

August 24, 2022

Koko Tomassian, Compliance Program Manager **BY ENERGY SAFETY E-FILING**
Compliance Assurance Division
Office of Energy Infrastructure Safety
California Natural Resources Agency
715 P Street 20th Floor
Sacramento, CA 95814

SUBJECT: Southern California Edison Company's Response to Notice of Violation
 – SCE_MYU_20220406-01_Revised (No Written Hearing Requested)

Dear Koko Tomassian:

Southern California Edison Company (SCE) appreciates the opportunity to provide this response to the finding identified in the Notices of Violation – SCE_MYU_20220406-01_Revised received on August 10, 2022 based on Energy Safety field inspections conducted in SCE's service area in April 2022. SCE appreciates the Office of Energy Infrastructure Safety's (Energy Safety) efforts to identify, communicate and work together to resolve potential wildfire risks.

The enclosed response describes corrective actions taken or planned by SCE to remedy the finding identified in the above notice and prevent recurrence.

If you have any questions, or require additional information, please contact Liz Leano at 626-302-3662 or Elizabeth.Leano@sce.com. SCE is looking forward to address finding where appropriate and work to support clarification of the inspection process as Energy Safety expands the geographic scope of its inspection program in 2022.

Sincerely,

//s//
Shinjini C Menon
VP Asset Management & Wildfire Safety
Southern California Edison

SOUTHERN CALIFORNIA EDISON COMPANY INTRODUCTION

For the findings discussed in this response, SCE agrees to address certain issues within the timeframe provided by Energy Safety, as explained in more detail below.¹

As shown in the detail below, SCE will correct/remediate the finding. Regarding prevention of recurrence, SCE's field inspections (both ground and aerial) are a detective control used to identify items that need to be remediated. Additionally, SCE is performing quality control reviews of completed construction in High Fire areas using a risk-informed approach, which includes higher levels of sampling in higher risk areas. These quality reviews help drive continuous improvement by identifying non-conformances with SCE standards, determining causes of non-conformance, and/or driving corrective actions to improve performance. If performance falls below certain thresholds, SCE will require corrective actions.

While SCE is not requesting a written hearing for the finding addressed in this response, SCE reserves the right to raise these points in subsequent procedural stages and/or proceedings.²

Although Energy Safety has the right to refer certain issues to the CPUC for an enforcement action, the findings in this Notice do not support referral.³

1 This response addresses the following NOV finding SCE_MYU_20220406-01_Revised finding #2. The additional finding is addressed in SCE's request for written hearing.

2 Government Code Section 15475.4 anticipates a "hearing" process, which traditionally implies an in-person hearing affording parties the right to present evidence and examine witnesses. The statute establishes that Energy Safety is the successor to the Wildfire Safety Division at the Public Utilities Commission, which, notably, does not have a written hearing process. Rather, parties may request an in-person hearing to address contested issues of fact. In this instance, it seems logical to assume that the statutory intent of Government Code Section 15475.4 was to establish an in-person hearing process, similar to Energy Safety's predecessor agency. While Energy Safety characterizes the process as an "appeal" in California Code of Regulations, Title 14, Division 17 (Emergency Regulation) § 29104, the statute affords electrical corporations a hearing. The Regulations should be expanded to allow the electrical corporations to request oral hearings when warranted.

3 Energy Safety includes language in the notice stating that "Pursuant to Public Utilities Code § 8389(g), following receipt of SCE's response to this NOV and resolution of any disputes, this matter may be referred to the California Public Utilities Commission (CPUC) for its consideration of potential enforcement action, as the CPUC deems appropriate." The notice discussed herein does not meet the requirement for Energy Safety referral for enforcement action to the CPUC based on the statutory requirements that Energy Safety referral be based on substantial compliance with WMPs. Energy Safety cites PUC Section 8389(g) in support of a potential enforcement action. However, Section 8389(g) provides for a possible enforcement action where "an electrical corporation is not in compliance with its approved wildfire mitigation plan." PUC Section 8386.1 further specifies that penalties shall be assessed for failure to substantially comply with a WMP.

SCE Response

Finding: Missing Anti-rotational Clip

Notice	Finding #	Structures
NOV SCE MYU 20220406-01	2	4477325E

Summary of Findings: “Pole numbered 4477325E did not have anti-rotational clips installed in dead-end clamp covers. Energy Safety considers this violation for failure of adhering to protocol to be in the Minor risk category.”

Response: SCE agrees the condition exists as identified by Energy Safety, which will be added to SCE’s work management system for corrective action within the prescribed timeframe.