

# **ATTACHMENT 21**

**CALIFORNIA ENERGY COMMISSION**

1516 NINTH STREET  
SACRAMENTO, CA 95814-5512  
www.energy.ca.gov



November 2, 2015

Letter sent via Priority Mail Express to:

William C. Pucheu  
Mendota Bioenergy, LLC.  
Post Office Box 626  
Tranquility, CA 93668

Re: Grant ARV 12-003 between the California Energy Commission and Mendota Bioenergy, LLC.

Dear Mr. Pucheu,

At the California Energy Commission's (Commission) November 12, 2015 business meeting, Commission staff will recommend that the Commission terminate grant ARV 12-003 (Grant) with Mendota Bioenergy, LLC (Mendota) with cause.

Grant Term and Condition #13 states in part:

This project may be terminated for any reason set forth below.

a. With Cause

In the event of any breach by the Recipient of the conditions set forth in this Agreement, this Agreement may be terminated for cause upon five (5) days written notice to the Recipient, without prejudice to any of the Commission's legal remedies.

This letter provides the required 5-day notice should the Commission agree with staff's recommendation to terminate this Grant with cause.

The agenda and other information for the business meeting can be found on the Commission's website, at:

[http://www.energy.ca.gov/business\\_meetings/](http://www.energy.ca.gov/business_meetings/)

Representatives from Mendota have right to participate in the business meeting. If you have questions about how to participate in this business meeting, please feel free to contact the Commission's Public Advisor's Office via the Commission's website at:

[http://www.energy.ca.gov/public\\_adviser/](http://www.energy.ca.gov/public_adviser/)

The enclosed documents are the backup material that staff is providing to the Commission for this item. This material explains Mendota's breaches justifying the termination with cause.

Per the request in your August 6, 2015 letter to Mr. Robert P. Oglesby, the Commission's Executive Director, I am sending this letter to Post Office Box 626, Tranquility, CA 93668. I am also sending a copy of this letter to 25253 West Martin Road, Tranquility, CA 93668 because the California Secretary of State's website still lists this address under the "Agent for Service of Process."

Sincerely,



Allan L. Ward, II  
Assistant Chief Counsel  
Office of the Chief Counsel  
1516 Ninth St., MS 14  
Sacramento, CA 95814  
Phone: (916) 654-4775

Enclosure

cc:

Via overnight via Golden State Overnight Delivery Services, Inc. to:

William C. Pucheu  
Mendota Bioenergy, LLC.  
25253 W Martin Rd.  
Tranquility, CA 93668

Via email to:

- Matt Hoffman, Esq., at [mhoffman@bakermanock.com](mailto:mhoffman@bakermanock.com)
- William Pucheu at [pbrincwp@kermantel.net](mailto:pbrincwp@kermantel.net)
- James R. Tischer at [jtischer@mendotabeetenergy.com](mailto:jtischer@mendotabeetenergy.com)