Mariposa Energy, LLC
333 S. Grand Ave., Suite 1570, Los Angeles, CA 90071
Tel: (213) 473-0080 Fax: (213) 620-1170

DOCKET
09-AFC-3
DATE MAY 05 2010
RECD. MAY 13 2010

Mr. Andy Su – President
Mr. Eric Payne – Vice President
Ms. Bernice King Tingle – Director
Mr. James Lamb – Director
Mr. Matthew Balzarini – Director
Mr. Paul Sensibaugh – General Manager

Mountain House Community Services District
230 South Sterling Drive, Suite 100
Mountain House, California 95391

Via Federal Express and email

May 05, 2010

Re: MHCSD Board Meeting of March 10, 2010

Ladies and Gentlemen:

During the March 10, 2010, MHCSD Board of Directors meeting Director James Lamb stated, in reference to the developers of the Mariposa Energy Project ("Mariposa"), ". . . They didn't want us to be an intervener and they don't want us to file this, this resolution." at approximately 38 minutes and 24 seconds into the video recording.

This statement is incorrect. Mariposa informed the California Energy Commission Hearing Officer, Mr. Ken Celli, on Tuesday, December 1, 2009, that Mariposa had no objection to the Petition to Intervene from Mountain House, filed by Mr. Morgan Groover. In addition, Mariposa has informed the Energy Commission that it did not object to the intervention of Tracy resident, Mr. Robert Sarvey, on October 22, 2009, or the intervention of Mountain House resident, Mr. Rajesh Dighe on February 2, 2010. Copies of the emails documenting these correspondences to the Hearing Officer are attached for your information.

We continue to welcome the participation of Mountain House and other interested parties in the Energy Commission licensing process and we remain available to respond to any additional questions or concerns you may have.

Mariposa Energy, LLC

Best regards,

Bo Buchynsky

Bo Buchynsky
Executive Director

Cc: Mr. Craig Hoffman – California Energy Commission
Mr. Ken Celli – California Energy Commission
Mr. Gregg Wheatland – Ellison, Schneider & Harris
Project Files

Bo Buchynsky

From: Bo Buchynsky
Sent: Tuesday, December 01, 2009 1:01 AM
To: 'Ken Celli'; 'sarveybob@aol.com'; 'e-recipient@caiso.com'; 'doug.urry@ch2m.com'; Craig Hoffman; Jeff Byron; Julia Levin; Kerry Willis; Public Adviser's Office; 'glw@eslawfirm.com'; Morgan Groover
Subject: RE: Mariposa Energy Project - Petition to Intervene - Nov. 25, 2009

Hearing Officer Ken Celli,

Mariposa Energy has no objection to the Petition to Intervene from Mountain House. We welcome the opportunity to cooperatively work with Mountain House in the AFC process. Representatives of Mariposa Energy have previously met with the Staff and Board of Directors of Mountain House and we continue to update them about the Mariposa Energy Project.

Bo Buchynsky

Bo Buchynsky - Executive Director
Diamond Generating Corporation
Suite 1570
333 South Grand Avenue
Los Angeles, California 90071

Office (213) 473-0092
Mobile (213) 598 - 1981
Facsimile (213) 620 - 1170

-----Original Message-----
From: Ken Celli [mailto:Kcelli@energy.state.ca.us]
Sent: Monday, November 30, 2009 10:31 AM
To: 'sarveybob@aol.com'; 'e-recipient@caiso.com'; 'doug.urry@ch2m.com'; Bo Buchynsky; Craig Hoffman; Jeff Byron; Julia Levin; Kerry Willis; Public Adviser's Office; 'glw@eslawfirm.com'; Morgan Groover
Subject: Re: Mariposa Energy Project - Petition to Intervene - Nov. 25, 2009

TO THE PARTIES:

Attached is Mountain House's Petition to Intervene. If any party intends to oppose the Petition, please let me know by close of business today.

Thank you,

Kenneth D. Celli
Hearing Advisor II
California Energy Commission
Hearing Office
1516 9th Street, MS 9
Sacramento CA 95814-5512
(916) 651-8893

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>>> "Groover, Morgan" <mgroover@sjgov.org> 11/25/2009 4:59 PM >>>
The Mountain House Community Services District will Petition the California Energy Commission to be and Intervener for the Mariposa Energy Project. A copy of the petition is attached.

