

**Association of Irrigated Residents (AIR)
Tom Frantz, President
30100 Orange St
Shafter, CA 93263**



October 31, 2012

RE: CEC permit application 08-AFC-8A HECA

Correction to AIR Status Report of October 24, 2012

The Association of Irrigated Residents' status report of October 24, 2012 contained the following paragraph:

Although AIR is disappointed in the disrespect shown to our attempted question about water supply, towards the end of the last workshop in Sacramento, we will continue to participate in this process as intervenors. The impression we had at this meeting is that Robert Worl, representing the CEC, inappropriately interfered in the public discovery process by deciding personally whether a question could be asked. In essence, AIR was prevented from asking Occidental Petroleum representatives at this workshop a relevant question, based on an earlier response from HECA, by interruptions from both HECA and Robert Worl. At that point AIR decided it needed to leave the meeting and not waste any more time listening to this kind of disrespect.

Correction: AIR was participating in the workshop mentioned above by phone and could not see who was speaking in the meeting room. AIR has been informed by CEC staff that the voice it presumed to belong to Mr. Worl was actually the voice of a HECA representative. Apparently, the two interruptions to AIR's questioning of Occidental representatives was done by two different HECA representatives and Mr. Worl was not involved. In other words, CEC staff were silent during these interruptions and did not interrupt or intervene in AIR's attempt to question the Occidental representative.

Tom Frantz
President, Association of Irrigated Residents

DECLARATION OF SERVICE

I, Tom Frantz, declare that on October 31, 2012, I served and filed a copy of the attached document dated October 31, 2012. This document is accompanied by the most recent Proof of Service list, located on the web page for this project at: [[www.energy.ca.gov/sitingcases/hydrogen_energy/ index.html](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 **NOT** marked "e-mail preferred."

AND

For filing with the Docket Unit at the Energy Commission:

- by sending one signed copy, mailed with the U.S. Postal Service with first class postage thereon fully prepaid and e-mailed respectively, to the 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-8
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

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 Counsel 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
mlevy@energy.state.ca.us

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 Tom Frantz



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
(Revised 10/9/12)

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