

F#-34584

CITY AND COUNTY OF SAN FRANCISCO

OFFICE OF THE CITY ATTORNEY



DENNIS J. HERRERA  
City Attorney

KIANA V. DAVIS  
Legal Secretary

DIRECT DIAL: (415) 554-4698  
E-MAIL: kenjana.davis@sfgov.org

June 10, 2005

**VIA EXPRESS OVERNITE**

California Energy Commission  
Attn: Docket Unit 04-AFC-1  
1516 Ninth Street  
Sacramento, CA 95814-5512

|                 |             |
|-----------------|-------------|
| <b>DOCKET</b>   |             |
| <b>04-AFC-1</b> |             |
| <b>DATE</b>     | JUN 10 2005 |
| <b>RECD.</b>    | JUN 13 2005 |

Re: **Filing Notification: Docket Number 04-AFC-1**

Dear Sir or Madam:

Enclosed please find an original and 13 copies of **SFERP STATUS REPORT #4**, which was served by U.S. mail on June 10, 2005. Please conform and return a copy in the self-stamped addressed envelope provided herewith.

Thank you

Very truly yours,

DENNIS J. HERRERA  
City Attorney

Kiana V. Davis  
Legal Secretary

Enclosures

# ORIGINAL

## STATE OF CALIFORNIA

### Energy Resources Conservation and Development Commission

In the Matter of:                    )  
  )  
Application for Certification        )  
For the San Francisco                )  
Electric Reliability Project         )

Docket No.    04-AFC-01

#### SFERP STATUS REPORT #4

The Committee Interim Scheduling Order issued on May 19, 2005, requested that the parties file status reports to inform the Committee of the progress of the case, as well as the emergence of any matters that may delay (or accelerate) issuance of significant documents such as the PSA. This Status Report by the City and County of San Francisco ("City" or "Applicant") for the San Francisco Electric Reliability Project ("SFERP") addresses the status of the licensing proceedings since the City filed its last status report on April 28, 2005.

On March 29, 2005, the City filed a revised application with the Bay Area Air Quality Management District (BAAQMD) addressing the new location for the SFERP. The City is cooperating with the BAAQMD to support an expeditious review of the application and issuance of a Preliminary Determination of Compliance (PDOC). The City has recently been informed by the BAAQMD that the agency expects to issue the PDOC in the second or third week of June 2005.

On May 2, 2005, CEC Staff issued Data Requests 161 through 193 pertaining to Supplement A. Applicant filed responses to these Data Requests (Set 3A) on June 3, 2005, as directed in the Interim Scheduling Order.

On May 31, 2005, the City received from intervenor Californians for Renewable Energy, Inc., (CARE) Data Requests under the California Public Records Act and the Commission's Siting Regulations. Pursuant to Rule 1716 of the California Energy Commission's (CEC) Rules of Practice and Procedure, and in accordance with the California Public Records Act and the San Francisco Sunshine Ordinance, the City submitted objections and notices of need for additional time in response to the Data Requests submitted by CARE on June 9, 2005. On the same date, notwithstanding and without waiving these objections, the City provided a response to each of the CARE Data Requests.

Applicant will continue to work diligently with CEC Staff, Intervenors, and the BAAQMD to move this case forward in as expeditious a manner as possible.

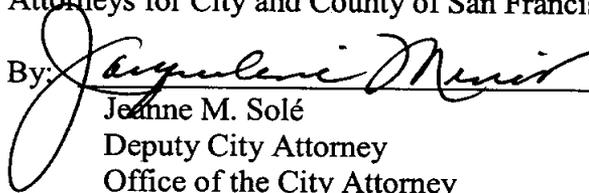
Dated: June 10, 2005

Respectfully submitted:

DENNIS J. HERRERA  
CITY ATTORNEY  
THERESA L. MUELLER  
JACQUELINE MINOR  
JEANNE M. SOLÉ  
DEPUTY CITY ATTORNEYS

Attorneys for City and County of San Francisco

By:



Jeanne M. Solé  
Deputy City Attorney  
Office of the City Attorney  
City Hall, Room 234  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102  
(415) 554-4619 (Telephone)  
(415) 554-4763 (facsimile)  
jeanne.sole@sfgov.org



SERVICE LIST

|  |  |
|--|--|
| <p>Barbara Hale, Power Policy Manager<br/> San Francisco Public Utilities Commission<br/> 1155 Market Street, 4th Floor<br/> San Francisco, CA 94102</p> | <p>Applicant Project Manager<br/> Karen Kubick<br/> SF Public Utilities Commission<br/> 1155 Market St., 8th Floor<br/> San Francisco, CA 94103</p>                  |
| <p>Steve De Young<br/> De Young Environmental Consulting<br/> 4155 Arbolado Drive<br/> Walnut Creek, CA 94598</p>  | <p>John Carrier<br/> CH2MHill<br/> 2485 Natomas Park Drive, Suite 600<br/> Sacramento, CA 95833-2943</p>   |
| <p>Lynne Brown - Member, CARE<br/> Resident, Bayview Hunters Point<br/> 24 Harbor Road<br/> San Francisco, California 94124</p>                          | <p>Emilio Varanini III<br/> Special Counsel<br/> California Power Authority<br/> 717 K Street, Suite 217<br/> Sacramento, CA 95814</p>                               |
| <p>Electricity Oversight Board<br/> 770 L Street, Suite 1250<br/> Sacramento, CA 95814</p>   | <p>Independent System Operator<br/> Jeffery Miller<br/> 151 Blue Ravine Road<br/> Folsom, CA 95630</p>   |
| <p>Department of Water Resources<br/> SERS<br/> Dave Alexander<br/> 3301 El Camino Avenue, Ste. 120<br/> Sacramento, CA 95821-9001</p>                   | <p>Jeffrey S. Russell<br/> Vice President, West Region Operations<br/> Mirant California, LLC<br/> 1350 Treat Blvd., Suite 500<br/> Walnut Creek, CA 94597</p>       |
| <p>Michael J. Carroll<br/> Latham &amp; Watkins LLP<br/> 650 Town Center Drive, Suite 2000<br/> Costa Mesa, CA 92626</p>                                 | <p>Potrero Boosters Neighborhood<br/> Association<br/> Dogpatch Neighborhood Association<br/> Joseph Boss<br/> 934 Minnesota Street<br/> San Francisco, CA 94107</p> |
| <p>Robert Sarvey<br/> 501 West Grantline Road<br/> Tracy, CA 95376</p>   | <p>Greenaction for Health &amp; Environmental<br/> Justice<br/> c/o Marc Harrison<br/> Karl Krupp<br/> One Hallidie Plaza #760<br/> San Francisco, CA 94706</p>      |
| <p>San Francisco Community Power<br/> c/o Steven Moss<br/> 2325 Third Street # 344<br/> San Francisco, CA 94107</p>                                      | <p>Californians for Renewable Energy, Inc.<br/> (CARE)<br/> Michael E. Boyd, President<br/> 5439 Soquel Drive<br/> Soquel, California 95073</p>                      |