CALIFORNIA ENERGY COMMISSION
1516 NINTH STREET
SACRAMENTO, CA 95814-5512
www.energy.ca.gov

March 25, 2013

California Energy Commission
DOCKETED
11-AFC-03
TN # 70056
MAR. 25 2013

Quail Brush Genco, LLC
Ms. Lori Ziebart, Project Manager
9405 Arrowpoint Boulevard
Charlotte, NC 28273

Regarding: **QUAIL BRUSH GENERATION PROJECT (11-AFC-3), Staff's Request for Applicant to Confirm or Update the Project Objectives**

Dear Ms. Ziebart,

Currently the applicant's project objectives include "responding to San Diego Gas & Electric's (SDG&E) Request for Offer (RFO)". Among other things, the RFO requested proposals for new electric power generation that could come online in 2014. As part of the alternatives analysis in its Preliminary Staff Assessment, Energy Commission staff must assess whether project alternatives will meet "most of the basic objectives of the project" (Cal. Code Regs., tit. 14, Ch. 3, §15126.6).

Staff is aware that at the time the applicant filed the Application for Certification (11-AFC-3), the California Public Utilities Commission (CPUC) had previously authorized SDG&E to solicit additional generation through the RFO process and that a power purchase tolling agreement (PPTA) negotiated with SDG&E anticipated this project would begin operating in 2014. However, in light of the CPUC's recent decision denying SDG&E's request to enter into the PPTA with the applicant, Energy Commission staff is requesting the applicant to either confirm that the applicant's project objectives have not changed or alternatively submit revised project objectives to the staff. Staff will independently assess the impact of the CPUC decision on project objectives as part of its alternatives analysis, but would benefit from having the applicant's position on this matter prior to undertaking that assessment.

If you have any questions regarding this request, please call me at (916) 651-0966.

Sincerely,

Eric Solorio
Siting Project Manager

cc: Docket (11-AFC-3)

PROOF OF SERVICE [REVISED 3/05/2013] FILED WITH
ORIGINAL IN SACRAMENTO ON 3/25/2013
DLS

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 QUAIL BRUSH GENERATION PROJECT

Docket No. 11-AFC-03

PROOF OF SERVICE
(Revised 03/05/2013)

SERVICE LIST:

APPLICANT
Cogentrix Energy, LLC
C. Richard "Rick" Neff, Vice President
Environmental, Health & Safety
John Collins, VP Development
Lori Ziebart, Project Manager
Quail Brush Generation Project
9405 Arrowpoint Boulevard
Charlotte, NC 28273
rickneff@cogentrix.com
johncollins@cogentrix.com
loriziebart@cogentrix.com

APPLICANT'S CONSULTANTS
Tetra Tech EC, Inc.
Connie Farmer
Sr. Environmental Project Manager
Sarah McCall
Sr. Environmental Planner
143 Union Boulevard, Suite 1010
Lakewood, CO 80228
connie.farmer@tetratech.com
sarah.mccall@tetratech.com

Tetra Tech EC, Inc.
Barry McDonald
VP Solar Energy Development
17885 Von Karman Avenue, Ste. 500
Irvine, CA 92614-6213
barry.mcdonald@tetratech.com

APPLICANT'S COUNSEL
Ella Foley Gannon
Camarin Madigan
Bingham McCutchen LLP
Three Embarcadero Center
San Francisco, CA 94111-4067
ella.gannon@bingham.com
camarin.madigan@bingham.com

INTERVENORS
Roslind Varghese
9360 Leticia Drive
Santee, CA 92071
roslindv@gmail.com

Rudy Reyes
8655 Graves Avenue, #117
Santee, CA 92071
rreyes2777@hotmail.com

Dorian S. Houser
7951 Shantung Drive
Santee, CA 92071
dhouser@cox.net

Kevin Brewster
8502 Mesa Heights Road
Santee, CA 92071
lzpup@yahoo.com

Helping Hand Tools
Mr. Rob Simpson, CEO
1901 First Avenue, Suite 219
San Diego, CA 92101
rob@redwoodrob.com

Sierra Club, San Diego Chapter
c/o Law Office of Robert W. Wright
Robert W. Wright
716 Castro Street
Solana Beach, CA 92075
bob.wright@mac.com

