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Attorney for Intervenor  
Center for Biological Diversity

STATE OF CALIFORNIA  
State Energy Resources  
Conservation and Development Commission

In the Matter of:	)	DOCKET NO: 07-AFC-6
	)	
	)	
CARLSBAD ENERGY CENTER PROJECT	)	CENTER FOR BIOLOGICAL
	)	DIVERSITY'S PETITION FOR ORDER
	)	DIRECTING RESPONSE TO DATA
	)	REQUESTS
	)	
	)	
_____	)	

Intervenor Center for Biological Diversity (the "Center") hereby petitions for an order directing Applicant Carlsbad Energy Center, LLC ("Applicant" or "CECP") to respond to the Center's Data Requests to CECP. (Exhibit A to the Declaration of William Rostov). The Applicant objected to each data request propounded by the Center. The Center requests that the Energy Commission find that the Center has good cause for its set of data requests served upon the Applicant.

The petition is made pursuant to 20 Cal. Code Regs § 1716(g) and is timely filed within 30 days of receipt of Applicant's objections. This petition is made on the ground(s) that:

- 1) The Center has good cause for filing its data requests.

2) The information is reasonably available to the applicant and is reasonably necessary to make decisions related to the application. Specifically, this information is relevant for environmental analysis pursuant to California Environmental Quality Act.

This Petition is based on the pleadings and records on file in this proceeding and the following:

- 1) The Attached Memorandum of Points and Authorities.
- 2) The Declaration of William Rostov in Support of the Petition.

DATED: November 10, 2008



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William B. Rostov  
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