

**Joe Hawkins
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STATE OF CALIFORNIA

**Energy Resources Conservation
And Development Commission**

In the matter of:)	Docket No. 98-AFC-3
Application for Certificaton)	Comments on the
For the Delta Energy Center)	Presiding Member's
(Calpine Corporation and Bechtel)	Proposed Decision
Enterprises, Inc.)	By Joe Hawkins for Community Health First

The Presiding Member's Proposed Decision for the Delta Energy Center was issued in December, 1999. The following comments were sent electronically 1/26/00 to the Public Adviser's Office with direction to make them part of the record.

Per Joe Hawkins:

I said about all that can be said but at the last conference over the phone Mr. Ruebenstien said that one chemical will render another chemical harmless, or something of that nature, when I was talking about my evidence and Xenobiotics.

In that context he is completely wrong and I want that made clear. When in the body one chemical only adds to the danger when there are other chemicals. Take drugs, which are in essence chemicals. They have many prescription drugs that are deadly when combined with another one. That is the way chemicals work in the body. If your body can not figure out where is a safe place to store a chemical it try's to change the chemical and store it. In Dr. Sherry A. Rogers information she brings out that in most cases it becomes even more deadly than the original chemicals. There is no nullifying effects or however he termed it since I have not yet seen the transcript of that discussion to get the exact words. Even in the atmosphere the chemical does not nullify it, it changes it. That is how we end up with so much ground level ozone. It also is harmful. I disagree with his assumptions.

Also since he again says he read my information and found nothing wrong with it. His opinion is nullified since in my questioning him about health matters he said he was not well versed in health matters at the testimony. Even though he likes to comment on health issues, he has no right to state his opinion on something he knows nothing about. And have the record stand to my

comment that he is paid to say that. It is obvious since in the testimony he could not answer the health questions concerning xenobiotics and the rest. His comments should be completely disregarded by the CEC on those Environmental Health Issues that I presented.

This is a circus act with only the innocent getting hurt. I am not through with this as I have not been given my chance to question those other witnesses concerning health issues and air quality.

Until the CEC gives me my legal right as a intervenor or I sue them to high heaven, which ever they choose, I will be on them like white on rice. They need to see that I am serious about my chance to question those experts that the applicant uses and those from the other agencies.

The fact that they will not allow me that opportunity shows that they know they have something to hide in my book. It also shows me their true colors. They are not working for the public but for the applicant who is not in the publics best interests. Not when it comes to major health issues.

I presented the information all through out this hearing. They where suppose to read it just like they expected us to read hundreds of pages of documents that the applicants and everyone else buried us with. They have no excuse for not understanding what I said. It is in plain english not some cryptic tongue like latin.

Since Mr. Rubenstien and Calpine's supposed other experts did not disprove what I said and can not, I also want it on the record that everyone involved is going to be held accountable. Just because a supposedly expert can not read plain english and see that everything concerning air modeling is way under the true health effects of all the already existing toxic levels does not mean that they are correct. It just means that either they are not changing their opinion because they are bought off, or they do not care at all, or they are plain stupid, or they are to prideful to admit that they are wrong, or they are going to blame it on someone else and try to go ahead with this injustice, which is going to cost way more in the long run. Guaranteed.

It could be all the above also?

I am holding the CEC accountable since they are making the decision. I am going to appeal it also. As I did even before they made it because I already knew what it would be. By their attitude and the way they ignored my limitations in the hearing. And by how that hearing went into the next day without reconvening. That is how much they where trying to eliminate my opportunity to question the health experts. That is how far they went to break laws to not allow me as a intervenor to have my legal right to question everyone.

Forcing me to have to have someone else try to fill in for me by ignoring my limitations. I had no choice. My health does not give me that luxury. They had a choose and they chose wrongly. We will be seeing each other a lot more than you realize. I am going after you replacements in this line of work. The CEC is a rogue agency.

To back that up look at the changes proposed by the CEC in the process. They invited our input then ignored it. That was also just a show on their part. They are a rogue agency.

There are a lot of documents I sent in that where not posted. I want them found and posted.

I want this in the record please.