INTERVENORS (Cont'd.)
Sunset Greens
Homeowners Association
c/o Briggs Law Corporation
Cory J. Briggs
Isabel E. O'Donnell
99 East "C" Street, Suite 111
Upland, CA 91786
cory@briggslawcorp.com
isabel@briggslawcorp.com

HomeFed Fanita Rancho, LLC
c/o Allen Matkins Leck Gamble
Mallory & Natsis LLP
Jeffrey A. Chine
Heather S. Riley
501 West Broadway, 15th Floor
San Diego, CA 92101
jchine@allenmatkins.com
hriley@allenmatkins.com
jkaup@allenmatkins.com
vhoy@allenmatkins.com

Preserve Wild Santee
Van Collinsworth
9222 Lake Canyon Road
Santee, CA 92071
savefanita@cox.net

Center for Biological Diversity
John Buse
Aruna Prabhala
351 California Street, Suite 600
San Francisco, CA 94104
jbuse@biologicaldiversity.org
aprabhala@biologicaldiversity.org

*Indicates change

INTERVENORS (Cont'd.)
California Pilots Association
Andy Wilson
31438 Greenbrier Lane
Hayward, CA 94544
andy.wilson@calpilots.org

INTERESTED AGENCIES
California ISO
e-recipient@caiso.com

City of Santee
Department of Development Services
Melanie Kush, Director of Planning
10601 Magnolia Avenue, Bldg. 4
Santee, CA 92071
mkush@ci.santee.ca.us

City of San Diego
Development Services Dept.
Morris E. Dye
1222 First Avenue, MS 501
San Diego, CA 92101
mdye@sandiego.gov

County of San Diego
Department of Planning & Land Use
Mindy Fogg
Land Use Environmental Planner
Advance Planning
5510 Overland Avenue, Suite 310
San Diego, CA 92123
mindy.fogg@sdcounty.ca.gov

ENERGY COMMISSION STAFF
Eric Solorio
Project Manager
eric.solorio@energy.ca.gov

Stephen Adams
Staff Counsel
stephen.adams@energy.ca.gov

ENERGY COMMISSION – PUBLIC ADVISER
Blake Roberts
Assistant Public Adviser
publicadviser@energy.ca.gov

COMMISSION DOCKET UNIT
California Energy Commission
– Docket Unit
Attn: Docket No. 11-AFC-03
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.ca.gov

OTHER ENERGY COMMISSION PARTICIPANTS (LISTED FOR CONVENIENCE ONLY):

After docketing, the Docket Unit will provide a copy to the persons listed below. Do not send copies of documents to these persons unless specifically directed to do so.

KAREN DOUGLAS
Commissioner and Presiding Member

ANDREW McALLISTER
Commissioner and Associate Member

Raoul Renaud
Hearing Adviser

Galen Lemei
Adviser to Commissioner Douglas

Jennifer Nelson
Adviser to Commissioner Douglas

*Hazel Miranda
Adviser to Commissioner McAllister

David Hungerford
Adviser to Commissioner McAllister

Patrick Saxton
Adviser to Commissioner McAllister

Eileen Allen
Commissioners' Technical
Adviser for Facility Siting

*Indicates change

DECLARATION OF SERVICE

I, Diane L. Scott, declare that on March 25, 2013, I served and filed copies of the attached **QUAIL BRUSH GENERATION PROJECT (11-AFC-3), Staff's Request for Applicant to Confirm or Update the Project Objectives**, dated March 25, 2013. This document is accompanied by the most recent Proof of Service, which I copied from the web page for this project at: http://www.energy.ca.gov/sitingcases/quailbrush/index.html.

The document has been sent to the other persons on the Service List above in the following manner:

(*Check one*)

For service to all other parties and filing with the Docket Unit at the Energy Commission:

_X_ I e-mailed the document to all e-mail addresses on the Service List above and personally delivered it or deposited it in the US mail with first class postage to those parties noted above as "hard copy required"; **OR**

____ Instead of e-mailing the document, I personally delivered it or deposited it in the US mail with first class postage to all of the persons on the Service List for whom a mailing address is given.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that I am over the age of 18 years.

Dated: March 25, 2013

Diane Lei Scott

Diane L. Scott, *Project Assistant*
Siting, Transmission and Environmental Protection Division