: 619-293-1708

jeff.mcdonald@utsandiego.com

UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Tuesday, February 24, 2015 1:47 PM
To: jeff.mcdonald@utsandiego.com
Cc: ricky.young@utsandiego.com
Subject: Re: media request/ UT San Diego
Attachments: image001.gif

I'll forward you the email that came after this one in which I tell you that President Picker bought a ticket and was listed as a sponsor.

On Feb 24, 2015, at 1:35 PM, "jeff.mcdonald@utsandiego.com" <jeff.mcdonald@utsandiego.com> wrote:

Hi,

I dug up your/ Mr. Picker's response to my questions about this 1/30 and there was no mention that he was wrongly listed as a sponsor that day. Can you explain why it was OK to be a co-host on 1/30 but now you say he was wrongly listed as a sponsor?

Thanks

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Friday, January 30, 2015 4:16 PM
To: McDonald, Jeff
Subject: RE: quick question/ new subject

Hi Jeff,

President Picker says:

He's the former President and worthy of my respect for his many accomplishments.

Terrie

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Friday, January 30, 2015 3:31 PM
To: Prosper, Terrie D.
Subject: quick question/ new subject
Importance: High

Hi,

I understand Mr. Peevey is being toasted Feb. 12 at a dinner in SF co-hosted by the new CPUC president. I need to ask if this is appropriate, given the AG search of Mr. Peevey's home and his history of questionable emails. This is a breaking story so I need a response ASAP.

Thanks,

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Tuesday, February 24, 2015 1:18 PM
To: Young, Ricky; McDonald, Jeff
Subject: RE: media request/ UT San Diego

Hi Ricky,

President Picker's office asked the dinner organizers for names of entities/people who donated \$5,000 or more, which is the reporting threshold for Behested Payments.

Terrie

----- Original message -----

From: ricky.young@utsandiego.com
Date: 02/24/2015 12:36 PM (GMT-08:00)
To: "Prosper, Terrie D." ,jeff.mcdonald@utsandiego.com
Subject: RE: media request/ UT San Diego

Terrie, I appreciate your note. Jeff and I are sitting here talking about this.

My question is, are these the only people who gave money to this event? And if not, why are they the only ones that President Picker listed on his disclosure?

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Tuesday, February 24, 2015 12:31 PM
To: McDonald, Jeff
Cc: Young, Ricky
Subject: RE: media request/ UT San Diego

Jeff,

President Picker's office read the word "generally" and decided to make a full disclosure. He wanted to be sure to be on the record in case someone who donated was influenced solely - or even partially - by the presence of his name on the invitation. If you are concerned that we're being too cautious and providing too much information, then we accept the criticism!

Thanks!

Terrie

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Tuesday, February 24, 2015 11:38 AM
To: Prosper, Terrie D.
Cc: Picker, Michael; Hammond, Christine J.; ricky.young@utsandiego.com
Subject: RE: media request/ UT San Diego

Hi,

This is from Form 803 instructions:

General Information:

Behested payments are

payments made principally for legislative, governmental,
or charitable purposes under

Government Code

Section 82015(b)(2)(B)(iii)

. These payments are

not for personal or campaign purposes. Generally,

a donation is made at the behest if it is requested,

solicited, or suggested by the official, or otherwise made

to a person in cooperation, consultation, coordination with, or at the consent of, the elected officer or CPUC member. This includes payments behested by the official or by his or her agent or employee on the official's behalf.

The filing Mr. Picker submitted states on its face that "we are providing partial information and will make supplemental filings as more information becomes available."

So the question is WHY did Mr. Picker file this form if he did not solicit the donations? I've copied him and his assistant here so we are all on the same page.

Thanks/ all best

Jeff

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]

Sent: Tuesday, February 24, 2015 11:26 AM

To: McDonald, Jeff
Subject: RE: media request/ UT San Diego

As I stated, because President Picker attended an event at which donations were being solicited (and because for some reason he was listed as a sponsor instead of a ticketholder), he decided to find out from the dinner organizers who donated so that he could file a report out of an abundance of caution and a commitment of transparency. He did not ask for any contributions. He was simply going the extra distance consistent with his commitments to transparency.

I don't know what you mean about "additional disclosures forthcoming".

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Tuesday, February 24, 2015 10:20 AM
To: Prosper, Terrie D.
Subject: RE: media request/ UT San Diego

Hi,

Thanks for getting back to me. Your reply doesn't make sense. If he did not solicit donations why did he disclose "behested payments"? Also, there apparently are additional donation disclosures forthcoming AND most of the donors listed below sit on the CFEE board, which funded the trip to Warsaw AND at least some of the donors have requested the state Legislature revisit the SONGS settlement, among other things. There's a lot more here than you are addressing.

Jeff

<image001.gif> **Jeff McDonald | Reporter**
O: 619-293-1708
jeff.mcdonald@utsandiego.com

UTSanDiego.com
350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Tuesday, February 24, 2015 10:17 AM
To: McDonald, Jeff
Subject: RE: media request/ UT San Diego

Hi Jeff,

President Picker bought a ticket to the dinner and was then listed as a sponsor. Because he was for some reason listed as a sponsor rather than accurately listed as a ticketholder, out of an abundance of caution and a commitment to transparency, he made a public Behested Payment Report. However, he did not ask anyone to make any contributions, nor did he communicate with anyone by any means about such.

Terrie

----- Original message -----

From: jeff.mcdonald@utsandiego.com
Date: 02/24/2015 9:10 AM (GMT-08:00)
To: "Prosper, Terrie D."
Cc: "Hammond, Christine J."
Subject: media request/ UT San Diego

Hi,

I found this on the CPUC website and need an explanation. Is it OK for the new president to be soliciting donations from organized labor – or any group – for any cause, let alone a gala for the former commission president? How do these solicitations comport with Mr. Picker's pledge to reform the commission? This document includes partial contributors; who are the others and when can we expect a supplemental disclosure? What is the history of other commissioners soliciting donations and can you provide me whatever California Form 803s that have been filed since Jan. 1, 2013? I couldn't find any others on your website, so this appears somewhat unusual.

<http://www.cpuc.ca.gov/NR/ronlyres/EE38436D-3AE4-4170-B1E2-4FCE21687869/0/PICKERMichaelBehestedPaymentreportForm803Commissioner.pdf>

This is a daily story, so I'd request a response before 2 pm.

Thanks and all best,

Jeff

Jeff McDonald | Reporter

O: 619-293-1708

jeff.mcdonald@utsandiego.com

UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Tuesday, February 24, 2015 1:15 PM
To: Hammond, Christine J.
Subject: RE: Question

No, that's okay, thanks!

----- Original message -----

From: "Hammond, Christine J."
Date: 02/24/2015 12:50 PM (GMT-08:00)
To: "Prosper, Terrie D."
Subject: RE: Question

I've been working with Manal Yamout, who is a business partner with Susan Kennedy, one of the dinner's "co-chairs." I asked for names of entities/people who donated \$5000 or more, which is the reporting threshold for Behested Payments. I think it very likely that there were more donors than those listed on the Behested Payments filing, whose donations were less than \$5000. I can ask Manal if you'd like.

From: Prosper, Terrie D.
Sent: Tuesday, February 24, 2015 12:48 PM
To: Hammond, Christine J.
Subject: Question

Hi Christine,

Do you know if those listed on the Behested Payment Report are the [only people who gave money to the dinner?](#)

Terrie

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Tuesday, February 24, 2015 12:33 PM
To: Hammond, Christine J.
Subject: RE: media request/ UT San Diego

You're welcome!

From: Hammond, Christine J.
Sent: Tuesday, February 24, 2015 12:33 PM
To: Prosper, Terrie D.
Cc: Picker, Michael
Subject: RE: media request/ UT San Diego

Thank you, Terrie!

From: Prosper, Terrie D.
Sent: Tuesday, February 24, 2015 12:30 PM
To: Picker, Michael
Cc: Hammond, Christine J.
Subject: RE: media request/ UT San Diego

Done. Thanks!

From: Picker, Michael
Sent: Tuesday, February 24, 2015 12:27 PM
To: Prosper, Terrie D.
Cc: Hammond, Christine J.
Subject: RE: media request/ UT San Diego

Just tell him that we read the word "generally" and decided to make a full disclosure. We wanted to be sure to be on the record in case someone who donated was influenced solely -or even partially by the presence of my name on the invite. If he's concerned that we're being too cautious and providing too much info, then we accept the criticism.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date: 02/24/2015 11:40 AM (GMT-08:00)
To: "Picker, Michael" , "Hammond, Christine J."
Cc: "Koss, Kenneth L."
Subject: FW: media request/ UT San Diego

President Picker, as you can see below, I've told the reporter twice why you filed the form. I will do so a third time unless you'd like to try a different approach?

