

DOCKETED

Docket Number:	01-EP-04C
Project Title:	Alliance Century Certification Application for Four 10.5MW Simple Cycle Turbines - Compliance
TN #:	222827
Document Title:	Petition to Change Operational Control of Alliance Century and Drews Energy Facilities
Description:	N/A
Filer:	Gregory M Brown
Organization:	Brown Duke & Fogel, PLLC
Submitter Role:	Applicant Representative
Submission Date:	3/2/2018 12:55:34 PM
Docketed Date:	3/2/2018

**STATE OF CALIFORNIA ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION**

In the Matter of:)
)
)
Alliance Century Energy Facility)
Alliance Drews Energy Facility)
)
_____)

Docket Nos. 01-EP-4C and 01-EP-5C

Petition to Change Operational Control

**PETITION TO CHANGE OPERATIONAL CONTROL OF THE
ALLIANCE CENTURY AND DREWS ENERGY FACILITIES**

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**STATE OF CALIFORNIA ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION**

In the Matter of:)	
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Alliance Century Energy Facility)	Docket Nos. 01-EP-4C and 01-EP-5C
Alliance Drews Energy Facility)	Petition to Change Operational Control
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**PETITION TO CHANGE OPERATIONAL CONTROL OF THE
ALLIANCE CENTURY AND DREWS ENERGY FACILITIES**

Pursuant to California Code of Regulations, Title 20, section 1769(b), Clarion Energy West, LLC submits this petition to change operational control of the Alliance Century Energy Facilities and the Alliance Drews Energy Facility (the “Projects”) upon closing of a pending upstream ownership change.

The Projects are each 40-megawatt (nameplate) gas-fired simple cycle facilities located in San Bernardino County. Clarion Energy West LLC (“Clarion”) is acquiring the membership interest in SWG Colton Holdings, LLC, the upstream parent company of Colton Power, L.P.¹ The Commission has interpreted Title 20, California Code of Regulations, section 1769(b) as not requiring Commission approval for the upstream disposition of ownership interests, and therefore this Petition is limited to requesting approval of a change

¹ A petition is pending before the Federal Energy Regulatory Commission for authorization for the upstream disposition of ownership interest in Colton Power, L.P. (Docket No. EC18-52-00 Application for Authorization Under FPA Section 203 for the Disposition of Jurisdictional Facilities, et al. of Colton Power L.P., et al. (filed Feb. 6, 2018)).

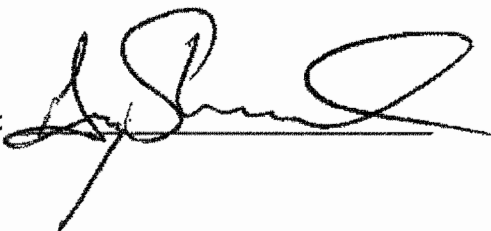
operator.² This proposed change in operational control of the Projects does not seek any changes to any conditions of certification.

In connection with the Clarion acquisition of SWG Colton Power LLC, Colton Power, L.P. will enter into an Operations and Maintenance (“O&M”) agreement with Alliance Energy Marketing, LLC (“AEM”), effective upon closing. AEM is a New York limited liability company that performs O&M services for several similar projects located in New York and Colorado.

As is required by section 1769(b), attached as an Exhibit is the Affidavit of Greg Sharland in Support of Change in Operational Control attesting that, as the new operator of the Projects under the O&M agreement, AEM understands the conditions of the certifications applicable to the Projects and agrees to comply with those conditions of certification as of the effective date of the new O&M agreement.

Clarion West respectfully requests that the Commission approve this Petition at the March 21, 2018 Business Meeting so AEM can assume operational control upon closing of the upstream disposition of ownership interest, which is anticipated to occur promptly after all required approvals are obtained.

Dated: February 26, 2018

By: 

² Docket No. 07-AFC-6, Application for Certification of the Carlsbad Energy Center Project, Committee Order Denying Change of Ownership Petition (Without Prejudice) (April 9, 2009). Should the Commission deem that such approval is required, Petitioner respectfully requests that the Commission also treat this Petition a request for such approval.

EXHIBIT
AFFIDAVIT OF GREG SHARLAND, VICE PRESIDENT,
ALLIANCE ENERGY MARKETING, LLC.

**STATE OF CALIFORNIA
ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION**

In the Matter of:)
)
)
Alliance Century Energy Facility)
Alliance Drews Energy Facility)
)
_____)

Docket Nos. 01-EP-4C and 01-EP-5C

**AFFIDAVIT OF GREG SHARLAND IN
SUPPORT OF PETITION TO CHANGE
OPERATIONAL CONTROL**

STATE OF NEW YORK)
) ss.:
COUNTY OF ST LAWRENCE)

Greg Sharland, being duly sworn, deposes and says:

1. I am Vice President of Alliance Energy Marketing, LLC (“AEM”). I have personal knowledge of the matters set forth herein and could competently testify ~~thereto~~ if ~~called as a witness~~ for this matter.

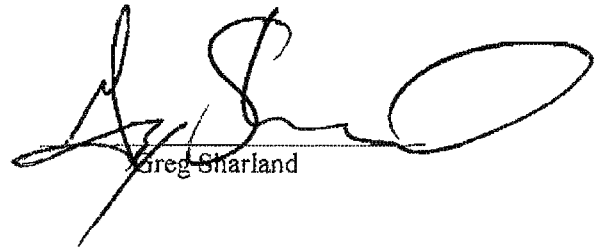
2. Clarion Energy West LLC has a pending transaction to acquire 100 percent of the upstream ownership interest of Carlton Power, LP.

3. In connection with this acquisition and upon closing, Colton and AEM intend to enter into an operations and maintenance agreement (“O&M”).

4. Under the O&M agreement, AEM would provide services to the Century and Drews energy facilities (“Projects”), including, but not limited to, operating the facilities, coordinating and performing maintenance activities, major maintenance of the facilities, procuring, supplying and replacing equipment, and scheduling all outages and maintenance shutdowns.


5. As set forth in the Petition to Change Operational Control submitted simultaneously with this Affidavit, AEM agrees to comply with all conditions of certification as set forth in the Commission's Final Decisions and any subsequent approvals of amendments related thereto, as well as all laws, ordinances, regulations or standards applicable to the Projects.

This affidavit is made under penalty of perjury under the laws of the State of California as to the truth and accuracy of the Petition submitted herewith.



Greg Sharland

Sworn to before me this
1st day of March 2018.


Notary Public

TATIANA A. GOTOWALA
No. 01GO6368007
Notary Public, State of New York
Qualified In St. Lawrence County
My Commission Expires 12/04/2021