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STATE OF CALIFORNIA
Energy Resources Conservation and Development Commission

In the Matter of Application for Certification of the San Francisco Electric Reliability Project (SFERP)	))))	Docket Number 04-AFC-1

SF POWER'S FURTHER RESPONSE TO APPLICANT'S OBJECTION TO SECOND DATA REQUEST

San Francisco Community Power (SF Power) responds as follows to the City and County of San Francisco's (Applicant) further objections to its second data request. The Applicant objects to SF Power's questions 1 and 3, which focus on developing an understanding of the size of comparable community benefit packages provided as part of other power plant siting cases or expansion plans. SF Power considers these questions quite relevant to an examination of the Applicant's proposal, and, regardless of the outcome of the Applicant's motion, encourages Commission staff to independently pursue them.

Applicant also objects to question 7, which focuses on the amount of overhead the Applicant charged to administer the most recent similar activity to the community benefits package being proffered as part of the SFERP. According to an independent audit of the $13 million in mitigation funds associated with the sale of the Potrero Power Plant, the Applicant may have spent upwards of 20 percent on administrative functions.[1] However, if the Applicant is formally confirming that no more than 5 percent of the community benefits funds provided under the SFERP will be spent on administration SF Power voluntarily withdraws this request.

SF Power notes that it has been its, and the Potrero community's, understanding that the essential mitigation for the SFERP is the closure of the existing Potrero Power Plant. Further, SF Power, and the community-at-large, has been largely quiescent in this proceeding because of the expectation that the SFERP was part of a larger plan in which the Hunters Point Power Plant will close by early 2006, and the Potrero Power Plant will be shuttered by 2008. SF Power and other community groups have actively engaged in discussions with the Applicant for years about the need to link community benefits to the closure of the Potrero Power Plant – additional mitigation must be provided for every year Potrero remains open after the combustion turbines (CT) have been sited. Without this express linkage families and business located in Potrero are left bearing the full risk that both the CTs and the Potrero Power Plant will continue to operate simultaneously for years into the future.

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[1] Board of Supervisors Budget Analyst, Memo to Finance and Audits Committee, December 15, 2004 Finance and Audits Committee Meeting.

SF Power strongly encourages the Applicant to expand its community benefits package to make an explicit linkage between the successful completion of the SFERP and the continuing operation of the Potrero Power Plant. Without such a good-faith linkage, backed up with tangible resources, the proposed project can only be seen has yet another act of environmental injustice on an already vulnerable community.

Dated: August 11, 2005

Respectfully Submitted,

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