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Tuesday, February 24, 2015 11:38 AM
To: Prosper, Terrie D.
Cc: Picker, Michael; Hammond, Christine J.; ricky.young@utsandiego.com
Subject: RE: media request/ UT San Diego

Hi,

This is from Form 803 instructions:

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Section 82015(b)(2)(B)(iii)

. These payments are not for personal or campaign purposes. Generally, a donation is made at the behest if it is requested, solicited, or suggested by the official, or otherwise made to a person in cooperation, consultation, coordination with, or at the consent of, the elected officer or CPUC member. This includes payments behested by the official or by his or her agent or employee on the official's behalf.

The filing Mr. Picker submitted states on its face that "we are providing partial information and will make supplemental filings as more information becomes available."

So the question is WHY did Mr. Picker file this form if he did not solicit the donations? I've copied him and his assistant here so we are all on the same page.

Thanks/ all best

Jeff

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Tuesday, February 24, 2015 11:26 AM

To: McDonald, Jeff
Subject: RE: media request/ UT San Diego

As I stated, because President Picker attended an event at which donations were being solicited (and because for some reason he was listed as a sponsor instead of a ticketholder), he decided to find out from the dinner organizers who donated so that he could file a report out of an abundance of caution and a commitment of transparency. He did not ask for any contributions. He was simply going the extra distance consistent with his commitments to transparency.

I don't know what you mean about "additional disclosures forthcoming".

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Tuesday, February 24, 2015 10:20 AM
To: Prosper, Terrie D.
Subject: RE: media request/ UT San Diego

Hi,

Thanks for getting back to me. Your reply doesn't make sense. If he did not solicit donations why did he disclose "behested payments"? Also, there apparently are additional donation disclosures forthcoming AND most of the donors listed below sit on the CFEE board, which funded the trip to Warsaw AND at least some of the donors have requested the state Legislature revisit the SONGS settlement, among other things. There's a lot more here than you are addressing.

Jeff



Jeff McDonald | Reporter
O: 619-293-1708
jeff.mcdonald@utsandiego.com
UTSanDiego.com
350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Tuesday, February 24, 2015 10:17 AM
To: McDonald, Jeff
Subject: RE: media request/ UT San Diego

Hi Jeff,

President Picker bought a ticket to the dinner and was then listed as a sponsor. Because he was for some reason listed as a sponsor rather than accurately listed as a ticketholder, out of an abundance of caution and a commitment to transparency, he made a public Behested Payment Report. However, he did not ask anyone to make any contributions, nor did he communicate with anyone by any means about such.

Terrie

----- Original message -----

From: jeff.mcdonald@utsandiego.com

Date: 02/24/2015 9:10 AM (GMT-08:00)

To: "Prosper, Terrie D."

Cc: "Hammond, Christine J."

Subject: media request/ UT San Diego

Hi,

I found this on the CPUC website and need an explanation. Is it OK for the new president to be soliciting donations from organized labor – or any group – for any cause, let alone a gala for the former commission president? How do these solicitations comport with Mr. Picker's pledge to reform the commission? This document includes partial contributors; who are the others and when can we expect a supplemental disclosure? What is the history of other commissioners soliciting donations and can you provide me whatever California Form 803s that have been filed since Jan. 1, 2013? I couldn't find any others on your website, so this appears somewhat unusual.

<http://www.cpuc.ca.gov/NR/rdonlyres/EE38436D-3AE4-4170-B1E2-4FCE21687869/0/PICKERMichaelBehestedPaymentreportForm803Commissioner.pdf>

This is a daily story, so I'd request a response before 2 pm.

Thanks and all best,

Jeff

Jeff McDonald | Reporter

☎: 619-293-1708

jeff.mcdonald@utsandiego.com

UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: jeff.mcdonald@utsandiego.com
Sent: Tuesday, February 24, 2015 2:46 PM
To: terrie.prosper@cpuc.ca.gov
Cc: ricky.young@utsandiego.com
Subject: RE: quick question/ new subject

Thanks very much



Jeff McDonald | Reporter

O: 619-293-1708

jeff.mcdonald@utsandiego.com

UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Tuesday, February 24, 2015 2:46 PM
To: McDonald, Jeff
Cc: Young, Ricky
Subject: Re: quick question/ new subject

I'll check. I assume entities/people could buy a table or individual tickets. But again, I'm just speculating. Let me check.

On Feb 24, 2015, at 2:38 PM, "jeff.mcdonald@utsandiego.com" <jeff.mcdonald@utsandiego.com> wrote:

OK; can you provide a receipt for his ticket? I ask because I understand that donors purchased tables, not individual tickets...

Jeff McDonald | Reporter

O: 619-293-1708

<[utsdlogo_2012.gif](#)> jeff.mcdonald@utsandiego.com

UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Tuesday, February 24, 2015 2:36 PM
To: McDonald, Jeff
Cc: Young, Ricky
Subject: Re: quick question/ new subject

From: Picker, Michael <Michael.Picker@cpuc.ca.gov>
Sent: Tuesday, February 24, 2015 3:51 PM
To: Prosper, Terrie D.
Subject: RE: More from reporter on dinner

Pretty much. He could check with the organizer. I think I might have asked how much for just me, but this was all in November/December, so my recollection is limited and my role in organizing non-existent.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date: 02/24/2015 3:28 PM (GMT-08:00)
To: "Picker, Michael"
Subject: Re: More from reporter on dinner

Ok, I'll let him know. I told him that it was my understanding that people could buy tables OR individual seats. Is that right as far as you know?

On Feb 24, 2015, at 3:24 PM, Picker, Michael <Michael.Picker@cpuc.ca.gov> wrote:

Can't do it today or tomorrow. Last year's checking is in a pile of tax stuff...

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date: 02/24/2015 3:23 PM (GMT-08:00)
To: "Picker, Michael"
Subject: Re: More from reporter on dinner

How do you feel about providing him with a copy (photo) of your check, with personal information redacted?

On Feb 24, 2015, at 3:21 PM, Picker, Michael <Michael.Picker@cpuc.ca.gov> wrote:

Cancelled check is about all I have. Not sure that I've ever gotten a receipt for a retirement dinner...

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."

Date: 02/24/2015 2:42 PM (GMT-08:00)

To: "Picker, Michael"

Cc: "Koss, Kenneth L." , "Hammond, Christine J."

Subject: More from reporter on dinner

The reporter wants to know if you have proof of payment (like a receipt) for the dinner? He says he is asking because it's his understanding that donors purchased tables, not individual tickets.

From: Hammond, Christine J. <christine.hammond@cpuc.ca.gov>
Sent: Tuesday, February 24, 2015 12:31 PM
To: Picker, Michael; Prosper, Terrie D.
Subject: RE: media request/ UT San Diego



Just fyi, as for the "partial information," as I specified in my cover memo, the "partial information" that's missing are the addresses of two payors (already named and provided) and the contact name for one payor organization (again, already named and provided).

From: Picker, Michael
Sent: Tuesday, February 24, 2015 12:27 PM
To: Prosper, Terrie D.
Cc: Hammond, Christine J.
Subject: RE: media request/ UT San Diego

Just tell him that we read the word "generally" and decided to make a full disclosure. We wanted to be sure to be on the record in case someone who donated was influenced solely -or even partially by the presence of my name on the invite. If he's concerned that we're being too cautious and providing too much info, then we accept the criticism.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date: 02/24/2015 11:40 AM (GMT-08:00)
To: "Picker, Michael" , "Hammond, Christine J."
Cc: "Koss, Kenneth L."
Subject: FW: media request/ UT San Diego

President Picker, as you can see below, I've told the reporter twice why you filed the form. I will do so a third time unless you'd like to try a different approach?

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Tuesday, February 24, 2015 11:38 AM
To: Prosper, Terrie D.
Cc: Picker, Michael; Hammond, Christine J.; ricky.young@utsandiego.com
Subject: RE: media request/ UT San Diego

Hi,

This is from Form 803 instructions:

General Information:
Behested payments are

From: Hammond, Christine J. <christine.hammond@cpuc.ca.gov>
Sent: Tuesday, February 24, 2015 9:54 AM
To: Picker, Michael
Cc: Prosper, Terrie D.
Subject: RE: media request/ UT San Diego

Understand and agree.

