June 13, 2012

Robert Worl, Project Manager
CALIFORNIA ENERGY COMMISSION
1516 Ninth Street
Sacramento, California 95814-5512
rworl@energy.ca.gov

Re: Application for Certification for the Hydrogen Energy California Project (HECA), 08-AFC-08A

Dear Mr. Worl:

    Sierra Club writes to express concern regarding the Commission’s processing of the application for the Hydrogen Energy California Project (08-AFC-8A). As you know, the project has had various owners and descriptions dating back to 2008. Given its convoluted history, Sierra Club wants to ensure that intervenors and affected members of the public have a full opportunity to participate in this proceeding, and ensure that the Commission does not view the project as ripe for fast-tracking given the amount of time various HECA applications have been at the Commission.

    In late 2011 the most recent applicant, SCS Energy California, proposed a new project quite different from prior proposals submitted to the Commission.
Given all of the changes to the project, Sierra Club waited for staff to deem the application data adequate before proceeding with data requests of its own. Instead, the Commission related data adequacy back to 2009, assigned a committee and scheduled a workshop. In our experience, it is unusual for the Commission to schedule a technical workshop so soon after making a data adequacy determination and committee assignment. Frankly, Sierra Club is not yet prepared to participate meaningfully in a technical workshop. Nevertheless, we will attend.

More broadly, we want to make clear that HECA is a complicated and controversial project. In that connection, the Commission must allow for full discovery and additional technical workshops should they be warranted. We appreciate your attention to these issues. Do not hesitate to call me if you have any questions.

Sincerely,

Andrea Issod, Staff Attorney
Sierra Club Environmental Law Program
85 Second St, Second Floor
San Francisco, CA 94105
andrea.issod@sierraclub.org
(415) 977-5544

Gloria Smith, Managing Attorney
Sierra Club Environmental Law Program
85 Second St, Second Floor
San Francisco, CA 94105
gloria.smith@sierraclub.org
(415) 977-5532
**AMENDED APPLICATION FOR CERTIFICATION**  
**FOR THE HYDROGEN ENERGY CALIFORNIA PROJECT**  

<table>
<thead>
<tr>
<th><strong>APPLICANT</strong></th>
<th><strong>INTERESTED AGENCIES</strong></th>
<th><strong>INTERESTED AGENCIES (con't.)</strong></th>
</tr>
</thead>
</table>
| SCS Energy LLC  
Marisa Mascaro  
30 Monument Square, Suite 235  
Concord, MA 01742  
mmascaro@scsenergyllc.com | California ISO  
e-recipient@caiso.com  
Marni Weber  
Department of Conservation  
Office of Governmental and Environmental Relations  
(Department of Oil, Gas & Geothermal Resources)  
801 K Street MS 2402  
Sacramento, CA 95814-3530  
marni.weber@conservation.ca.gov | Kern-Kaweah Chapter  
of the Sierra Club  
Andrea Issod  
Matthew Vespa  
85 Second St, Second Floor  
San Francisco, California 94105  
andrea.issod@sierraclub.org  
matt.vespa@sierraclub.org |
| Dale Shileikis, Vice President  
Energy Services Manager  
Major Environmental Programs  
URS Corporation  
One Montgomery Street, Suite 900  
San Francisco, CA 94104-4538  
dale.shileikis@urscorp.com | INTERVENORS  
California Unions for Reliable Energy  
Thomas A. Enslow  
Marc D. Joseph  
Adams Broadwell Joseph & Cardozo  
520 Capitol Mall, Suite 350  
Sacramento, CA 95814  
tenslow@adamsbroadwell.com  
Tom Frantz  
Association of Irritated Residents  
30100 Orange Street  
Shafter, CA 93263  
tfrantz@bak.rr.com | Environmental Defense Fund (EDF)  
Timothy O'Connor, Esq.  
1107 Ninth St., Suite 540  
Sacramento, CA 95814  
toconnor@edf.org |
| Michael J. Carroll  
Latham & Watkins, LLP  
650 Town Center Drive, 20th Fl.  
Costa Mesa, CA 92626-1925  
michael.carroll@lw.com |  
Kern-Kaweah Chapter  
of the Sierra Club  
Andrea Issod  
Matthew Vespa  
85 Second St, Second Floor  
San Francisco, California 94105  
andrea.issod@sierraclub.org  
matt.vespa@sierraclub.org |

*indicates change
ENERGY COMMISSION – DECISIONMAKERS

KAREN DOUGLAS
Commissioner and Presiding Member
e-mail service preferred
karen.douglas@energy.ca.gov

ANDREW McALLISTER
Commissioner and Associate Member
e-mail service preferred
andrew.mcallister@energy.ca.gov

Raoul Renaud Hearing
Adviser
raoul.renaud@energy.ca.gov

Galen Lemei
Advisor to Presiding Member
e-mail service preferred
galen.lemei@energy.ca.gov

David Hungerford
Advisor to Associate Member
e-mail service preferred
david.hungerford@energy.ca.gov

ENERGY COMMISSION – STAFF

Robert Worl Project Manager
robert.worl@energy.ca.gov

Lisa DeCarlo Staff Counsel
lisa.decarlo@energy.ca.gov

Eileen Allen
Commissioners’ Technical Advisor for Facility Siting
e-mail service preferred
eileen.allen@energy.ca.gov

ENERGY COMMISSION – PUBLIC ADVISER

Jennifer Jennings
Public Adviser’s Office
e-mail service preferred
publicadviser@energy.state.ca.us
DECLARATION OF SERVICE

I, David Abell, declare that on June 13, 2012, I served and filed a copy of the attached Letter to CEC Re Application for Certification for the Hydrogen Energy California Project (HECA), 08-AFC-08A dated June 13, 2012. This document is accompanied by the most recent Proof of Service list, located on the web page for this project at:

http://www.energy.ca.gov/sitingcases/hydrogen_energy/index.html

The document has been sent to the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission’s Docket Unit or Chief Counsel, as appropriate, in the following manner:

For service to all other parties:

X Served electronically to all e-mail addresses on the Proof of Service list.

AND

For filing with the Docket Unit at the Energy Commission:

X by sending one electronic copy to the e-mail address below (preferred method).

CALIFORNIA ENERGY COMMISSION – DOCKET UNIT
Attn: Docket No. 08-AFC-08A
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.ca.gov

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.

/S/ David Abell

David Abell, Sierra Club