

## DOCKETED

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October 30, 2015

Mr. Robert Oglesby  
Executive Director  
California Energy Commission  
1516 Ninth Street  
Sacramento, CA 95814

Re: Puente Power Project (15-AFC-01)  
Withdrawal of Prior Responses to CEC Staff Data Request No. 2

Dear Mr. Oglesby:

On August 17, 2015, in response to Staff Data Request No. 2, NRG Oxnard Energy Center, LLC (“Applicant”) filed several live electronic Excel spreadsheet files under a request for confidential designation. On September 25, 2015, Applicant filed a revised response to Staff Data Request No. 2 also under a request for confidential designation. Both the initial and the revised response consist of several live electronic Excel spreadsheet files which include the operational and commissioning emission calculations shown in AFC Appendix C-2 as well as the detailed calculations shown in AFC Appendices C-5 and C-8. The bases of the requests for confidential designation were that certain of the emissions data as well as the equations, formulas, and calculations used to determine the modeling results are confidential and proprietary in nature.

Applicant recently received updated emissions information from its turbine supplier, General Electric. As a result, Applicant is updating the air quality modeling analysis for the project. For the remodeling, air district and Commission staff have requested that Applicant use new features of the AERMOD air dispersion model, which includes a new approach to processing the meteorological data and use of the most current year of available meteorological data (2014). Applicant expects to complete the remodeling and submit the results to the Commission within three weeks. Applicant also expects to provide the updated response to the City of Oxnard pursuant to a non-disclosure agreement that Applicant and the City will soon execute.

Given the changes to the input data and the modeling approach, the prior responses to Staff Data Request No. 2 are no longer relevant to review of the project, and will be completely replaced by the updated analysis. Therefore, Applicant hereby withdraws both the August 17,

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2015 and September 25, 2015 responses, and requests that Commission staff either return the prior responses to Applicant or destroy the prior responses in a secure manner. It is also unnecessary for the Commission staff to make a determination with regard to the confidential nature of the prior responses. The revised response will be submitted with a new request for confidential designation.

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions.

Very truly yours,

*/s/ Michael Carroll*

Michael Carroll  
of LATHAM & WATKINS LLP

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