From: Picker, Michael
Sent: Tuesday, February 24, 2015 9:48 AM
To: Hammond, Christine J.
Cc: Prosper, Terrie D.
Subject: RE: media request/ UT San Diego

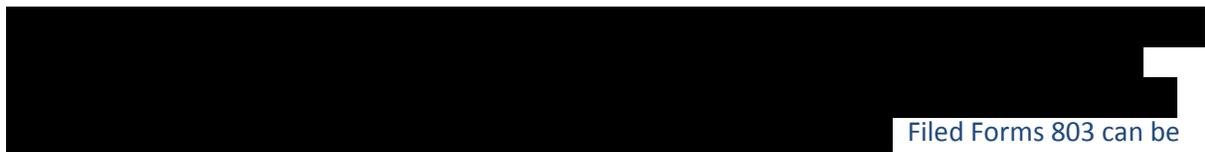
First and foremost, recognize that I didn't ask for any contributions. I was simply going the distance to keep with our commitments about transparency.

Terrie is handling this, so let McDonald know to check with her. He knows better than to go around her.

Commissioner Michael Picker
California Public Utilities Commission
505 Van Ness, Fifth Floor
San Francisco, CA 94102
(415) 703-2444
Michael.Picker@cpuc.ca.gov

From: Hammond, Christine J.
Sent: Tuesday, February 24, 2015 9:45 AM
To: Picker, Michael; Prosper, Terrie D.
Cc: Koss, Kenneth L.; Chaset, Nicolas L.
Subject: FW: media request/ UT San Diego
Importance: High

Received this from the San Diego U-T.



Filed Forms 803 can be requested from the FPPC, and I will check with Anna-Marie to see if other Forms 803 have been received by the Executive Director's office.

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Tuesday, February 24, 2015 9:10 AM
To: Prosper, Terrie D.
Cc: Hammond, Christine J.

Subject: media request/ UT San Diego
Importance: High

Hi,

I found this on the CPUC website and need an explanation. Is it OK for the new president to be soliciting donations from organized labor – or any group – for any cause, let alone a gala for the former commission president? How do these solicitations comport with Mr. Picker’s pledge to reform the commission? This document includes partial contributors; who are the others and when can we expect a supplemental disclosure? What is the history of other commissioners soliciting donations and can you provide me whatever California Form 803s that have been filed since Jan. 1, 2013? I couldn’t find any others on your website, so this appears somewhat unusual.

<http://www.cpuc.ca.gov/NR/ronlyres/EE38436D-3AE4-4170-B1E2-4FCE21687869/0/PICKERMichaelBehestedPaymentreportForm803Commissioner.pdf>

This is a daily story, so I’d request a response before 2 pm.

Thanks and all best,

Jeff



Jeff McDonald | Reporter
O: 619-293-1708
jeff.mcdonald@utsandiego.com
UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Picker, Michael <Michael.Picker@cpuc.ca.gov>
Sent: Tuesday, February 24, 2015 10:43 AM
To: Prosper, Terrie D.; Picker, Michael; Hammond, Christine J.
Subject: RE: media request/ UT San Diego

Thanks

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date: 02/24/2015 10:32 AM (GMT-08:00)
To: "Picker, Michael" , "Hammond, Christine J."
Subject: RE: media request/ UT San Diego

Thanks! I responded to Jeff as soon as I received his email to let him know that you bought a ticket to the dinner and were then listed as a sponsor. Because you were, for some reason, listed as a sponsor rather than accurately listed as a ticketholder, out of an abundance of caution and a commitment to transparency, you made a public Behested Payment Report. However, you did not ask anyone to make any contributions, nor did you communicate with anyone by any means about such.

Terrie

From: Picker, Michael
Sent: Tuesday, February 24, 2015 9:48 AM
To: Hammond, Christine J.
Cc: Prosper, Terrie D.
Subject: RE: media request/ UT San Diego

First and foremost, recognize that I didn't ask for any contributions. I was simply going the distance to keep with our commitments about transparency.

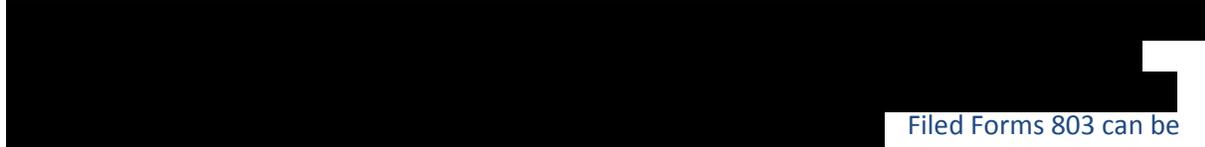
Terrie is handling this, so let McDonald know to check with her. He knows better than to go around her.

Commissioner Michael Picker
California Public Utilities Commission
505 Van Ness, Fifth Floor
San Francisco, CA 94102
(415) 703-2444
Michael.Picker@cpuc.ca.gov

From: Hammond, Christine J.
Sent: Tuesday, February 24, 2015 9:45 AM
To: Picker, Michael; Prosper, Terrie D.
Cc: Koss, Kenneth L.; Chaset, Nicolas L.

Subject: FW: media request/ UT San Diego
Importance: High

Received this from the San Diego U-T.



Filed Forms 803 can be requested from the FPPC, and I will check with Anna-Marie to see if other Forms 803 have been received by the Executive Director's office.

From: jeff.mcdonald@utsandiego.com [<mailto:jeff.mcdonald@utsandiego.com>]
Sent: Tuesday, February 24, 2015 9:10 AM
To: Prosper, Terrie D.
Cc: Hammond, Christine J.
Subject: media request/ UT San Diego
Importance: High

Hi,

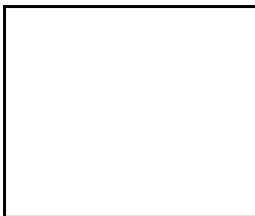
I found this on the CPUC website and need an explanation. Is it OK for the new president to be soliciting donations from organized labor – or any group – for any cause, let alone a gala for the former commission president? How do these solicitations comport with Mr. Picker's pledge to reform the commission? This document includes partial contributors; who are the others and when can we expect a supplemental disclosure? What is the history of other commissioners soliciting donations and can you provide me whatever California Form 803s that have been filed since Jan. 1, 2013? I couldn't find any others on your website, so this appears somewhat unusual.

<http://www.cpuc.ca.gov/NR/ronlyres/EE38436D-3AE4-4170-B1E2-4FCE21687869/0/PICKERMichaelBehestedPaymentreportForm803Commissioner.pdf>

This is a daily story, so I'd request a response before 2 pm.

Thanks and all best,

Jeff



Jeff McDonald | Reporter
O: 619-293-1708
jeff.mcdonald@utsandiego.com
UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Picker, Michael <Michael.Picker@cpuc.ca.gov>
Sent: Tuesday, February 24, 2015 9:46 AM
To: Prosper, Terrie D.; Hammond, Christine J.
Subject: RE: SFBT Article

Okay. Not much space on the form itself. I'll let Christine know; she's more on top of what and how we file these docs.

Commissioner Michael Picker
California Public Utilities Commission
505 Van Ness, Fifth Floor
San Francisco, CA 94102
(415) 703-2444
Michael.Picker@cpuc.ca.gov

From: Prosper, Terrie D.
Sent: Tuesday, February 24, 2015 9:44 AM
To: Picker, Michael
Subject: RE: SFBT Article

Great, thanks for letting me know. We've had the Chronicle, UT-San Diego, and now the Los Angeles Times all asking in the last day about the Behested Payment Report. Someone must be pitching reporters to try and to make a story out of this, because reporters are not just finding this on their own on our website all at once.

It would have been great if the cover letter to the Report included language stating that you were filing it out of an abundance of caution because you simply attended the event. If you'd like, I can add that language to the web page with the report.

----- Original message -----

From: "Picker, Michael"
Date: 02/24/2015 9:31 AM (GMT-08:00)
To: "Prosper, Terrie D."
Subject: RE: SFBT Article

We'll find out how hay fever work. Can hardly talk, but I responded to Marc Lifsher on behesting. "Abundance of caution. Not clear to me that every lawyer would agree that we should go that far, so not surprising that I'm the first to file. Went the distance to find out who donated from the organizers to meet commitment of transparency within the 40 day requirement.

