

Memorandum

Date: September 10, 2009
Telephone: (916) 654-4894

To: Vice Chairman James D. Boyd, Presiding Member
Chairman Karen Douglas, Associate Member
Paul Kramer, Hearing Officer

DOCKET	
07-AFC-6	
DATE	<u>SEP 10 2009</u>
RECD	<u>SEP 10 2009</u>

From: California Energy Commission – Mike Monasmith
1516 Ninth Street Project Manager
Sacramento, CA 95814-5512

Subject: CARLSBAD ENERGY CENTER PROJECT (07-AFC-6) STATUS REPORT #9

Pursuant to the Revised Committee Scheduling Order dated December 26, 2008, staff issues its final Status Report (#9) for the proposed Carlsbad Energy Center Project (CECP) Application for Certification (AFC).

Activities subsequent to Status Report #8, filed on July 20, 2009

The discovery and analysis phase for the proposed CECP is complete. The San Diego Air Pollution Control District (SDAPCD) released their Final Determination of Compliance (FDOC) on Tuesday, August 4, 2009. Accordingly, staff's incorporation of the FDOC into the Air Quality and Public Health sections of the FSA is now complete.

FSA Publication, Culmination of Discovery

Staff completed its review, incorporated the FDOC, and finalized the last of the FSA sections on September 9, 2009. Management and legal review, which typically require two weeks to complete, will be expedited to the greatest degree possible. Likewise, document formatting, production and distribution, which typically require a week to complete, will also be expedited to the greatest degree possible. Despite the significant curtailment in staff's ability to work overtime, and a record number of division proceedings (including prioritized solar AFC projects), staff is committed to publishing the FSA, and turning this two-year old proceeding over to the Committee and Hearing Office by September 24, 2009.

cc : Docket (07-AFC-6)
Proof of Service List



**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
1516 NINTH STREET, SACRAMENTO, CA 95814
1-800-822-6228 – WWW.ENERGY.CA.GOV**

**APPLICATION FOR CERTIFICATION
FOR THE *CARLSBAD ENERGY
CENTER PROJECT***

**Docket No. 07-AFC-6
PROOF OF SERVICE
(Revised 5/11/2009)**

APPLICANT

David Lloyd
*George Piantka, PE.
Carlsbad Energy Center, LLC
1817 Aston Avenue, Suite 104
Carlsbad, CA 92008
david.Lloyd@nrgenergy.com
george.piantka@nrgenergy.com

APPLICANT'S CONSULTANTS

Robert Mason, Project Manager
CH2M Hill, Inc.
6 Hutton Centre Drive, Ste. 700
Santa Ana, CA 92707
Robert.Mason@ch2m.com

Megan Sebra
CH2M Hill, Inc.
2485 Natomas Park Drive, Ste. 600
Sacramento, CA 95833
Megan.Sebra@ch2m.com

COUNSEL FOR APPLICANT

John A. McKinsey
Stoel Rives LLP
980 Ninth Street, Ste. 1900
Sacramento, CA 95814
jamckinsey@stoel.com

INTERESTED AGENCIES

California ISO
e-recipient@caiso.com

INTERVENORS

Terramar Association
Kerry Siekmann & Catherine Miller
5239 El Arbol
Carlsbad, CA 92008
siekmann1@att.net

City of Carlsbad
Allan J. Thompson
Attorney for the City
21 "C" Orinda Way #314
Orinda, CA 94563
allanori@comcast.net

*City of Carlsbad
Joseph Garuba,
Municipals Project Manager
Ron Ball, Esq., City Attorney
1200 Carlsbad Village Drive
Carlsbad, CA 92008
E-mail preferred
Joe.Garuba@carlsbadca.gov
Ron.Ball@carlsbadca.gov

California Unions for Reliable Energy
("CURE")
Gloria D. Smith & Marc D. Joseph
Adams Broadwell Joseph & Cardozo
601 Gateway Boulevard, Suite 1000
South San Francisco, CA 94080
gsmith@adamsbroadwell.com

Center for Biological Diversity
c/o William B. Rostov
EARTHJUSTICE
426 17th St., 5th Floor
Oakland, CA 94612
wrostov@earthjustice.org

Power of Vision
Julie Baker and Arnold Roe, Ph.D.
P.O. Box 131302
Carlsbad, California 92013
powerofvision@roadrunner.com

Rob Simpson
Environmental Consultant
27126 Grandview Avenue
Hayward CA 94542
rob@redwoodrob.com

ENERGY COMMISSION

JAMES D. BOYD
Vice Chair and Presiding Member
jboyd@energy.state.ca.us

KAREN DOUGLAS
Chair and Associate Member
kldougla@energy.state.ca.us

Paul Kramer
Hearing Officer
pkramer@energy.state.ca.us

Mike Monasmith
Siting Project Manager
mmonasmi@energy.state.ca.us

Dick Ratliff
Staff Counsel
dratliff@energy.state.ca.us

Elena Miller
Public Adviser's Office
publicadviser@energy.state.ca.us

DECLARATION OF SERVICE

I, Teraja` Golston , declare that on September 10, 2009, I served and filed copies of the attached, CEC Staff's Carlsbad Energy Center Project (07-AFC-6) Status Report #9. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [\[http://www.energy.ca.gov/sitingcases/carlsbad/index.html\]](http://www.energy.ca.gov/sitingcases/carlsbad/index.html). The document has been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

(Check all that Apply)

For service to all other parties:

- sent electronically to all email addresses on the Proof of Service list;
- by personal delivery or by depositing in the United States mail at Sacramento, California with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses **NOT** marked "email preferred."

AND

For filing with the Energy Commission:

- sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (preferred method);

OR

- depositing in the mail an original and 12 paper copies, as follows:

CALIFORNIA ENERGY COMMISSION

Attn: Docket No. 07-AFC-6
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

I declare under penalty of perjury that the foregoing is true and correct.

Original signed by _____
Teraja` Golston