

**PREPARED TESTIMONY AND DEPOSITIONS  
STEVEN C. McCLARY**

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**Electricity Retail Choice and Exit Fees**

1. United States District Court, Northern District of California, San Francisco Division Case No C00-1699 MJJ, C99-1106MJJ, C00-1698  
Declaration in Support of QST’s Memorandum in Opposition to Motion in Limine to Exclude Evidence from QST Regarding CTC Credits. May 7, 2001.
2. United States District Court, Northern District of California, San Francisco Division Case No C00-1699 MJJ, C99-1106MJJ, C00-1698  
Declaration in Support of QST’s Motion in Limine No. 1. May 7, 2001.
3. CPUC Rulemaking 02-01-011  
Direct Testimony of the Alliance for Retail Energy Markets and the Western Power Trading Forum on Direct Access Exit Fee Issues. June 6, 2002.
4. CPUC Application 00-10-045  
Reply Testimony of Steven C. McClary on Behalf of the Alliance for Retail Energy Markets. June 14, 2002.
5. CPUC Rulemaking 02-01-011  
Reply Testimony of the Alliance for Retail Energy Markets and the Western Power Trading Forum on Direct Access Exit Fee Issues. June 20, 2002.
6. CPUC Application 98-07-003  
Testimony of Steven C. McClary on Behalf of the Alliance for Retail Markets and the Western Power Trading Forum on Post-PX Direct Access Credit Issues. June 21, 2002.
7. CPUC Rulemaking 02-01-011  
Testimony of the Alliance for Retail Energy Markets and the Western Power Trading Forum on Departing Load Exit Fee Issues. September 11, 2002.

8. CPUC Application 98-07-003 (Post-PX Direct Access Credits)  
Rebuttal Testimony of the Alliance for Retail Energy Markets and the Western Power Trading Forum on Post-PX Direct Access Credit Issues. September 13, 2002.
9. CPUC Rulemaking 02-01-011  
Reply Testimony of the Alliance for Retail Energy Markets and the Western Power Trading Forum on the Setting of the Direct Access Cost Responsibility Surcharge Cap. March 19, 2003.
10. CPUC Rulemaking 02-01-011  
Rebuttal Testimony of the Alliance for Retail Energy Markets and the Western Power Trading Forum on CRS Cap Issues. March 26, 2003.
11. CPUC Application 03-10-022  
Prepared Testimony of the Alliance for Retail Energy Markets on Updating the Market Rate Price Benchmark for Determining the 2004 CTC Revenue Requirement. December 16, 2003.
12. CPUC Applications 04-06-018 and 04-04-008  
Testimony of Steven C. McClary on Behalf of the Alliance for Retail Energy Markets Concerning the Economic Development Rate Applications of PG&E and SCE. September 15, 2004.
13. CPUC Applications 04-06-018 and 04-04-008  
Rebuttal Testimony of Steven C. McClary on Behalf of the Alliance for Retail Energy Markets Concerning the Economic Development Rate Applications of PG&E and SCE. October 5, 2004.
14. CPUC Application 04-08-008  
Testimony of Steven C. McClary on Behalf of the Alliance for Retail Energy Markets on Updating the Market Price Benchmark for Determining the 2005 CTC Revenue Requirement. November 12, 2004.
15. American Arbitration Association Case No. 72 Y 0023604 VSS  
Expert Report of Steven C. McClary on Issues Related to the California Energy Market, the PX Energy Credit and Retail Supply Provisions. November 15, 2004.
16. CPUC Application 04-12-014  
Prepared Testimony of Steven C. McClary on Behalf of the Direct Access Customer Coalition in Response to Southern California Edison Test Year 2006 General Rate Case Application. May 6, 2005.