Commissioner Michael Picker
California Public Utilities Commission
505 Van Ness, Fifth Floor
San Francisco, CA 94102
(415) 703-2444
Michael.Picker@cpuc.ca.gov

From: Prosper, Terrie D.
Sent: Tuesday, February 24, 2015 9:29 AM
To: Picker, Michael
Cc: Sullivan, Timothy J.; Koss, Kenneth L.
Subject: SFBT Article

President Picker,

I know you were tired when you did this interview, but it turned out great. Maybe sleepy works for you.

Terrie

San Francisco Business Times - Exclusive: 'We've got to upgrade everything,' says new chief of battered CPUC

In an exclusive interview, Michael Picker, the new president of the California Public Utilities Commission reveals his top priority. He also says what he thinks of Michael Peevey, the former CPUC boss who is being investigated by federal and state authorities. The CPUC is under scrutiny for having cozy relationships with PG&E and other entities it regulates as well as alleged back channel communications and possible trading of favors.

By [Chris Rauber](#), February 24

Michael Picker, the new president of the scandal-plagued California Public Utilities Commission, is stepping into a tough job at a tough time, but in an exclusive interview late last week said he has a plan to re-energize, refocus and reform the embattled agency.

The CPUC, a hugely powerful agency, has been a target of criticism for years, but the drumbeat has grown to deafening proportions.

The forced release of thousands of emails last fall between regulators, officials at PG&E and other utilities revealed cozy ties between the regulator and the entities it regulated as well as possible trading of favors.

The agency currently regulates nearly 11,700 companies — everything from utility and energy firms, telecommunications companies, water utilities, transit operators to the Ubers of the world. Consumers in California pay a cumulative \$50 billion annually for services produced by companies it regulates. And critics say regulated companies have been working the system to help the CPUC augment that hefty revenue stream.

"We are not an organization, we're sort of a conglomerate of different organizations, all housed within the same structure, with very little relationship to each other," Picker said.

It's a messy situation, that's at odds with Picker's instincts as a longtime governmental official, policy wonk, political consultant, and former senior adviser to Gov. Jerry Brown on renewable energy issues.

A key part of Picker's vision of reform is to build a stronger ethical and leadership framework for crucial issues. Some of those guidelines could be voted on by the Commission as early as this week.

It starts with creating "a job description for commissioners and a code of conduct for commissioners," he told the Business Times in a wide-ranging Feb. 19 interview.

It also means addressing "a real vacuum of leadership on safety issues" he said. The state agency and PG&E have been heavily criticized for how they handled the deadly 2010 San Bruno explosion and for the lax oversight that played a role in the tragedy.

Picker also plans to discard unnecessary bureaucracy, set clear internal expectations and build in accountability and standard organizational procedures. At the same time, he aims to retain the commission's historic goals of making decisions fairly and openly, sharing all important information publicly.

Everything from how commissioners and staffers interact with themselves and others — including PG&E workers they may know from "book clubs" and other social settings — to the laws that govern the agency's activities are on the table, Picker said.

The main objectives, he said, are "how do I make it a better organization that works well for everyone? ... How (do) you build a culture that can be more effective and less painful, excruciating and torture-some for people to navigate?"

During a more than hour-long interview with several Business Times editors and reporters, Picker outlined plans for a year-long strategic planning process. It will focus on improving the agency's ability to monitor safety problems in regulated industries, become more technologically adept, and rethinking internal structures and responsibilities.

He plans to craft a three-year plan to implement needed changes.

"This is the way you get to the level of performance and behavior you expect out of the CPUC," Picker told the Business Times, referring to plans to identify and develop needed skill sets, augment internal resources and ethical guidelines, while possibly pruning responsibilities that don't fit a more tightly focused entity.

Unlike some of his predecessors, Picker says, he doesn't want to simply clean house and bring in a whole new team of leaders, in part because he's convinced that the people who work at the CPUC "are better than the organization they're working for." Instead, the self-described bureaucrat from Sacramento wants "to have a much more orderly process" of restructuring and recasting a dysfunctional entity.

But fixing the agency won't be easy.

His immediate predecessor, Michael Peevey, stepped down in December after a 12-year tenure marked by kudos for his work on renewable energy but deeply tarnished by a burgeoning scandal. In addition to close ties between CPUC officials and officials at regulated companies, the agency has come under scrutiny for back-channel communications, alleged judge-shopping and possible trading of favors with Pacific Gas & Electric, San Diego Gas & Electric and other regulated entities.

Both Peevey and the agency are being investigated by state and federal authorities. Critics such as the city of San Bruno, devastated by a 2010 PG&E gas pipeline explosion and fire, and The Utility Reform Network, a San Francisco-based ratepayers' advocacy group, say the agency has become corrupt and overly sympathetic to the companies it regulates.

The organization has serious structural and cultural issues that need to be repaired, Picker indicated, implicitly putting some of the blame on Peevey. "I don't think that he was a manager," he said. "He felt he was there to get stuff done, not so much to tend the machinery."

But in terms of the scandal itself, Picker sees two distinct sides of his predecessor.

"Mike Peevey did some awfully great things," he said, primarily as a leader of an effort over the last 12 years to greatly expand California's use of renewable energy and reduce its emission of greenhouse gases that contribute to climate change. "I don't think you can ignore the fact that he drove that."

As for the allegations against Peevey, Picker said bluntly, "I don't know what to make of it."

"Some of what I see is really unseemly, but (not) from what I can see, a crime. I can see unethical or inappropriate behavior, but a lot of that's inferred," Picker said. "But I'm not an investigator. There are two agencies that are investigating the CPUC. They'll answer that question for me and for you better than I can."

Fixing the mess

The CPUC needs a reboot, Picker made clear, both to rebuild public confidence and to do a better job at efficiently, transparently and effectively regulating several key industries in the state — assuming that some of those duties aren't yanked away from it.

"Nobody can really navigate the process. It's too arcane, too constrained by nature," Picker said. "Here's an example: I myself have never been able to find anything on our website."

Part of the broader problem he said, is that authority has been delegated from commissioners to staffers informally, without a paper trail or proper procedures, adding to confusing organizational chart.

"It's been word of mouth, kind of an oral history," Picker said. "You would think for an agency that's so big on the written process this stuff would be documented. But it's not."

To fix the organization's multiple flaws, Picker hopes to transform the tradition-bound agency into one that's far more nimble, technologically savvy, and accountable to the public.

He's already taken several steps in those directions, he said, including appointing former CPUC chief administrative law judge Timothy Sullivan as interim executive director of the agency. The CPUC also tapped a new director of its Safety and Enforcement Division, Elizaveta Malashenko, who previously served as one of its deputy directors.

He's told the agency's four other commissioners of his plans to focus on safety improvements, internal accountability reforms and studying other changes.

"The commissioners were a little stunned," Picker said. "They tend not to talk extemporaneously at commission meetings. It's all very scripted, because the commission record has regulatory impact, so they're very guarded. And nobody has ever talked about the commissioners setting organizational policy," as opposed to voting on utility rates and related issues.

"This is how you begin to change an organization," he said. "Showing a commitment to building (leadership) at the top, setting a direction, having a discussion with the staff, and having some strategic planning, which we're kicking off."

Whether Picker will have the freedom to pursue his year-long strategic planning process is unclear.

Several proposed bills in the California Legislature, by State Senators Jerry Hill (D-San Mateo) and Mark Leno (D-San Francisco) aim to reduce the CPUC president's power, tighten rules regarding back-channel communications between regulators and those they regulate, and make the commission more accountable to the public.

Picker would prefer to have the chance to do it his way, and suggested that the governor — who's been remarkably quiet publicly about the CPUC's recent scandals — supports his approach. "But if the commissioners have to respond to a proposed legislative action, we should give some guidance," he said.

If some of its responsibilities are shifted to other state agencies, "the moral challenge for us " is to make sure they're both willing and prepared to take them on, he said, and "have an understanding of the record that we've created in the past to set up these structures."

Picker sounds willing to part with some of the CPUC's unwieldy roster of responsibilities, possibly including oversight of car-sharing companies such as Uber and Lyft, which don't easily mesh with some of its other duties.

With regards to those so-called transportation network companies, or TNCs, "we just don't have the capacity" to monitor airports or other venues statewide to see if they're following the rules, he said. The agency has a good policy structure in place for economic analysis, but not to "actually take that policy out into the streets."

Some of the vast roster of organizations it regulates might be better monitored elsewhere in state government, Picker acknowledged.

