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9 *Administrator of the Wildfire Assistance Program*

10 **UNITED STATES BANKRUPTCY COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **SAN FRANCISCO DIVISION**

13 **In re:**

14 **PG&E CORPORATION**

15 **- and -**

16 **PACIFIC GAS AND ELECTRIC**
17 **COMPANY,**

18 **Debtors.**

- 19 Affects PG&E Corporation
20 Affects Pacific Gas and Electric Company
21 Affects Both Debtors

22 This Document Relates to All Cases

Bankruptcy Case
No. 19-30088

Chapter 11
(Lead Case)
(Jointly Administered)

WILDFIRE ASSISTANCE PROGRAM
ELIGIBILITY CRITERIA

Related Docket Nos.: 2223 and 2409

23 Cathy Yanni, the court-appointed Administrator of the Wildfire Assistance Program
24 established by the Court on May 23, 2019 [Docket No. 2233], submits the attached Declaration
25 (Exhibit A) to apprise the Court, interested parties, and public on the implementation of her
26 duties as Administrator, including developing specific eligibility requirements consistent with
27 the Court's June 5, 2019 Order [Docket No. 2409]. The Eligibility Criteria are attached as
28 Exhibit B.

1 Dated: August 15, 2019

2 Respectfully submitted,

3 By: /s/ Cathy Gianni
4 Cathy Gianni

5 *Administrator of the Wildfire Assistance*
6 *Program*

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Exhibit A

Declaration of Cathy Yanni

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**DECLARATION OF CATHY YANNI IN
SUPPORT OF WILDFIRE ASSISTANCE
PROGRAM ELIGIBILITY CRITERIA**

Related Docket Nos.: 2223 and 2409

23 CATHY YANNI declares as follows under penalty of perjury:

24 1. I am an attorney at law licensed to practice law in the state of California. I am in
25 good standing. I have been a member of JAMS since January of 1998.

26 2. I have personal knowledge of the facts stated herein except as to matters where I
27 indicate otherwise, and as to those matters, I believe them to be true. If called upon to testify, I
28 could and could competently do so. I make this declaration in support of the Wildfire Assistance
Program Eligibility Criteria (“Eligibility Criteria”), appended as Exhibit B.

Exhibit B

Wildfire Assistance Program Eligibility Criteria

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Wildfire Assistance Program

Eligibility Criteria

Eligibility for benefits from the Wildfire Assistance Program will be divided into two tiers. The first tier provides a Basic Unmet Needs payment of \$5,000 per household for victims who establish basic eligibility requirements and self-certify that they have at least \$5,000 of unmet needs that have not been compensated by FEMA. The second tier provides additional awards to claimants who demonstrate with greater specificity that their household has Supplemental Unmet Needs resulting from the 2017 or 2018 Wildfires. The deadline to file a claim for both Basic and Supplemental Unmet Needs payments is **November 15, 2019**. The Basic Unmet Needs payments will be issued before the Supplemental Unmet Needs payments. Payments to the Supplemental Unmet Needs claims will be contingent upon the amount of funds available after all qualifying Basic Unmet Needs payments have been issued.

I. Basic Unmet Needs

Each qualifying household will receive a Basic Unmet Needs payment of \$5,000 for current needs such as water, food, first aid, prescriptions, infant formula, diapers, consumable medical supplies, durable medical equipment, personal hygiene items, fuel for transportation, beyond what FEMA covered in the days immediately following the disaster declarations, and/or mental anguish and emotional distress resulting from the 2017 or 2018 Wildfires. To qualify, claimants must meet the following conditions:

- A. Location of Primary Residence.** The primary residence of the household was located within the boundary of a 2017 or 2018 Wildfire. While some claimants may have documentation sufficient to establish the location of the primary residence in relation to a 2017 or 2018 Wildfire, the Administrator shall determine the physical location of each residence by reference to available data that provides independent information on property and fire location.
- B. Proof of Identity.** A claimant applying for Basic Unmet Needs payment on behalf of their household must establish proof of his or her identity and provide documentation showing that he or she resided at the address that is the subject of the claim.
- C. FEMA Non-Duplication Self-Certification.** Claimants must self-certify that they are not requesting Wildfire Assistance Program payments for an expense that has already been compensated by FEMA or any other source, and will be required to sign a sworn statement to that effect. Claimants may request assistance for needs that exceed what was covered by FEMA or any other source.

II. Supplemental Unmet Needs

- A. Eligibility.** Claimants who qualify for a Basic Unmet Needs payment may also request a Supplemental Unmet Needs payment from the Program. Eligible claimants may receive additional compensation as decided by the Administrator through an allocation process of available funds after all Basic Unmet Needs Payments have



Wildfire Assistance Program

been issued. To receive a Supplemental Unmet Needs payment, claimants must establish the existence of present conditions that are:

- (1) Caused by the 2017 and 2018 Wildfires;
- (2) Extreme and extraordinary in nature, as compared to others who were impacted by the 2017 and 2018 Wildfires; and
- (3) Not remedied by payment or assistance provided by FEMA.

B. Proof Requirements. Claimants requesting Supplemental Unmet Needs payments must submit a narrative description of the circumstances surrounding their claim and documents supporting this claim. Claimants seeking a Supplemental Unmet Needs payment must also establish that at least one member of the household presently has one or more supplemental unmet needs beyond what they received from FEMA or any other source, such as expenses related to housing, medical and dental treatment, unemployment, or other unmet need not covered by FEMA assistance or any other source.

C. FEMA Non-Duplication Self-Certification. Claimants must self-certify that they are not requesting Wildfire Assistance Program payments for an expense that has already been compensated by FEMA or any other source, and will be required to sign a sworn statement to that effect. Claimants may request assistance for needs that exceed what was covered by FEMA or any other source.

III. FEMA Data Sharing

As a condition of receiving a Wildfire Assistance Program payment, claimants will also be required to provide consent for the Wildfire Assistance Program and FEMA to share data for the purposes of certifying claimants' identity, eligibility, and prior FEMA benefits.