

May 29, 2026

Patrick Doherty  
Program Manager | Compliance Assurance Division  
Office of Energy Infrastructure Safety  
715 P Street, 20<sup>th</sup> Floor  
Sacramento, CA 95814

RE: Energy Safety PGE\_NON\_ESD\_RGA\_20260408\_0849  
Notice of Nonperformance: Government Code §§ 15475.1(a) and 15475.2(a)(2), and the California Code of Regulations, Title 14, Division 17 § 29302(b)(2)

Dear Mr. Doherty:

This letter is in response to the above referenced Notice of Nonperformance (NON) dated April 29, 2026 regarding the Office of Energy Infrastructure Safety (Energy Safety) inspection of Pacific Gas and Electric Company's (PG&E) 2025 Wildfire Mitigation Plan (WMP) initiatives completed per the locations submitted in its Second Quarter (Q2) Quarterly Data Report (QDR).

Energy Safety based its compliance assessment on the following statute and code sections:

**California Government Code Section 15475.1**, states:

- (a) *The office may determine that a regulated entity is not in compliance with any matter under the authority of the office. If necessary, the office may undertake an investigation into whether the regulated entity is noncompliant with its duties and responsibilities or has otherwise committed violations of any laws, regulations, or guidelines within the authority of the office.*
- (b) *The office's primary objective is to ensure that regulated entities are reducing wildfire risk and complying with energy infrastructure safety measures as required by law.*

**California Government Code Section 15475.2**, states:

- (a) *The office may issue a notice of defect or violation to direct the regulated entity to correct any defect or noncompliance with the approved wildfire mitigation plan or failure to comply with any laws, regulations, or guidelines within the authority of the office.*

**California Code of Regulations, Title 14, Section 29302(b)(2), "Investigations, Notices of Defect and Violation, and Referral to the Commission"** states in part:

*"The Director may designate a compliance officer to consider the findings of any investigation. The compliance officer may issue any of the following:*

...

*(2) Notice of violation, identifying noncompliance with an approved Wildfire Mitigation Plan or any law, regulation, or guideline within the authority of the Office.”*

On April 8, 2026, Energy Safety conducted an inspection of PG&E’s WMP initiatives in the vicinity of Challenge, California within High Fire Threat District (HFTD) Tier 3 and State Responsibility Area (SRA). Energy Safety found the following deficiency:

*Deficiency 1. Energy Safety observed that PG&E failed to implement its 2025 WMP initiative 8.2.3.4, which requires compliance with Public Resources Code (PRC) section 4293 by not removing a dead, declining or dying tree near coordinates 39.50091, -121.2778. Energy Safety considers this non-performance to be in the Moderate risk category. PG&E must complete a corrective action for this non-performance by two months from the date of this notice.*

## **Response**

PG&E acknowledges Energy Safety’s observation of the declining tree identified during their inspection performed on April 8, 2026, near coordinates 39.50091, -121.2778, in the vicinity of Challenge, California. We disagree that a non-performance exists. PG&E’s WMP initiative 8.2.3.4. Initiative 8.2.3.4 provides the “actions taken to identify and remove or otherwise remediate trees that pose a high risk of failure or fracture that could potentially strike electrical equipment.” The initiative includes an annual patrol of all PG&E distribution lines and Second Patrols with an approximate six-month offset from the routine patrol on overhead and secondary distribution lines.

PG&E inspected the subject tree on November 3, 2025 for span 100396162\_100396163 without findings. The span was later inspected during a Routine Patrol inspection on April 30, 2026, when the inspector identified the subject tree for removal under RX-07474274. The subject tree was removed on May 13, 2026.

Please see the following attachments for the completion photo and documentation of completed work:

- *PGE\_NON\_ESD\_RGA\_20260408\_0849\_20260529\_Atch001.jpg*
- *PGE\_NON\_ESD\_RGA\_20260408\_0849\_20260529\_Atch002\_CONF.pdf*

Please do not hesitate to contact [WSComplianceMailbox@pge.com](mailto:WSComplianceMailbox@pge.com) if you have any questions regarding this matter.

Sincerely,

Daniel Kushner, PhD  
Senior Director, Electric Risk & Compliance

cc: Samuel Isaiah, Senior Utilities Engineer Specialist, Energy Safety  
Yana Loginova, Program Manager, Energy Safety  
Shannon Greene, Program & Project Supervisor, Energy Safety  
Ricardo Garcia, Field Inspector, Energy Safety