

DOCKETED

Docket Number:	07-AFC-06C
Project Title:	Carlsbad Energy Center - Compliance
TN #:	206161-2
Document Title:	Complaints and Requests for Investigation
Description:	N/A
Filer:	Robert Simpson
Organization:	Rob Simpson
Submitter Role:	Intervenor
Submission Date:	9/21/2015 8:14:38 AM
Docketed Date:	9/21/2015

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

In the Matter of:

Petition to Amend

The Carlsbad Energy Center

Docket No. 07-AFC-06C

Complaints and Requests for Investigation

1231. Complaints and Requests for Investigation; Filing.

Any person, including but not limited to the commission staff or the owner or operator of a powerplant or transmission line, may file a complaint alleging a violation of a statute, regulation, order, program, or decision adopted, administered, or enforced by the commission. Any complaints alleging noncompliance with a commission decision adopted pursuant to Public Resources Code section 25500 et seq. must be filed solely in accordance with section 1237. Any person may also file a request for investigation, including a request for a jurisdictional determination regarding a proposed or existing site and related facilities.

(a) A complaint or request for investigation shall be filed with the Chief Counsel of the commission.

(b) The complaint or request for investigation shall include:

(1) the name, address, and telephone number of the person filing the complaint (complainant) or request for investigation (petitioner);

Rob Simpson
Executive Director
Helping Hand Tools
27126 Grandview Ave.
Hayward CA. 94542
rob@redwoodrob.com

510-688-8166

(2) the name, address, and telephone number of the person allegedly violating the statute, regulation, order, or decision (respondent) or, in the case of a request for a jurisdictional investigation, the name, address, and telephone number of the person owning or operating, or proposing to own or operate, the project which is the subject of the request for investigation (respondent);

**CALIFORNIA
ENERGY COMMISSION**

1516 Ninth Street
Sacramento, CA 95814
<http://www.energy.ca.gov/sitingcases/carlsbad/>

**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**

COMMISSIONERSROBERT
B. WEISENMILLER
Chair

ANDREW McALLISTER

Commissioner

KAREN DOUGLAS

Commissioner

DAVID HOCHSCHILD

Commissioner

JANEA A. SCOTT

Commissioner

PAUL KRAMER

Hearing Adviser

George L. Piantka, PE, Director, Environmental
Services
NRG Energy, West Region AKA Carlsbad Energy Center LLC.
5790 Fleet Street, Suite 200
Carlsbad, CA 92008
george.piantka@nrgenergy.com

(3) a statement of the facts upon which the complaint or request for investigation is based;

Attached in; 60 Day Notice to Sue, Motion for reconsideration, Motion to re-notice PMPD and Reconsideration Reply

(4) a statement indicating the statute, regulation, order, or decision upon which the complaint or request for investigation is based;

Attached in; 60 Day Notice to Sue, Motion for reconsideration, Motion to re-notice PMPD and Reconsideration Reply

(5) the action the complainant or petitioner desires the commission to take;

Revocation or suspension of license, remand the matter to the committee or hearing officer for further hearings, and reopen the evidentiary record and itself conduct further hearings.

(6) the authority under which the commission may take the action requested;

CALIFORNIA CODE OF REGULATIONS
Title 20. Public Utilities and Energy including;

1236. Commission Decision.

(a) Upon consideration of a proposed decision from a committee or hearing officer, the commission shall, to the extent reasonably possible, prepare a decision within 21 days of the filing of the proposed decision that:

(1) adopts, modify, or reject the proposed decision; or

(2) remands the matter to the committee or hearing officer for further hearings; or

(3) reopens the evidentiary record and itself conduct further hearings.

(b) When considering a proposed decision from a committee or hearing officer, the commission may limit presentations by all participants to written and oral submissions based upon the existing evidentiary record.

(c) In cases where the commission, rather than a committee or hearing officer hears the case, to the extent reasonably possible, the commission shall make a decision within 21 days following the close of hearings.

(7) a statement by the complainant or petitioner specifically listing the names and addresses of any other individuals, organizations, and businesses which the complainant or

petitioner knows or has reason to believe would be affected by the relief sought;

included in service list for 60 Day Notice to Sue.

(8) a declaration under penalty of perjury by the complainant or petitioner attesting to the truth and accuracy of any factual allegations contained in the complaint or request for investigation. If any of the applicants are corporations or business associations, the declaration shall be dated, signed, and attested to by an officer thereof. Where a declaration is filed on behalf of a joint venture or proposed joint venture, all members of the joint venture or proposed joint venture shall date, sign, and attest to the declaration.

I hereby declare under penalty of perjury attesting to the truth and accuracy of any factual allegations contained in the complaint or request for investigation.

A handwritten signature in black ink, appearing to read "Rob Simpson". The signature is fluid and cursive, with the first name "Rob" being more prominent than the last name "Simpson".

Rob Simpson
Executive Director
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