



**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
*CHULA VISTA ENERGY UPGRADE PROJECT***

DOCKET No. 07-AFC-4

**ORDER EXTENDING PUBLIC COMMENT PERIOD ON PRESIDING MEMBER'S PROPOSED
DECISION AND POSTPONING COMMITTEE CONFERENCE**

On January 23, 2009, the Committee reviewing the Application for Certification (AFC) in this matter issued its Presiding Member's Proposed Decision (PMPD). In accord with Commission regulations, a minimum of 30 days following the issuance of a PMPD is to be allowed for public comment. At the same time, the Committee issued notice of a Committee Conference to be held on February 23, 2009, in Chula Vista to receive comment from the parties and the public on the PMPD.

On February 10, 2009, Applicant MMC Chula Vista filed a Request for Extension of Time for the PMPD Public Comment Period and Committee Conference. In that filing, the Applicant requested a minimum of two additional weeks, or until at least March 9, 2009, to continue its review of the PMPD and determine its future course of action in this matter.

MMC correctly points out that written comments from the parties are not due until February 20, 2009. The Committee can see no reason that any other party would be prejudiced by a postponement of two weeks on the public comment period, and thus **grants** this request. The public comment period is hereby extended **to and including March 9, 2009**. The deadline for submission of written comments by the parties is likewise hereby extended **to and including March 9, 2009**.

The Committee Conference previously scheduled for February 23, 2009 is hereby postponed to a future date which will be set forth in a revised Notice of Hearing to be issued shortly.

Dated: February 11, 2009, at Sacramento, California.

Original Signed By: _____

JAMES D. BOYD

Vice Chair and Presiding Member

Chula Vista Energy Upgrade Project AFC Committee