

STATE OF CALIFORNIA
**Energy Resources Conservation
and Development Commission**

CALIF ENERGY COMMISSION

DEC 17 2004

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In the Matter of:)
) Docket No. 99-AFC-4C
Application for Certification for the Moss Landing)
Power Plant Project)
)

PETITION FOR AMENDMENT REGARDING OWNERSHIP

Pursuant to California Code of Regulations, Title 20, Section 1769(a) and (b),¹ Duke Energy North America, LLC hereby petitions the Commission for to correctly designate the ownership of the Moss Landing Power Plant project (the "Project"), Docket No. 99-AFC-4C by its wholly-owned subsidiary, Duke Energy Moss Landing LLC.

The Project was certified on October 25, 2000 (the "Decision"), and erroneously cited Duke Energy North America, LLC as the Applicant.² The Application for Certification correctly listed the Applicant as Duke Energy Moss Landing LLC. The Energy Commission's web page for Moss Landing also correctly identifies Duke Energy Moss Landing LLC as the Applicant.

This Petition, necessitated by the erroneous ownership designation in the Decision, seeks an amendment of the Decision to reflect the ownership of the Project by Duke Energy Moss Landing

¹ All references to "Section" or "Sections" are to the California Code of Regulations, Title 20, unless otherwise noted.

LLC, rather than its parent Duke Energy North America, LLC.

In response to Section 1769(b)(1)(A), there will be no operational changes to the Project due to this response. The name of the Project will remain the "Moss Landing Power Plant."

In response to Section 1769(b)(1)(B), Duke Energy Moss Landing LLC will continue to be responsible for compliance with the Commission's Conditions of Certification for the Project.

In response to Section 1769(b)(1)(C), Duke Energy Moss Landing LLC understands the conditions of certification and agrees to comply with them. As an officer of Duke Energy Moss Landing LLC, I hereby attest, under penalty of perjury, under the laws of the State of California, that the contents of this Petition are truthful and accurate to the best of my knowledge and belief.

Duke Energy Moss Landing LLC

Dated: December 15, 2004

By: Randall Hickok

Title: Vice President