

**DOCKET****08-AFC-6**DATE OCT 31 2008RECD. NOV 13 2008

October 31, 2008

Commissioner Karen Douglas, Presiding Member
Commissioner James D. Boyd, Vice Chair
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

Subject: Willow Pass Generating Station Project ("WPGS")
Application for Certification 08-AFC-06

Regarding: WPGS CEC Informational Hearing Location

Dear Commissioners:

I understand that the Committee for the Willow Pass Generating Station ("WPGS") Project has scheduled its first "Informational Hearing" for the WPGS Project for December 18th at the Delta Diablo Sanitation District ("DDSD") offices in the City of Antioch. We understand that the Committee intends this to be a "joint" hearing for both the WPGS and a second Mirant project located in Antioch. While the WPGS Project is located in the City of Pittsburg, the Committee apparently intends to invite the citizens of Pittsburg to travel to Antioch.

In my presentation before the Commission at the WPGS "Data Adequacy" hearing on October 8th, I stated that holding an Informational Hearing at DDSD, at the opposite end of the City of Pittsburg from that of the proposed WPGS project location, is not acceptable to the City. Such action impresses us as being wholly uncharacteristic of the Commission's "community outreach" policy for potentially affected communities. It is also inconsistent with the City's expectations for Mirant and the Commission to provide Pittsburg's citizens with adequate notice and opportunity to be heard on the WPGS Project.

In response to my request for the Informational Hearing to be held in the City of Pittsburg, Chairwoman Pfannenstiel stated "I think that Mr. Evans' point about having the hearing in the city is something that we really need to take a look at. So I would ask the Committee when appointed to consider that."

The City, in the interest of cooperation, has reserved the City Council Chambers on December 18th for the purpose of holding the WPGS Informational Hearing. The City Council Chambers are located within City Hall at 65 Civic Avenue in Pittsburg.

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Commissioner James D. Boyd, Vice Chair
WPGS CEC Informational Hearing Location
October 31, 2008
Page 2 of 2

We understand that all of the Commission hearings for the Russell City and Eastshore Projects were held in the Hayward City Council Chambers. We would expect that Pittsburg would receive the same level of Commission outreach and attention as was provided to Hayward.

We are informed that the Committee is considering holding the two projects' hearings at DDSD in order to save the Committee members and Commission staff the time and inconvenience of driving from one location to another for these two separate projects. We respectfully submit that whatever small benefit may accrue from the small amount of time that may be "saved" is far outweighed by the detrimental message it sends to the residents of Pittsburg. If the Committee does not have the time to visit Pittsburg, even for a few hours, it implies that our Community is not important enough to merit your consideration.

In addition to making City Hall available, if time and convenience are your concerns in setting the hearing for a Pittsburg project in Antioch, the City of Pittsburg would be more than happy to provide you and your staff with transportation to City Hall.

This will be the third CEC jurisdictional power generation project within the City of Pittsburg. In the past, each project was considered alone with an emphasis on the potential impacts on the City of Pittsburg. We hope that we will be treated with the same respect and consideration as the past two projects.

Please call me directly at (925) 252-4034 with any questions regarding the hearing.

Sincerely,



Garrett Evans
General Manager
Pittsburg Power Company

Cc: Marc S. Grisham, City Manager
Russell H. Townsend, General Counsel
Paul Kramer – CEC WPGS Hearing Officer

CALIFORNIA ENERGY COMMISSION
OFFICE OF THE COMMISSIONERS
1516 NINTH STREET
SACRAMENTO, CA 95814-5512



November 12, 2008

Mr. Garrett Evans, General Manager
Pittsburg Power Company
65 Civic Avenue
Pittsburg, CA 94565

Dear Mr. Evans:

We received your October 31 letter regarding the upcoming informational hearing for the Willow Pass Generating Station.

