City of Anaheim
PUBLIC UTILITIES DEPARTMENT

Date: December 21, 2009

California Energy Commission
EPS Compliance
Attention: Compliance Filing
1516 Ninth Street, MS-20
Sacramento, CA 95814-512

Dear Compliance Filing Division:

This is to inform you that City of Anaheim, Anaheim Public Utilities (APU) has entered into a contract for renewable energy on December 15, 2009 with Brea Power Partners, L.P and Brea Power II LLC. The contract information is as follows:

Name of Counterparty: Brea Power Partners, L.P and Brea Power II LLC
Location of Facility: Orange County Olinda/Alpha Sanitary Landfill site Brea, California
Technology/Fuel: Biomass (Landfill gas-to-electric generation)/Landfill gas
Nameplate Capacity of Facility: 27.8MW
Product description; e.g., as-available energy: Unit Contingent Energy
Substitute energy allowed (yes/no): NO
Delivery Start Date – Delivery End Date: January 1, 2012- December 31, 2045

APU is asking that the Commission find that this contract is compliant with the greenhouse gases emission performance standard set forth in Chapter 11 of Title 20 of the California Code of Regulations. Specifically, APUD asserts herein that the facility under contract is compliant pursuant to Section §2903(b), of the regulations which states, "The following types of powerplants are determined to be compliant with the EPS… landfill utilizing gas collection with flare engine." Section §2906 is not applicable since no substitute energy is allowed under this contract.

If there is any additional information you may need in regards to this filing, please contact Elden Krause at (714) 765-4923

Sincerely,

Marcie L. Edwards
Public Utilities General Manager

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