"It's not right and appropriate to just kick them out the door," he said, referring to unnamed portions of the agency's oversight agenda, "although it may note be right and appropriate to keep them at the CPUC. All those questions are kind of things I worry about at [2 a.m.](#)"

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Tuesday, March 03, 2015 3:04 PM
To: Hartmann, Daniel M.
Subject: Posting
Attachments: PICKER Micheal Commissioner Behested Payment 3-2-15.pdf

Hi Dan,

Please post the attached to this page

<http://www.cpuc.ca.gov/PUC/aboutus/Commissioners/form803reports.htm> as a new first item saying:

* March 2, 2015: Amendment to February 2015 Behested Payment Report

Thanks!

Terrie

Behested Payment Report

A Public Document

Behested Payment Report

1. Elected Officer or CPUC Member (Last name, First name) PICKER, MICHAEL		Date Stamp	California Form 803 For Official Use Only MAR 02 2015 EXECUTIVE DIRECTOR'S OFFICE
Agency Name CALIFORNIA PUBLIC UTILITIES COMMISSION			
Agency Street Address 505 VAN NESS AVENUE, SAN FRANCISCO, CA 94102			
Designated Contact Person (Name and title, if different)			
Area Code/Phone Number (415) 703-2444	E-mail (Optional) Michael.Picker@cpuc.ca.gov	<input checked="" type="checkbox"/> Amendment (See Part 5) Date of Original Filing: Feb. 3, 2015 <small>(month, day, year)</small>	

2. Payor Information (For additional payors, include an attachment with the names and addresses.)

(SEE ATTACHMENT)

Name _____

Address _____ City _____ State _____ Zip Code _____

3. Payee Information (For additional payees, include an attachment with the names and addresses.)

(SEE ATTACHMENT)

Name _____

Address _____ City _____ State _____ Zip Code _____

4. Payment Information (Complete all information.)

Date of Payment: SEE ATTACH (month, day, year) Amount of Payment: (In-Kind FMV) \$ SEE ATTACHMENT (Round to whole dollars.)

Payment Type: Monetary Donation or In-Kind Goods or Services (Provide description below.)

Brief Description of In-Kind Payment: _____

Purpose: (Check one and provide description below) Legislative Governmental Charitable

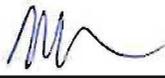
Describe the legislative, governmental, charitable purpose, or event: Net proceeds from donations benefit the Goldman School of Public Policy at the University of California, Berkeley

5. Amendment Description or Comments

This Amendment lists (1) donations that have been made since President Picker made the original filing on February 3, 2015; and (2) addresses of two payors and one contact person for one payor, which information was not listed in the original filing, but where the identity of payors and amount of contributions were reported on the original filing (this additional information is indicated in all caps and underlined in the Attachment).

6. Verification

I certify, under penalty of perjury under the laws of the State of California, that to the best of my knowledge, the information contained herein is true and complete.

Executed on 3/2/15 DATE By  SIGNATURE OF ELECTED OFFICER OR CPUC MEMBER

Behested Payment Report

A Public Document

This report is for use by elected officers and members of the California Public Utilities Commission (CPUC) to disclose payments made at their behest, principally for legislative, governmental, or charitable purposes. This form was prepared by the Fair Political Practices Commission (FPPC) and is available at www.fppc.ca.gov.

When to File

File Form 803 within 30 days following the date on which the payment(s) meets or exceeds five thousand dollars (\$5,000) in the aggregate from a single source in a calendar year. Once a single source has made a behested payment of \$5,000 or more during the calendar year, subsequent payments of any amount from that source must be reported.

Where to File

State Officials: The official's state agency must receive Form 803 within 30 days of the date the behested payment is made. Within 30 days after receipt of the report, the state agency must forward a copy to the Fair Political Practices Commission (FPPC) 428 J Street, Suite 620, Sacramento, CA 95814. Fax: 916-322-0886 E-mail: Form803@fppc.ca.gov

Local Officials: The official's local agency must receive Form 803 within 30 days of the date the behested payment is made. Within 30 days after receipt of the report, the agency must forward a copy to the filing officer who receives the official's original campaign statements.

General Information: Behested payments are payments made principally for legislative, governmental, or charitable purposes under **Government Code Section 82015(b)(2)(B)(iii)**. These payments are not for personal or campaign purposes. Generally, a donation is made at the behest if it is requested, solicited, or suggested by the official, or otherwise made to a person in cooperation, consultation, coordination with, or at the consent of, the elected officer or CPUC member. This includes payments behested by the official or by his or her agent or employee on the official's behalf.

Privacy Information Notice: Information requested by the FPPC is required by and used to administer and enforce the Political Reform Act. Failure to provide information may be a violation subject to administrative, criminal, or civil penalties. All reports and statements are public records available for inspection and reproduction. If you have any question regarding this notice, please contact General Counsel at 428 J Street, Suite 620, Sacramento, CA 95814 or (916) 322-5660.

Instructions

Part 1: Identification: Identify the official's name, agency, address, and contact information. Mark the amendment box if changing information on a previously filed Form 803 and include the date of the original filing.

Part 2: Payor Information: Disclose the name and address of the person making the payment. A business address is acceptable.

Part 3: Payee Information: Identify the name and address of the person receiving the payment, if applicable. A business address is acceptable.

Part 4: Payment Information: Disclose the payment date and amount using the fair market value (FMV) for donated in-kind goods or services. Check one box to identify the type of payment and provide a description if the payment is an in-kind good or service. Check one box to identify the purpose and provide a description. Use Part 5 for additional or clarifying information.

Part 5: Amendment Description or Comments: Complete this section if amending a previously filed Form 803 or to provide additional information.

Part 6: Verification: Date and sign the form under penalty of perjury.

Example

On April 24, 2010, at CPUC Member Tully's request, the ABC Corporation made a monetary donation of \$5,000 to the Boys and Girls Club.

2. Payor Information (for additional payors, include an attachment with the names and addresses.)			
ABC Corporation			
Name			
1234 Alpha Ave.	Sacramento	CA	95814
City	State	Zip Code	
3. Payee Information (for additional payees, include an attachment with the names and addresses.)			
The Boys and Girls Club			
Name			
5678 Bravo Blvd.	Sacramento	CA	95814
City	State	Zip Code	
4. Payment Information (Complete all information.)			
Date of Payment:	April 24, 2010	Amount of Payment:	\$ 5,000
	(month day year)		(Round to whole dollars.)
Payment Type:	<input checked="" type="checkbox"/> Monetary Donation or <input type="checkbox"/> In-Kind Goods or Services (Provide description below.)		
Brief Description of In-Kind Payment:	_____		
Purpose:	<input type="checkbox"/> Legislative <input type="checkbox"/> Governmental <input checked="" type="checkbox"/> Charitable		
Describe the legislative, governmental, charitable purpose, or event:	Donation to children's community service organization.		

ATTACHMENT TO CALIFORNIA FORM 803 - SUPPLEMENT
 MICHAEL PICKER, PRESIDENT, CALIFORNIA PUBLIC UTILITIES COMMISSION
 REPORTED MARCH 2, 2015 (ORIGINALLY REPORTED FEBRUARY 3, 2015)

	<u>Date of Payment</u>	<u>Payor</u>	<u>Contact of Payor</u>	<u>Address of Payor</u>	<u>Amount</u>	<u>Payee</u>	<u>Address of Payee</u>	<u>Description</u>	<u>LGC Purpose</u>
4	1/30/15	Southern CA IBEW-NECA	David Gomez	<u>100 E. CORSON ST., STE. 410, PASADENO, CA 91103</u> <u>297 N. MARENGO AVE., PASADENA, CA 91101</u>	\$5,000	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair, 115 Marion Ave., Mill Valley, CA 94941	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
10	1/30/15	Southern CA District Council of Laborers	<u>ARMANDO ESPARZA</u>	<u>4399 SANTA ANITA AVE., STE. 205, EL MONTE, CA 91731</u>	\$5,000	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair, 115 Marion Ave., Mill Valley, CA 94941	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
11	2/9/15	Independent Energy Producers Association	Jan Smutney-Jones	1215 K St., Sacramento, CA 95814	\$5,000	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair, 115 Marion Ave., Mill Valley, CA 94941	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
12	2/12/15	United Brotherhood of Carpenters and Joiners of America	Danny Curtin	101 Constitution Ave. NW, 100 th Fl. Washington, DC 20001	\$5,000	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair, 115 Marion Ave., Mill Valley, CA 94941	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable

