

DOCKET 07-AFC-3	
DATE	DEC 0 2 2008
RECD.	DEC 0 3 2008

STATE OF CALIFORNIA
ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

In the Matter of:)	Docket No. 07-AFC-3
)	
Application for Certification, for the CPV SENTINEL ENERGY PROJECT by CPV Sentinel, LLC)	JOINT MOTION TO SUPPLEMENT EVIDENTIARY RECORD
)	
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)	

Pursuant to California Code of Regulations, title 20, section 1716.5, Applicant and California Energy Commission staff hereby file this joint motion to supplement the evidentiary record.

On November 3, 2008, the Committee held an Evidentiary Hearing on all topics except air quality. On November 6, 2008, the Committee issued an Evidentiary Hearing Order, which directed that the evidentiary record on all topics except air quality be closed on December 5, 2008.

On November 19, 2008, Applicant docketed and served a document entitled Project Design Refinements, which describes certain refinements to the design of the project and the implications thereof (CEC Docket No. 49063). Applicant hereby requests that this document be identified as Applicant's Exhibit No. 134.

On November 21, 2008, Applicant docketed and served a document entitled Responses to SCE Comments Dated October 14, 2008, which sets forth responses to comments from Southern California Edison dated October 14, 2008 (CEC Docket No. 49095). Applicant hereby requests that this document be marked as Applicant's Exhibit No. 135.

Attached to this Joint Motion is the Second Supplemental Declaration of Mark Turner sponsoring Applicant's Exhibit Nos. 134 and 135. Applicant requests that this document be marked as Applicant's Exhibit No. 136.

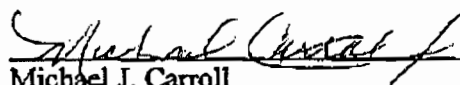
Applicant requests that Applicant's Exhibit Nos. 134, 135 and 136 hereby be moved into the evidentiary record of these proceedings. CEC staff, the only other party in these proceedings, does not object to the entry of Applicant's Exhibit Nos. 134, 135 and 136 into evidence.

Applicant and CEC staff jointly request that the evidentiary record remain open through December 19, 2008 for the purpose of providing CEC staff an opportunity to review and, if necessary, respond to Applicant's Exhibit Nos. 134, 135 and 136. Applicant and CEC staff jointly request that on December 19, 2008 the evidentiary record be closed on all topics except air quality.

Subject to issues arising in connection with CEC staff's review of Applicant's Exhibit Nos. 134, 135 and 136 that would require briefing, which is not anticipated, neither Applicant nor CEC staff see any need for briefs at this point, and do not intend to file any unless directed to do so by the Committee. It may be necessary to brief issues related to air quality, and it is expected that, if necessary, a briefing schedule with respect to that topic will be established following evidentiary hearings on that topic.

DATED: December 2, 2008

Respectfully submitted,



Michael J. Carroll
of LATHAM & WATKINS LLP
Counsel to Applicant



Caryn J. Holmes
Staff Counsel IV
CALIFORNIA ENERGY COMMISSION

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4 Attorneys for Applicant

5 State of California
 6 Energy Resources
 7 Conservation and Development Commission

8
 9 In the Matter of:
 10 Application for Certification
 for the CPV SENTINEL ENERGY
 PROJECT by CPV Sentinel, L.L.C.

Docket No. 07-AFC-03

SECOND SUPPLEMENTAL DECLARATION
OF MARK TURNER

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13 I, Mark Turner, declare as follows:

14 1. I am a Director with Competitive Power Ventures, the parent company of
 15 CPV Sentinel, LLC, and am duly authorized to make this declaration. Except where stated on
 16 information and belief, the facts set forth herein are true of my own personal knowledge and the
 17 opinions set forth herein are true and correct articulations of my opinions. If called as a witness I
 18 could and would testify competently to them.

19 2. I earned an M.A. from Columbia University and a B.A. from California
 20 State University, Sacramento. I have over 15 years of experience in the permitting and
 21 development of electric energy projects. I have led power generation development efforts from
 22 inception through financial closing, and I am the Project Manager for the CPV Sentinel Power
 23 Project. A copy of my current curriculum vitae is attached to Applicant's Prehearing Conference
 24 Statement.

25 3. I assisted in the preparation of, reviewed and am familiar with the
 26 document entitled Project Design Refinements docketed and served by Applicant on November
 27 19, 2008, which describes certain refinements to the design of the project and the implications
 28 thereof (CEC Docket No. 49063) (Exhibit No. 134), and with the document entitled Responses

1 to SCE Comments Dated October 14, 2008, docketed and served by Applicant on November 21,
 2 2008, which sets forth responses to comments from Southern California Edison dated October
 3 14, 2008 (CEC Docket No. 49095) (Exhibit No. 135).

4 4. Subject to the information provided herein, the content of the above-
 5 referenced exhibits is true and accurate to the best of my information and belief.

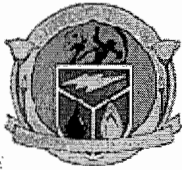
6 5. I hereby offer the above-referenced exhibits into evidence.

7 Executed on December 3, 2008, at San Francisco, CA.

8 I declare under penalty of perjury of the laws of the State of California that the
 9 foregoing is true and correct.

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 12 Mark Turner

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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
CPV SENTINEL ENERGY PROJECT
BY THE CPV SENTINEL, L.L.C

DOCKET No. 07-AFC-3
PROOF OF SERVICE
(Revised 10/21/2008)

INSTRUCTIONS: All parties shall 1) send an original signed document plus 12 copies OR 2) mail one original signed copy AND e-mail the document to the web address below, AND 3) all parties shall also send a printed OR electronic copy of the documents that shall include a proof of service declaration to each of the individuals on the proof of service:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 07-AFC-3
1516 Ninth Street, MS-15
Sacramento, CA 95814-5512
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DECLARATION OF SERVICE

I, **Chester Hong**, declare that on **December 3, 2008**, I deposited copies of the attached **JOINT MOTION TO SUPPLEMENT EVIDENTIARY RECORD WITH AN ATTACHMENT OF SECOND SUPPLEMENTAL DECLARATION OF MARK TURNER** in the United States mail at Sacramento 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.

I declare under penalty of perjury that the foregoing is true and correct.



CHESTER HONG