



**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

***AMENDED APPLICATION FOR CERTIFICATION FOR THE
HYDROGEN ENERGY CALIFORNIA PROJECT***

Docket No. 08-AFC-08A

COMMITTEE ORDER GRANTING PETITION TO INTERVENE

Upon consideration of the Petition to Intervene filed by HECA Neighbors (Petitioner), the Committee designated to conduct proceedings in this matter makes the following findings:

1. On November 5, 2012, a Petition to Intervene in the above-captioned proceeding was filed by:

**HECA Neighbors
c/o Chris Romanini
P.O. Box 786
Buttonwillow, CA 93206
Voice: (661) 664-8171
roman93311@aol.com**

2. The Petition was timely filed and contains the information required by Section 1207 of the Commission's regulations (Cal. Code Regs., tit. 20, § 1207);
3. No opposition to said Petition has been filed; and
4. Petitioner's interests are relevant to the above-captioned proceeding.

THEREFORE, the Committee **ORDERS** that the Petition to Intervene in this matter be **GRANTED** and that Petitioner be placed upon the Proof of Service List as an Intervenor. Petitioner may exercise the rights and shall fulfill the obligations of a party as set forth in all orders to be issued in this matter and Section 1712 of the Commission's regulations. (Cal. Code Regs., tit. 20, § 1712.)

The Energy Commission welcomes and values intervenor participation in its energy facility siting process. A link to the Commission's regulations describing intervenor participation is posted on the left hand side menu of the Hydrogen Energy California Project webpage at http://www.energy.ca.gov/sitingcases/hydrogen_energy/.

As an Intervenor, Petitioner is required to file and serve documents on other parties and to follow the Commission's procedures and orders regarding presenting witnesses and evidence.

Petitioner is further required to review and proceed in accord with the General Orders Regarding Electronic Document Formats, Filing and Service of Documents and Other Matters at http://www.energy.ca.gov/sitingcases/hydrogen_energy/notices/2012-08-14_General_Orders_for_Siting_Cases.pdf, the rules regarding filings, the rules of evidence that apply at the evidentiary hearings, the rules prohibiting off the record contacts with Commissioners or the Hearing Adviser about the merits of a project, and the rules about filing data requests. (Cal. Code Regs., tit. 20, §§ 1001 through 1217, 1712 et seq.)

PETITIONER'S FAILURE TO FULFILL THESE RESPONSIBILITIES MAY RESULT IN THE COMMITTEE LIMITING OR PRECLUDING PETITIONER'S PARTICIPATION IN THE PROCEEDINGS.

If Petitioner needs any help with participating in the siting process, contact the Public Adviser's Office at (916) 654-4489 or (800) 822-6228, or e-mail: publicadviser@energy.ca.gov.

Direct questions of a legal or procedural nature to Raoul Renaud, the Hearing Adviser, at (916) 651-2020, or e-mail: raoul.renaud@energy.ca.gov.

The Executive Director or his designee shall ensure that the Petitioner is immediately provided with a copy of the Application for Certification.

Dated: November 20, 2012 at Sacramento, California.

Original Signed By:

KAREN DOUGLAS
Commissioner and Presiding Member
Hydrogen Energy California Project
AFC Committee

Original Signed By:

ANDREW McALLISTER
Commissioner and Associate Member
Hydrogen Energy California Project
AFC Committee



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HYDROGEN ENERGY CALIFORNIA PROJECT***

**Docket No. 08-AFC-08A
(Revised 11/20/12)**

APPLICANT

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Marisa Mascaro
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mmascaro@scsenergyllc.com

Tiffany Rau
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Hermosa Beach, CA 90254
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Hydrogen Energy California, LLC
George Landman
Director of Finance and
Regulatory Affairs
500 Sansome Street, Suite 750
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glandman@heca.com

CONSULTANT FOR APPLICANT

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Major Environmental Programs
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COUNSEL FOR APPLICANT

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INTERESTED AGENCIES

California ISO
e-recipient@caiso.com

Department of Conservation
Office of Governmental and
Environmental Relations
(Department of Oil, Gas &
Geothermal Resources)
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Sacramento, CA 95814-3530
marni.weber@conservation.ca.gov

INTERVENORS

California Unions for Reliable Energy
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Association of Irrigated Residents
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tfrantz@bak.rr.com

Kern-Kaweah Chapter
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INTERVENORS (con't.)

Environmental Defense Fund (EDF)
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Kern County Farm Bureau, Inc.
Benjamin McFarland
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bmcfarland@kerncfb.com

*HECA Neighbors
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**ENERGY COMMISSION –
DECISIONMAKERS**

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**ENERGY COMMISSION –
PUBLIC ADVISER**

Jennifer Jennings
Public Adviser's Office
publicadviser@energy.ca.gov

DECLARATION OF SERVICE

I, RoseMary Avalos, declare that on November 20, 2012, I served and filed a copy of the attached COMMITTEE ORDER GRANTING PETITION TO INTERVENE, dated November 20, 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:

(Check all that Apply)

For service to all other parties:

- Served electronically to all e-mail addresses on the Proof of Service list;
- Served by delivering on this date, either personally, or for mailing with the U.S. Postal Service with first-class postage thereon fully prepaid, to the name and address of the person served, for mailing that same day in the ordinary course of business; that the envelope was sealed and placed for collection and mailing on that date to those addresses marked "hard copy required" or where no e-mail address is provided.

AND

For filing with the Docket Unit at the Energy Commission:

- by sending one electronic copy to the e-mail address below (preferred method); OR
- by depositing an original and 12 paper copies in the mail with the U.S. Postal Service with first class postage thereon fully prepaid, as follows:

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

OR, if filing a Petition for Reconsideration of Decision or Order pursuant to Title 20, § 1720:

- Served by delivering on this date one electronic copy by e-mail, and an original paper copy to the Chief Counsel¹ at the following address, either personally, or for mailing with the U.S. Postal Service with first class postage thereon fully prepaid:

California Energy Commission
Michael J. Levy, Chief Counsel
1516 Ninth Street MS-14
Sacramento, CA 95814
michael.levy@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.

Original Signed By:

RoseMary Avalos
Hearing Advisers Office

¹ This Proof of Service form is not appropriate for the use when filing a document with the Chief Counsel under Title 20, sections 1231 (Complaint and Request for Investigation) or 2506 (Petition for Inspection or Copying of Confidential Records). The Public Advisor can answer any questions related to filing under these sections.