From: Madrigal, Anna-Marie <anna-marie.madrigal@cpuc.ca.gov>
Sent: Tuesday, March 03, 2015 2:54 PM
To: Prosper, Terrie D.
Cc: Hammond, Christine J.
Subject: 2nd behested payment report
Attachments: PICKER Micheal Commissioner Behested Payment 3-2-15.pdf

Received and stamped from Pres' office yesterday.
Please post per policy.
Thank you

ATTACHMENT TO CALIFORNIA FORM 803 - SUPPLEMENT
 MICHAEL PICKER, PRESIDENT, CALIFORNIA PUBLIC UTILITIES COMMISSION
 REPORTED MARCH 2, 2015 (ORIGINALLY REPORTED FEBRUARY 3, 2015)

	<u>Date of Payment</u>	<u>Payor</u>	<u>Contact of Payor</u>	<u>Address of Payor</u>	<u>Amount</u>	<u>Payee</u>	<u>Address of Payee</u>	<u>Description</u>	<u>LGC Purpose</u>
4	1/30/15	Southern CA IBEW-NECA	David Gomez	<u>100 E. CORSON ST., STE. 410, PASADENO, CA 91103</u> <u>297 N. MARENGO AVE., PASADENA, CA 91101</u>	\$5,000	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair, 115 Marion Ave., Mill Valley, CA 94941	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
10	1/30/15	Southern CA District Council of Laborers	<u>ARMANDO ESPARZA</u>	<u>4399 SANTA ANITA AVE., STE. 205, EL MONTE, CA 91731</u>	\$5,000	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair, 115 Marion Ave., Mill Valley, CA 94941	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
11	2/9/15	Independent Energy Producers Association	Jan Smutney-Jones	1215 K St., Sacramento, CA 95814	\$5,000	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair, 115 Marion Ave., Mill Valley, CA 94941	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable
12	2/12/15	United Brotherhood of Carpenters and Joiners of America	Danny Curtin	101 Constitution Ave. NW, 100 th Fl. Washington, DC 20001	\$5,000	Michael Peevey Tribute Dinner	c/o Don Solem, co-chair, 115 Marion Ave., Mill Valley, CA 94941	Net proceeds to the Goldman School of Public Policy, U.C. Berkeley	Charitable

Behested Payment Report

A Public Document

This report is for use by elected officers and members of the California Public Utilities Commission (CPUC) to disclose payments made at their behest, principally for legislative, governmental, or charitable purposes. This form was prepared by the Fair Political Practices Commission (FPPC) and is available at www.fppc.ca.gov.

When to File

File Form 803 within 30 days following the date on which the payment(s) meets or exceeds five thousand dollars (\$5,000) in the aggregate from a single source in a calendar year. Once a single source has made a behested payment of \$5,000 or more during the calendar year, subsequent payments of any amount from that source must be reported.

Where to File

State Officials: The official's state agency must receive Form 803 within 30 days of the date the behested payment is made. Within 30 days after receipt of the report, the state agency must forward a copy to the Fair Political Practices Commission (FPPC) 428 J Street, Suite 620, Sacramento, CA 95814. Fax: 916-322-0886 E-mail: Form803@fppc.ca.gov

Local Officials: The official's local agency must receive Form 803 within 30 days of the date the behested payment is made. Within 30 days after receipt of the report, the agency must forward a copy to the filing officer who receives the official's original campaign statements.

General Information: Behested payments are payments made principally for legislative, governmental, or charitable purposes under **Government Code Section 82015(b)(2)(B)(iii)**. These payments are not for personal or campaign purposes. Generally, a donation is made at the behest if it is requested, solicited, or suggested by the official, or otherwise made to a person in cooperation, consultation, coordination with, or at the consent of, the elected officer or CPUC member. This includes payments behested by the official or by his or her agent or employee on the official's behalf.

Privacy Information Notice: Information requested by the FPPC is required by and used to administer and enforce the Political Reform Act. Failure to provide information may be a violation subject to administrative, criminal, or civil penalties. All reports and statements are public records available for inspection and reproduction. If you have any question regarding this notice, please contact General Counsel at 428 J Street, Suite 620, Sacramento, CA 95814 or (916) 322-5660.

Instructions

Part 1: Identification: Identify the official's name, agency, address, and contact information. Mark the amendment box if changing information on a previously filed Form 803 and include the date of the original filing.

Part 2: Payor Information: Disclose the name and address of the person making the payment. A business address is acceptable.

Part 3: Payee Information: Identify the name and address of the person receiving the payment, if applicable. A business address is acceptable.

Part 4: Payment Information: Disclose the payment date and amount using the fair market value (FMV) for donated in-kind goods or services. Check one box to identify the type of payment and provide a description if the payment is an in-kind good or service. Check one box to identify the purpose and provide a description. Use Part 5 for additional or clarifying information.

Part 5: Amendment Description or Comments: Complete this section if amending a previously filed Form 803 or to provide additional information.

Part 6: Verification: Date and sign the form under penalty of perjury.

Example

On April 24, 2010, at CPUC Member Tully's request, the ABC Corporation made a monetary donation of \$5,000 to the Boys and Girls Club.

2. Payor Information (for additional payors, include an attachment with the names and addresses.)			
ABC Corporation			
Name			
1234 Alpha Ave.,	Sacramento	CA	95814
City	State	Zip Code	
3. Payee Information (for additional payees, include an attachment with the names and addresses.)			
The Boys and Girls Club			
Name			
5678 Bravo Blvd.,	Sacramento	CA	95814
City	State	Zip Code	
4. Payment Information (Complete all information.)			
Date of Payment:	April 24, 2010	Amount of Payment:	\$ 5,000
	(month day year)		(Round to whole dollars.)
Payment Type:	<input checked="" type="checkbox"/> Monetary Donation or <input type="checkbox"/> In-Kind Goods or Services (Provide description below.)		
Brief Description of In-Kind Payment:	_____		
Purpose:	<input type="checkbox"/> Legislative <input type="checkbox"/> Governmental <input checked="" type="checkbox"/> Charitable		
Describe the legislative, governmental, charitable purpose, or event:	Donation to children's community service organization.		

Behested Payment Report

A Public Document

Behested Payment Report

1. Elected Officer or CPUC Member (Last name, First name) PICKER, MICHAEL		Date Stamp	California Form 803 For Official Use Only MAR 02 2015 EXECUTIVE DIRECTOR'S OFFICE
Agency Name CALIFORNIA PUBLIC UTILITIES COMMISSION			
Agency Street Address 505 VAN NESS AVENUE, SAN FRANCISCO, CA 94102			
Designated Contact Person (Name and title, if different)			
Area Code/Phone Number (415) 703-2444	E-mail (Optional) Michael.Picker@cpuc.ca.gov	<input checked="" type="checkbox"/> Amendment (See Part 5) Date of Original Filing: Feb. 3, 2015 <small>(month, day, year)</small>	

2. Payor Information (For additional payors, include an attachment with the names and addresses.)

(SEE ATTACHMENT)

Name _____

Address _____ City _____ State _____ Zip Code _____

3. Payee Information (For additional payees, include an attachment with the names and addresses.)

(SEE ATTACHMENT)

Name _____

Address _____ City _____ State _____ Zip Code _____

4. Payment Information (Complete all information.)

Date of Payment: SEE ATTACH Amount of Payment: (In-Kind FMV) \$ SEE ATTACHMENT
(month, day, year) (Round to whole dollars.)

Payment Type: Monetary Donation or In-Kind Goods or Services (Provide description below.)

Brief Description of In-Kind Payment: _____

Purpose: (Check one and provide description below) Legislative Governmental Charitable

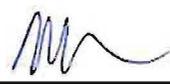
Describe the legislative, governmental, charitable purpose, or event: Net proceeds from donations benefit the Goldman School of Public Policy at the University of California, Berkeley

5. Amendment Description or Comments

This Amendment lists (1) donations that have been made since President Picker made the original filing on February 3, 2015; and (2) addresses of two payors and one contact person for one payor, which information was not listed in the original filing, but where the identity of payors and amount of contributions were reported on the original filing (this additional information is indicated in all caps and underlined in the Attachment).

6. Verification

I certify, under penalty of perjury under the laws of the State of California, that to the best of my knowledge, the information contained herein is true and complete.

