



Liberty  
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June 18, 2026

***VIA OEIS E-FILING***

Sheryl Bilbrey  
Program Manager, Environmental Science Division  
Office of Energy Infrastructure Safety  
715 P Street, 20<sup>th</sup> Floor  
Sacramento, CA 95814

Docket #2025 NON

**Subject:** Liberty's Response to Notice of Non-Performance –  
NON\_ESD\_LU\_KJO\_20260428\_1334

Dear Sheryl Bilbrey:

Liberty Utilities (CalPeco Electric) LLC ("Liberty") appreciates the opportunity to clarify the information contained in the Office of Energy Infrastructure Safety ("Energy Safety") finding(s) in the "NON\_ESD\_LU\_KJO\_20260428\_1334" (Notice of Non-Performance or NON), issued on May 19, 2026 regarding Energy Safety's inspection of work completed by Liberty in accordance with its 2025 Wildfire Mitigation Plan ("WMP").

Liberty completed a detailed inspection on June 10, 2025. At the time of Liberty's inspection, the tree did not meet criteria requiring mitigation; therefore, no work order was generated. On April 28, 2026, Energy Safety performed a field audit of the completed 2025 vegetation management work and identified a lodgepole pine tree measuring approximately 53 feet in height and 14 inches in diameter (referred to herein as "Tree D") that had declined in condition after Liberty's 2025 inspection and mitigation activities, and prior to Energy Safety's audit.

As such, Liberty respectfully disagrees that the NON is warranted and asks that it be withdrawn. Liberty completed the vegetation management work identified under the 2025 inspection cycle. Tree D did not meet the criteria for mitigation at the time of Liberty's June 17, 2025 inspection. Tree conditions can change rapidly in Liberty's service territory due to environmental stressors, including drought conditions and insect activity. Liberty implements inspection protocols to identify hazard trees on an annual basis. It was subsequently determined to be a hazard based on its condition in 2026.

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Since then, Liberty has inspected Tree D and created a work order to mitigate the hazard as part of its fall-in mitigation initiative for 2026. Tree D was mitigated on June 15, 2026.

Liberty appreciates Energy Safety's continued efforts to identify, communicate, and resolve wildfire risks throughout California. If there are any questions, please contact me at:

Jordan Parrillo  
Manager of Regulatory Affairs  
Liberty Utilities (CalPeco Electric) LLC  
701 National Ave,  
Tahoe Vista, CA 96148  
Telephone: 530-721-7818  
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## Liberty Response

### Energy Safety Finding:

Energy Safety considers this deficiency as “Moderate” because Liberty has not removed the dying lodgepole pine tree located within striking distance of the conductors, consistent with the requirements of Public Resources Code section 4293. The presence of this tree presents an ongoing wildfire risk.

On April 28, 2026, Energy Safety conducted an inspection of Liberty’s WMP’s initiatives in the vicinity of South Lake Tahoe, California. During the inspection, Energy Safety identified a dying lodgepole pine tree east of pole ID 294763 and near coordinates 38.85421650951253, -120.01976566893579 near the intersection of Hopi Avenue and Arrowhead Avenue. It is located within SRA. The lodgepole pine has a diameter at breast height of 14 inches and is approximately 53 feet tall. It is located approximately four feet from the conductors. It exhibits yellowing needles throughout the canopy and visible crown dieback. The inspector’s observations are documented in Exhibit A photographs, which are attached to this report. Photo 1 depicts pole ID 294763. Photos 2, 3, and 4 depict the dying lodgepole pine tree.

Notice	Deficiency #	Location
NON_ESD_LU_KJO_20260428_1334	Deficiency 1	Coordinates 38.85421650951253, -120.01976566893579

### Summary of Energy Safety Findings<sup>1</sup>:

Specifically, the NON describes that on April 28, 2026, Energy Safety conducted an inspection of Liberty’s WMP initiatives in the vicinity of the city of South Lake Tahoe, California in Non-High Fire Threat District (Non-HFTD) within the State Responsibility Area (SRA), and found the following deficiency:

Deficiency 1. Energy Safety observed that Liberty failed to implement its 2025 WMP initiative 8.2.3.4, which requires compliance with Public Resources Code section 4293, by not removing a dead, declining or dying tree near coordinates 38.85421650951253, -120.01976566893579. Energy Safety considers this non-performance to be in the Moderate risk category. Liberty must complete a corrective action for this non-performance by six months from the date of this notice.

### Liberty Response:

Liberty respectfully requests that the Notice of Non-Performance (NON) be withdrawn, as Energy Safety identified a tree that was outside the scope of Liberty’s 2025 WMP initiative, and only became in scope after.

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<sup>1</sup> Energy Safety NON\_ESD\_LU\_KJO\_20260428\_1334

Liberty conducted a detailed inspection on June 10, 2025, during which vegetation conditions at the subject location were evaluated in accordance with its established inspection protocols. At this time of inspection, no vegetation work was required.

On April 28, 2026 - more than 10 months after Liberty's inspection - Energy Safety conducted a field audit and identified a declining lodgepole pine, approximately 53 feet tall and 14 inches diameter at breast height (referred to herein as "Tree D") in close proximity. At the time of Liberty's 2025 inspection, Tree D did not meet criteria requiring mitigation; therefore, no work order was generated.

Tree conditions in Liberty's service territory can change rapidly due to environmental stressors, including drought and insect activity. Liberty has since inspected the subject tree, generated a work order, and completed mitigation on June 15, 2026, as part of its 2026 fall-in mitigation initiative. Tree D was determined to be a hazard based on its condition in 2026.



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Table 1: Span Inspection Record

Circuit	Section	HFTD	Span_ID	Span_Length	Inspection_Type	Inspection_Date	Span_Compliant	Latitude	Longitude
MEY3300	2	Non-HFTD	MEY3300+W12001973N3885433- W12001948N3885402	134.14	Detailed	2025-06-10 00:00:00	Yes	38.85418608515564	-120.01962079093643