You expressed concern about the location of the informational hearing scheduled for December 18, 2008. I am pleased to inform you that we have chosen to hold the hearing in the Delta Diablo Sanitation District lunch room, on the west side of Arcy Lane, in the City of Pittsburg. A copy of the official notice of the hearing, released today, is attached. This site was selected to ensure efficient use of scarce staff resources, in consideration of your concerns, and, most importantly, to accommodate public participation in both the Willow Pass informational hearing and the informational hearing for the Marsh Landing Generating Station. We believe that scheduling these two hearings on the same day and at the same location best serves the needs of local residents, many of whom are likely to be interested in both projects given that they are located only 8 miles from one another. The lunch room of the Delta Diablo Sanitation District is conveniently located in the City of Pittsburg, 3.2 miles from the Willow Pass project site and 4.9 miles from the Marsh Landing project site.

We appreciate your offer of the Pittsburg City Council Chambers as a potential hearing site, and we will certainly consider that venue for future committee hearings related to the Willow Pass Generating Station.

Sincerely,

[original signed]

Karen Douglas
Commissioner

[original signed]

James D. Boyd
Commissioner and Vice Chair



BEFORE 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

APPLICATION FOR CERTIFICATION
FOR THE *WILLOW PASS*
GENERATING STATION

Docket No. 08-AFC-6
PROOF OF SERVICE

(Revised 10/24/2008)

INSTRUCTIONS: All parties shall either (1) send an original signed document plus 12 copies or (2) mail one original signed copy AND e-mail the document to the address for the Docket as shown below, AND (3) all parties shall also send a printed or electronic copy of the document, which includes a proof of service declaration to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 08-AFC-6
1516 Ninth Street, MS-15
Sacramento, CA 95814-5512
docket@energy.state.ca.us

APPLICANT

* Chuck Hicklin, Project Manager
Mirant Corporation
P.O. Box 192
Pittsburg, CA 94565
chuck.hicklin@mirant.com

* Jonathan Sacks, Project Director
Steven Nickerson
Mirant Corporation
1155 Perimeter Center West
Atlanta, GA, 30338
jon.sacks@mirant.com
steve.nickerson@mirant.com

APPLICANT CONSULTANT

Kathy Rushmore
URS Corporation
221 Main Street, Suite 600
San Francisco, CA 94105-1917
Kathy_Rushmore@URSCorp.com

COUNSEL FOR APPLICANT

Lisa Cottle
Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5802
lcottle@winston.com

INTERESTED AGENCIES

California ISO
P.O. Box 639014
Folsom, CA 95763-9014
e-recipient@caiso.com

Garrett D. Evans
General Manager, Pittsburg Power
Company
65 Civic Avenue
Pittsburg, CA 94565
gevans@ci.pittsburg.ca.us

INTERVENORS

ENERGY COMMISSION

KAREN DOUGLAS
Commissioner & Presiding Member
kldougl@energy.state.ca.us

JAMES D. BOYD
Vice Chair & Associate Member
jboyd@energy.state.ca.us

Paul Kramer
Hearing Officer
pkramer@energy.state.ca.us

Ivor Benci-Woodward
Project Manager
lbenciwo@energy.state.ca.us

Dick Ratliff
Staff Counsel
dratliff@energy.state.ca.us

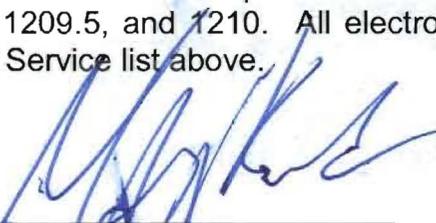
Elena Miller
Public Adviser
publicadviser@energy.state.ca.us

DECLARATION OF SERVICE

I, Maggie Read, declare that on November 13, 2008, I deposited copies of the attached Letter from Mr. Garrett Evans to the Willow Pass Siting Committee and the response from the Committee in the United States mail at Sacramento, California with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

OR

Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.



Maggie Read
Hearing Advisor's Office