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September 14, 2006

DOCKET
06-AFC-2
DATE SEP 14 2006
RECD. SEP 18 2006

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 06-AFC-2
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512

Re: AES Highgrove Power Plant Project; 06-AFC-2

Dear Docket Clerk:

Enclosed are an original and 12 copies of Petition to Intervene by California Unions for Reliable Energy. Please process and return a conformed copy in the envelope provided.

Thank you for your assistance.

Sincerely,

Suma Peesapati

SP:bh
Enclosures

printed on recycled paper

STATE OF CALIFORNIA

Energy Resources Conservation and Development Commission

In the Matter of: The Application for Certification for the AES HIGHGROVE POWER PLANT PROJECT	Docket No. 06-AFC-2

PETITION TO INTERVENE BY CALIFORNIA UNIONS FOR RELIABLE ENERGY

September 14, 2006

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STATE OF CALIFORNIA

Energy Resources Conservation and Development Commission

In the Matter of: The Application for Certification for the AES HIGHGROVE POWER PLANT PROJECT	Docket No. 06-AFC-2

PETITION TO INTERVENE BY CALIFORNIA UNIONS FOR RELIABLE ENERGY

Pursuant to sections 1207 and 1712 of Title 20 of the California Code of Regulations, the California Unions for Reliable Energy ("CURE") petitions to intervene in this proceeding.

Section 1207(a) grants "any person" the right to file a petition to intervene which sets forth "the grounds for the intervention, the position and interest of the petitioner in the proceeding, the extent to which the petitioner desires to participate in the proceedings, and the name, address, and telephone number of the petitioner." Section 1207(c) provides that the "presiding member may grant leave to intervene to any petitioner to the extent he deems reasonable and relevant...."

CURE is a coalition of unions whose members construct and operate power plants in California. Thus, the project directly affects the union members' immediate economic interests.

The project also affects the union members' longer term economic and environmental interests. Environmental degradation jeopardizes future jobs by causing construction moratoriums, depleting limited air pollutant emissions offsets, using limited fresh water, and putting other stresses on the environmental carrying capacity of the State. This reduces future employment opportunities.

Additionally, union members live in the communities that suffer the impacts of environmentally detrimental projects. Unions have an interest in helping to minimize the impacts of projects that would degrade the environment, and in enforcing environmental laws to protect their members.

Finally, union members are concerned about projects that cause serious environmental harm without providing countervailing economic benefits. The Commission's Application process provides for a balancing of the project's socioeconomic and environmental impacts. CURE's ultimate position in this proceeding will be determined based on all of the factors that will be considered by the Commission.

CURE has been granted intervention in most other siting cases brought before the Commission since the enactment of AB 1890. The Commission rejected the only challenge to CURE's participation in those

cases, finding CURE's interests "undeniably relevant" to the proceedings. (In the Matter of Application for Certification for the High Desert Power Project, Docket No. 97-AFC-1, Order Granting Petition to Intervene at 2 (Dec. 24, 1997).) The same decision should be reached here.

CURE is currently assessing its interest to determine its level of participation in this proceeding. Filings should be served on CURE at the address listed below.

For the foregoing reasons, CURE respectfully requests that the Commission grant its petition to intervene in this proceeding, and allow CURE to participate as a party.

Dated: September 14, 2006 Respectfully submitted,

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In the Matter of:	
The Application for Certification for the AES HIGHGROVE POWER PLANT PROJECT	Docket No. 06-AFC-2

PROOF OF SERVICE

I, Bonnie Heeley, declare that on September 14, 2006 I deposited copies of the attached PETITION TO INTERVENE BY CALIFORNIA UNIONS FOR RELIABLE ENERGY in the United States mail at South San Francisco, California, with first class postage thereon fully prepaid and addressed to the following:

[See attached list]

I declare under penalty of perjury that the foregoing is true and correct. Executed at South San Francisco, California, on September 14, 2006.

Bonnie Heeley

Via mail:

CALIFORNIA ENERGY
COMMISSION
DOCKET UNIT
ATTN: Docket Unit 06-AFC-2
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512

Via email

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