17. CPUC Application 04-12-014  
Rebuttal Testimony of Steven C. McClary on Behalf of the Direct Access Customer Coalition. May 25, 2005.
18. CPUC Application 05-06-007  
Prepared Testimony of the Alliance for Retail Energy Markets on Updating the Market Price Benchmark for Determining the 2005 CTC Revenue Requirement. September 19, 2005.
19. American Arbitration Association Case No. 73 198 00019 05 MAVI  
Expert Report of Steven C. McClary on Issues Related to the California Energy Market, Historical Procurement Charge, and Cost Responsibility Surcharge. April 3, 2006.
20. American Arbitration Association Case No. 73 198 00019 05 MAVI  
Expert Report of Steven C. McClary on Response to Expert Report of Richard J. McCann on Behalf of Claimant Oakley, Inc. April 3, 2006.
21. American Arbitration Association Case No. 72 Y 19800656 04 VSS  
Expert Report of Steven C. McClary on Issues Related to the California Energy Market and Direct Access Cost Responsibility Surcharge. June 27, 2006.
22. CPUC Rulemaking 06-02-013  
Testimony on Behalf of the Alliance for Retail Energy Markets (with Sue Mara) in the Order Instituting Rulemaking to integrate procurement policies and consider long-term procurement plans. March 2, 2007.

### **Electricity Market Structure, Rates, and Rate Design**

1. CPUC Application 93-12-025  
Testimony of Steven C. McClary on Behalf of the Independent Energy Producers Association regarding the Proposed Settlement in the Southern California Edison General Rate Case. February 14, 1995.
2. CPUC Application 96-11-020  
Testimony of Steven C. McClary on Behalf of the Independent Energy Producers Association regarding Divestiture. February 25, 1997.
3. CPUC Application 96-11-046  
Testimony of Steven C. McClary on Behalf of the Independent Energy Producers Association Regarding Divestiture. March 3, 1997.
4. Federal Energy Regulatory Commission ER98-4301-000  
Affidavit of Steven C. McClary on Behalf of Thermo Ecotek regarding the Application of Mountainview Power Company for Market-Based Rates and Expedited Approval. August 18, 1998.

5. Federal Energy Regulatory Commission ER98-4302-000  
Affidavit of Steven C. McClary on Behalf of Thermo Ecotek regarding the Application of Riverside Power Company for Market-Based Rates and Expedited Approval. August 18, 1998.
6. CPUC Application 07-01-047  
Testimony on Behalf of FuelCell Energy, Inc. concerning the Application of San Diego Gas & Electric Co. for Authority to Update Marginal Costs, Cost Allocation and Electric Rate Design. August 10, 2007.
7. CPUC Application 08-03-002  
Prepared Direct Testimony of Steven C. McClary on Behalf of the Simon Property Group, Inc. Concerning the Application of Southern California Edison to Establish Marginal Costs, Allocate Revenues, and Design Rates. October 31, 2008.
8. CPUC Application 09-12-020  
Direct Testimony of South San Joaquin Irrigation District Concerning Pacific Gas and Electric Company's 2011 General Rate Case Phase 1 Application. May 19, 2010.
9. CPUC Application 10-07-009  
Testimony of Steven C. McClary on Behalf of Utility Consumers' Action Network Concerning San Diego Gas & Electric Company's Proposed Small Commercial and Residential Dynamic Pricing Programs. February 18, 2011.
10. CPUC Application 10-12-005  
Testimony of Steven McClary and Laura Norin on Behalf of Utility Consumers' Action Network concerning SDG&E's General Rate Case. September 22, 2011.
11. CPUC Application 11-06-007  
Testimony of Steven C. McClary on Behalf of the California Black Chamber of Commerce and County of Los Angeles. February 6, 2012.

### **Electricity System and Procurement Planning**

1. CPUC Application 98-06-045  
Direct Testimony of Steven C. McClary on Behalf of California Cogeneration Council, Independent Energy Producers Association, and Monsanto Company regarding Line Loss Factors. September 1998.
2. CEC Docket No. 00-AFC-1  
Testimony Regarding Local System Effects of Potrero Power Plant Unit 7. November 2002.
3. CPUC Rulemaking 01-10-024  
Testimony of the Western Power Trading Forum on Utility Long Term Resource Plans. June 23, 2003.