Morgan K. Groover, P.E.
Development and Neighborhood Manager
Mountain House Community Services District 209.831.2300

-----Original Message-----
From: Ken Celli [mailto:Kcelli@energy.state.ca.us]
Sent: Friday, October 23, 2009 10:52 AM
To: Greggory L. Wheatland
Cc: Jeffery Harris
Subject: RE: Mariposa Power Project

Thank you Gregg. Would you be available for a conference call this afternoon (sometime after 2:00 pm)?

Kenneth D. Celli
Hearing Advisor II
California Energy Commission
Hearing Office
1516 9th Street, MS 9
Sacramento CA 95814-5512
(916) 651-8893

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>>> "Greggory L. Wheatland" <glw@eslawfirm.com> 10/22/2009 5:03 PM >>>
I checked with my client.

The Applicant does not intend to oppose Mr. Sarvey's petition to intervene.

Also, on a purely procedural note - do you have a tentative date for issuing the scheduling order and will the schedule reflect the delay in issuing the Staff's data requests? Per the Staff's proposed schedule, to which the Applicant agreed, first round data requests were due September 30. As of today, they have not been issued.

If you would like us to further meet and confer, brief or discuss the schedule in light of these delays, we would be happy to do so.

Thank you.

Gregg Wheatland
Ellison, Schneider & Harris L.L.P.

2600 Capitol Avenue, Suite 400
Sacramento, CA 95816-5905
(916) 447-2166

(925) 202-4400 Cell
mailto:glw@eslawfirm.com
www.eslawfirm.com

-----Original Message-----
From: Ken Celli [mailto:Kcelli@energy.state.ca.us]
Sent: Thursday, October 22, 2009 9:51 AM
To: Greggory L. Wheatland
Subject: Fwd: Mariposa Power Project

Greg:

Please let me know if you intend to oppose Mr. Sarvey's petition asap.

Thank you,

Kenneth D. Celli
Hearing Advisor II
California Energy Commission
Hearing Office
1516 9th Street, MS 9
Sacramento CA 95814-5512
(916) 651-8893

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>>> <Sarveybob@aol.com> 10/21/2009 3:53 PM >>>
Attached is the petition for intervention with finacial hardship for Robert Sarvey in the Mariposa Energy Project 09-AFC-03

Bo Buchynsky

From: Greggory L. Wheatland [glw@eslawfirm.com]
Sent: Tuesday, February 02, 2010 2:44 PM
To: Ken Celli; sarveybob@aol.com; Craig Hoffman; Morgan Groover
Subject: RE: Rajesh Dighe's Petition to Intervene in MariposaEnergy Project(MEP)

The Applicant does not intend to oppose the Petition to Intervene by Rajesh Dighe.

I note that the Petition is defective in one respect - it does not state the extent to which the Petitioner desires to participate, although this information is required by Commission rules. The Commission generally requires this information of all Petitions. We leave it to the discretion of the Committee whether the Petition should be supplemented.

Gregg Wheatland
Ellison, Schneider & Harris L.L.P.

2600 Capitol Avenue, Suite 400
Sacramento, CA 95816-5905
(916) 447-2166
(925) 202-4400 Cell
mailto:glw@eslawfirm.com
www.eslawfirm.com

-----Original Message-----
From: Ken Celli [mailto:Kcelli@energy.state.ca.us]
Sent: Tuesday, February 02, 2010 10:12 AM
To: sarveybob@aol.com; Craig Hoffman; glw@eslawfirm.com; Groover, Morgan
Subject: Fwd: Rajesh Dighe's Petition to Intervene in Mariposa Energy Project (MEP)

TO THE PARTIES:

Please inform me by close of business today whether you intend to oppose the attached Petition to Intervene by Rajesh Dighe.

Thank you,

Kenneth D. Celli
Hearing Advisor II
California Energy Commission
Hearing Office
1516 9th Street, MS 9
Sacramento CA 95814-5512
(916) 651-8893

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>>> Rajesh Dighe <dighe.rajesh@gmail.com> 1/31/2010 12:02 PM >>>
Attached is my (Rajesh Dighe) packet for becoming a party to the proceedings of Mariposa Energy Project (MEP).

Included:

a) Petition To Intervene
b) Declaration of Service
c) Latest Copy of Proof Of Service - Revised 1/29/2010

Thanking you

Rajesh Dighe

Ph: 415 533 4289
Phone: dighe.rajesh@gmail.com