Executed on 3/2/15 DATE By  SIGNATURE OF ELECTED OFFICER OR CPUC MEMBER

From: Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov>
Sent: Thursday, March 05, 2015 10:22 AM
To: Picker, Michael
Subject: Re: More from reporter on dinner

I agree. It may spur another article. I will let you know.

On Mar 5, 2015, at 6:18 AM, Picker, Michael <Michael.Picker@cpuc.ca.gov> wrote:

Forgot. Not really interested, though. I think there is a limit, and we've done enough.

Sent from my iPad

On Mar 4, 2015, at 8:01 PM, Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov> wrote:

The reporter is still interested in seeing your canceled check. But it's up to you if you want to provide it.

On Feb 24, 2015, at 3:24 PM, Picker, Michael <Michael.Picker@cpuc.ca.gov> wrote:

Can't do it today or tomorrow. Last year's checking is in a pile of tax stuff...

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date: 02/24/2015 3:23 PM (GMT-08:00)
To: "Picker, Michael"
Subject: Re: More from reporter on dinner

How do you feel about providing him with a copy (photo) of your check, with personal information redacted?

On Feb 24, 2015, at 3:21 PM, Picker, Michael <Michael.Picker@cpuc.ca.gov> wrote:

Cancelled check is about all I have.
Not sure that I've ever gotten a
receipt for a retirement dinner...

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."

Date:02/24/2015 2:42 PM (GMT-
08:00)

To: "Picker, Michael"

Cc: "Koss, Kenneth L." ,"Hammond,
Christine J."

Subject: More from reporter on
dinner

The reporter wants to know if you have
proof of payment (like a receipt) for the
dinner? He says he is asking because it's his
understanding that donors purchased tables,
not individual tickets.

From: jeff.mcdonald@utsandiego.com
Sent: Monday, March 09, 2015 1:25 PM
To: terrie.prosper@cpuc.ca.gov
Cc: ricky.young@utsandiego.com
Subject: media request/ UT San Diego

Hi,

I mentioned to my editor that we never received the long-promised canceled check from Mr. Picker and he now wants me to do a story on the issue. I'm writing now to ask for an update and/ or a copy of the canceled check Mr. Picker said was forthcoming. I understand and expect the CPUC president has more pressing business to tend but I also understand that he said he would provide it two-plus weeks ago and has not done so.

Please provide whatever response you see appropriate by close of business today.

Thanks and all best,

Jeff

From: McDonald, Jeff
Sent: Thursday, March 05, 2015 10:31 AM
To: 'Prosper, Terrie D.'
Subject: RE: ALJ Simon's Resolution ALJ -305 Ratification of Changes to preliminary Determinations Pursuant to Rule 7.5.

Thanks very much for replying. I wonder how they haven't exceeded the 49k limit ... more likely they got some approval – written or verbal – to proceed with details to be spelled out at later date. I'll look for an update on the check later this week; Mr. Picker is on the record stating he paid \$250 only but also on the record through the Form 803 that he solicited 55k in behested payments, and that's a big disconnect...

Thanks again for bearing with me,

Jeff



Jeff McDonald | Reporter

O: 619-293-1708

jeff.mcdonald@utsandiego.com

UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Thursday, March 05, 2015 10:23 AM
To: McDonald, Jeff
Subject: Re: ALJ Simon's Resolution ALJ -305 Ratification of Changes to preliminary Determinations Pursuant to Rule 7.5.

There is no amendment at this point. I'll check on the check to see if he has it yet and wants to provide it.

Terrie

On Mar 4, 2015, at 7:53 PM, "jeff.mcdonald@utsandiego.com" <jeff.mcdonald@utsandiego.com> wrote:

Thanks; can you tell me when I can expect Mr. Pucker's canceled check for the Peevey gala? You/ he said it would be forthcoming last FRI or this past MON. Also, you never sent the Sheppard Mullen amendments.

Thanks again,

Jeff

Jeff McDonald | Reporter

O: 619-293-1708

jeff.mcdonald@utsandiego.com
UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

On: 04 March 2015 18:58, "Prosper, Terrie D." <terrie.prosper@cpuc.ca.gov> wrote:
The Ruling below approves a previously issued Assigned Commissioner's Ruling that changed the determination of need for hearing from no hearing needed to hearing needed in the CPUC's Net Energy Metering proceeding (R.14-07-002). A hearing date has not been set.

Terrie

On Mar 4, 2015, at 5:35 PM, "morgan.lee@utsandiego.com" <morgan.lee@utsandiego.com> wrote:

Terrie Prosper et al

Please let us know when and where this public hearing(s) on new ex-parte communication rules will be held, per the ratified ruling below.

Morgan

Morgan Lee | Reporter

O: 619-293-1251

morgan.lee@utsandiego.com
UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108

From: Swansen, Antonina [<mailto:antonina.swansen@cpuc.ca.gov>]

Sent: Wednesday, March 04, 2015 4:41 PM

To: ATrowbridge@DayCarterMurphy.com;

AmyAllen@Alumni.Stanford.edu; BarmackM@calpine.com;

CJSv@pge.com; CMonahan@GridAlternatives.org;

CaliforniaDockets@pacificorp.com; CentralFiles@SempraUtilities.com;

DAKinports@SempraUtilities.com; Diane.Fellman@nrgenergy.com;

ETorres@turn.org; Eli.Harland@energy.ca.gov;

HRasool@SempraUtilities.com; JArmstrong@GoodinMacBride.com;

JJaffe@Nossaman.com; JSimon@EnphaseEnergy.com;

James.vonRiesemann@us.mizuho-sc.com; Jason.Powers@smud.org;

Jerryl@abag.ca.gov; KDamewood@ccof.org;

Liddell@EnergyAttorney.com; MCallahan-dudley@mcecleanenergy.org;

Marissa.Blunschi@SCE.com; Michelle.Mishoe@pacificorp.com;

NFormosa@winston.com; RegRelCPUCcases@pge.com; Murtishaw,

Scott; Sophie.Akins@bbklaw.com; TBrill@SempraUtilities.com;

TMcRae@svlg.org; V-MMarona@codaenergy.com; abb@eslawfirm.com;

adam@sullivansolarpower.com; aecaonline@gmail.com; Simon, Anne;

agay@carlsoncapital.com; alison.seel@SierraClub.org; Herndon, Andrew

(Intern); anna.ching@sce.com; aschwartz@solarcity.com;

axy4@pge.com; benjamin.airth@energycenter.org;

berlin@susieberlinlaw.com; bfriedman@kfwlaw.com;

bperlstein@kpmg.com; brad@calseia.org; brian@clean-coalition.org;

calcan.filings@gmail.com; carmelitam@greenlining.org;

case.admin@sce.com; cem@newsdata.com; chris_king@siemens.com;

crmd@pge.com; darylmic@gmail.com; dbehles@ggu.edu; Peck, David

B.; dgrandy@caonsitegen.com; douglass@energyattorney.com;

egilfenbaum@solarcity.com; emcconnell@kfwlaw.com; enrique@clean-coalition.org;

erik.anderson@pacificorp.com; erin.pulgar@sce.com;

Seybert, Ehren; Daye, Fadi; fwahl@svlg.org;

golding@communitychoicepartners.com; Petlin, Gabriel;

gracie@allianceforsolarchoice.com; griffiths@braunlegal.com;

hanna.grene@energycenter.org; james.hansell@navigant.com;

jarey@boulder.net; jean@custompowersolar.com;

jgoldberg@highlinecap.com; jimin@mid.org; jjg@eslawfirm.com;

jkeyes@kfwlaw.com; jmauldin@adamsbroadwell.com; McKinney,

Jeanne; jody_london_consulting@earthlink.net;

joshua.nelson@bbklaw.com; jperk17@stanford.edu; Ralph, James;

judi@Schweitzer-associates.com; jwaen@mceCleanEnergy.org;

jwiedman@kfwlaw.com; kderemer@semprautilities.com;

kfallon@sirfunds.com; klatt@energyattorney.com; kmills@cfbf.com;

krabago@law.pace.edu; Bichkoff, Lewis; lmh@eslawfirm.com;

marcel@turn.org; mary@solutionsforutilities.com;

matt.vespa@SierraClub.org; matthew@turn.org; Sterkel, Merideth

"Molly"; michaelboyd@sbcglobal.net; mkolb@solarcity.com;

mmattes@nossaman.com; Lee, Morgan; mrw@mrwassoc.com;

mstamas@nrdc.org; Stannik, Nils; nshah@onpaceenergy.com;

pbull@nrdc.org; philm@scdenergy.com;

depastino@sce.com; regrelcpuccases@pge.com;
regulatory@mceCleanEnergy.org; rjl8@pge.com; rjl9@pge.com; Levin,
Robert; rl@eslawfirm.com; rrao@nextility.com; Yamamoto, Ryan;
sachu.constantine@energycenter.org; sahm@clean-coalition.org;
Kamins, Sara M.; sarveybob@aol.com; sbjorgan@gmail.com;
sephra.ninow@energycenter.org; service@spurr.org;
sherikidwell@att.net; slazerow@cbecal.org; spauker@wsgr.com;
O'Rourke, Shannon; sswaroop@mceCleanEnergy.org;
stephanie.wang@energycenter.org; stephaniec@greenlining.org;
sue.mara@RTOadvisors.com; susannah@votesolar.org; swv9@pge.com;
ted@pointstate.com; tomb@crossborderenergy.com;
tonja.wicks@tlwsupport.com; Kao, Valerie; wynne@braunlegal.com; Li,
Xian M.; Drew, Tim G.
Cc: Swansen, Antonina; ALJ Process
Subject: ALJ Simon's Resolution ALJ -305 Ratification of Changes to
preliminary Determinations Pursuant to Rule 7.5.