4. CPUC Rulemaking 01-10-024  
Rebuttal Testimony of Western Power Trading Forum on Utility Long Term Resource Plans. July 14, 2003.
5. CPUC Rulemaking 04-04-003  
Prepared Direct Testimony of Steven C. McClary on Behalf of Duke Energy North America. August 6, 2004.
6. CEC Docket No. 07-AFC-06 (Carlsbad Energy Center)  
Testimony for staff on electric system operation and greenhouse gases, sponsoring *Framework for Evaluating Greenhouse Gas Implications of Natural Gas-Fired Power Plants in California, CEC-700-2009-009 May 27, 2009.* February 2-3, 2010.
7. CEC Docket No. 08-AFC-01 (Avenal Power Center)  
Testimony for staff on electric system operation and greenhouse gases, sponsoring *Framework for Evaluating Greenhouse Gas Implications of Natural Gas-Fired Power Plants in California, CEC-700-2009-009 May 27, 2009.* July 7, 2009.

#### **Transmission Access**

1. CPUC Investigation 90-09-050  
Prepared Direct Testimony of Steven C. McClary regarding Policy Issues for the Interim Transmission Access Program on Behalf of Destec Energy, Inc. March 13, 1992.
2. CPUC Investigation 90-09-050  
Prepared Rebuttal Testimony of Steven C. McClary regarding Policy Issues for the Interim Transmission Access Program on Behalf of Destec Energy, Inc. March 27, 1992.
3. CPUC Investigation 90-09-050  
Prepared Direct Testimony of Steven C. McClary regarding Policy Issues for the Interim Transmission Access Program on Behalf of Destec Energy, Inc. Revised April 7, 1992.
4. CPUC Application 93-12-029  
Testimony of David R. Branchcomb and Steven C. McClary on Behalf of the Independent Energy Producers Association regarding an Open Access Transmission Tariff as a Condition to PBR. September 16, 1994.

## **Trial Depositions**

1. Panda Energy Corporation v. Heard Energy Corporation, et al. March 2000
2. Mervyn's and Target Corporation v. QST Energy Inc. United States District Court, Northern District of California, San Francisco Division, Case No. C99-1106 MJJ ENE. February 5, 2001.
3. PG&E v. California Independent System Operator. American Arbitration Association, Case No. 71 198 00711 00. September 21, 2001
4. Robin Weber v. Tenderland Power Company, Inc. Superior Court of the State of California for the County of San Diego, Case No. GIC 773867 (Consolidated with Case No. GIC 774551). August 23, 2002.
5. California Portland Cement Company v. New West Energy Corporation. American Arbitration Association, Case No. 72 Y 0023604 VSS. December 10, 2004.

## **Other**

1. Federal Energy Regulatory Commission EC97-20-000  
Affidavit of William S. Stephenson and Steven C. McClary on Behalf of Destec Energy, Inc. and NGC Corporation. March 14, 1997.
2. American Arbitration Association Case No. 71 198 00711 00  
Deposition of Steven C. McClary on Behalf of Sonnenschein, Nath and Rosenthal regarding PG&E vs. ISO. September 21, 2001.
3. Superior Court of California for the County of San Diego Case No. GIC 773867  
Declaration in Support of Tenderland Power Company, Inc.'s Motion for Summary Judgment, or in the Alternative Summary Adjudication. December 13, 2002.
4. Superior Court of California for the County of Orange Case No. 02CC14776  
Declaration in Opposition of Plains Resources, Inc.'s Motion for Summary Judgment, or in the Alternative, Summary Adjudication. October 2003.
5. United States Bankruptcy Court, Southern District of New York  
Chapter 11 Case No. 01-16034 (AJG) In re Enron Corp., et al., Debtors.  
Affidavit of proposed ordinary course professional for debtor and disclosure statement pursuant to bankruptcy code sections 327, 329, and 504, bankruptcy rules 2014 and 2016 and the order authorizing retention of ordinary course professionals. December 3, 2003.