This e-mail provides service of ALJ Simon's Resolution ALJ -305
Ratification of Changes to preliminary Determinations Pursuant to Rule
7.5. The full text of the Resolution ALJ 305 is made available through
the link provided below on March 4, 2015.

[http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=147780
549](http://docs.cpuc.ca.gov/SearchRes.aspx?docformat=ALL&docid=147780549)

In the event of problems with the e-mail or the internet link, please
contact Antonina V. Swansen at avs@cpuc.ca.gov, telephone #(415)
703-2546.

From: Picker, Michael <Michael.Picker@cpuc.ca.gov>
Sent: Monday, March 09, 2015 4:10 PM
To: Prosper, Terrie D.
Subject: RE: More from reporter on dinner

Tell him that, too.

Commissioner Michael Picker
California Public Utilities Commission
505 Van Ness, Fifth Floor
San Francisco, CA 94102
(415) 703-2444
Michael.Picker@cpuc.ca.gov

From: Prosper, Terrie D.
Sent: Monday, March 09, 2015 4:07 PM
To: Picker, Michael
Subject: RE: More from reporter on dinner

That seriously made me laugh out loud.

From: Picker, Michael
Sent: Monday, March 09, 2015 4:02 PM
To: Prosper, Terrie D.
Subject: RE: More from reporter on dinner

Tell him that I must have given it to the LA times by mistake.

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date: 03/09/2015 3:54 PM (GMT-08:00)
To: "Picker, Michael"
Subject: RE: More from reporter on dinner

I just heard from the reporter. He says he is going to do a story on the check saying we said we were going to provide it but won't.

From: Picker, Michael
Sent: Thursday, March 05, 2015 6:18 AM
To: Prosper, Terrie D.
Subject: Re: More from reporter on dinner

Forgot. Not really interested, though. I think there is a limit, and we've done enough.

Sent from my iPad

On Mar 4, 2015, at 8:01 PM, Prosper, Terrie D. <terrie.prosper@cpuc.ca.gov> wrote:

The reporter is still interested in seeing your canceled check. But it's up to you if you want to provide it.

On Feb 24, 2015, at 3:24 PM, Picker, Michael <Michael.Picker@cpuc.ca.gov> wrote:

Can't do it today or tomorrow. Last year's checking is in a pile of tax stuff...

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date:02/24/2015 3:23 PM (GMT-08:00)
To: "Picker, Michael"
Subject: Re: More from reporter on dinner

How do you feel about providing him with a copy (photo) of your check, with personal information redacted?

On Feb 24, 2015, at 3:21 PM, Picker, Michael <Michael.Picker@cpuc.ca.gov> wrote:

Cancelled check is about all I have. Not sure that I've ever gotten a receipt for a retirement dinner...

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Prosper, Terrie D."
Date:02/24/2015 2:42 PM (GMT-08:00)
To: "Picker, Michael"
Cc: "Koss, Kenneth L." , "Hammond, Christine J."
Subject: More from reporter on dinner

The reporter wants to know if you have proof of payment (like a receipt) for the dinner? He says he is asking because it's his

understanding that donors purchased tables, not individual tickets.

From: jeff.mcdonald@utsandiego.com
Sent: Tuesday, March 10, 2015 4:13 PM
To: terrie.prosper@cpuc.ca.gov; ricky.young@utsandiego.com
Subject: RE: media request/ UT San Diego

No canceled check?

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Tuesday, March 10, 2015 4:09 PM
To: Young, Ricky; McDonald, Jeff
Subject: RE: media request/ UT San Diego

Ricky and Jeff,

The steps the CPUC took in retaining a law firm followed the appropriate and lawful process. There has been no contract amendment.

I'm sorry I can't respond to the remaining information you request, as it would disclose discussions that occurred in Closed Session and is privileged under government code section 11126.1:
http://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=GOV§ionNum=11126.1

Terrie

From: ricky.young@utsandiego.com [<mailto:ricky.young@utsandiego.com>]
Sent: Tuesday, March 10, 2015 9:41 AM
To: jeff.mcdonald@utsandiego.com; Prosper, Terrie D.
Subject: RE: media request/ UT San Diego

Also: You've told us who the law firm ***doesn't*** represent. But who ***does*** it represent?

(And finally, some immediate idea of when we might expect a response would be nice, so we can plan on that instead of crossing our fingers until late tonight!)

From: Young, Ricky
Sent: Tuesday, March 10, 2015 9:31 AM
To: McDonald, Jeff; 'Prosper, Terrie D.'
Subject: RE: media request/ UT San Diego

Terrie,

I appreciate your statement – especially so late at night! – and will add it to our story.

Seems like we also had some pending questions about 1) who authorized the sheppard mullin contract 2) was it \$49K because that's just under that person's contracting authority and 3) have there been any amendment, or is mr. marshall working pro bono now?

Thanks,

Ricky

From: McDonald, Jeff
Sent: Tuesday, March 10, 2015 7:42 AM
To: 'Prosper, Terrie D.'
Cc: Young, Ricky
Subject: RE: media request/ UT San Diego

Hi,

Thank you for this response. You did not answer my question, however, about why the commission did not go through the required public process in retaining a criminal lawyer. That is the issue brought up in the Aguirre complaint. Also, you did not respond to my questions last week about Mr. Picker's canceled check.

Thanks as always and all best,

Jeff

From: Prosper, Terrie D. [<mailto:terrie.prosper@cpuc.ca.gov>]
Sent: Monday, March 09, 2015 9:41 PM
To: McDonald, Jeff
Subject: RE: media request/ UT San Diego

Hi Jeff,

Sorry for the delay in responding. I know I missed your deadline, but I wanted to give you this info nonetheless. The CPUC, when faced with responding to a series of complex criminal and civil investigations by both the U.S. Department of Justice and the State Attorney General's Office, retained the services of an outside law firm with experience in counseling clients faced with responding to state and federal criminal investigations and complex criminal, civil, and regulatory proceedings. The State Contract Manual authorizes the hiring of outside counsel, and California Government Code sections 995.8 and 11041 allow a public entity to provide for the defense of criminal actions. The CPUC simply does not have the expertise, breadth of experience, resources, or time to handle internally the massive amount of work that needs to be done to effectively manage and cooperate with the investigations, while at the same time fulfilling its duty to act in the best interests of the public. The outside counsel does not represent former President Peevey or former Executive Director Clanon.

Terrie

From: jeff.mcdonald@utsandiego.com [jeff.mcdonald@utsandiego.com]
Sent: Monday, March 09, 2015 11:22 AM
To: Prosper, Terrie D.
Subject: media request/ UT San Diego

Hi,

Looks like CPUC is being sued now for retaining a criminal law firm without meeting Government Code rules. I'm writing about this for the TUE paper and need a response by 3 pm. What legal authority does CPUC have to hire a criminal defense firm when a state agency cannot be investigated. Why wasn't this decision debated and reached in public? Why is it OK for CPUC to pay outside lawyers to fight PRA requests and fend off criminal investigators?

Thanks and all best,

Jeff



Jeff McDonald | Reporter

O: 619-293-1708

jeff.mcdonald@utsandiego.com

UTSanDiego.com

350 Camino de la Reina, San Diego, CA 92108