



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](http://WWW.ENERGY.CA.GOV)

<b>DOCKET</b>	
07-AFC-3	
DATE	NOV 06 2008
REC'D	NOV 06 2008

APPLICATION FOR CERTIFICATION FOR THE  
**CPV SENTINEL ENERGY PROJECT**  
BY THE CPV SENTINEL, L.L.C

DOCKET No. 07-AFC-3

### EVIDENTIARY HEARING ORDER

At the October 21, 2008 Pre-Hearing Conference, the CPV Sentinel AFC Committee granted Applicant's motion to bifurcate the Evidentiary Hearing and proceed to hearing on all topic areas contained within the Final Staff Assessment except Air Quality.

At the November 3, 2008 Evidentiary Hearing, the Committee received evidence on all topic areas except Air Quality and ordered the parties to submit their responses to comments submitted by Southern California Edison (SCE) in its October 14, 2008 letter by or before December 5, 2008. The Committee ordered that the evidentiary record on all topics except Air Quality shall be closed on December 5, 2008.

Once the Applicant has identified the emissions offsets to be applied to the CPV Sentinel Project pursuant to Public Resources Code § 25523(d)(2), the Committee orders the Applicant to confer with Staff to determine whether the identified emissions offsets raise any dispute between the parties. The Committee recommends that the parties use their best efforts to resolve any such disputes prior to making a request that the Committee set a date to take evidence on Air Quality. After conferring with Staff regarding the emissions offsets, the Applicant is ordered to so inform the Hearing Officer who will issue a Notice of Evidentiary Hearing.

#### Public Adviser and Public Participation

The Energy Commission Public Adviser's Office is available to assist the public in participating in the application review process. For information on how to participate, please contact the Public Adviser's Office at (916) 654-4489 or 1-800-822-6228 or e-mail: [\[publicadviser@energy.state.ca.us\]](mailto:publicadviser@energy.state.ca.us).

If you have a disability and need assistance to participate in this event, contact Lourdes Quiroz at 916-654-5146 or e-mail: [\[lquiroz@energy.state.ca.us\]](mailto:lquiroz@energy.state.ca.us).

**Additional Information**

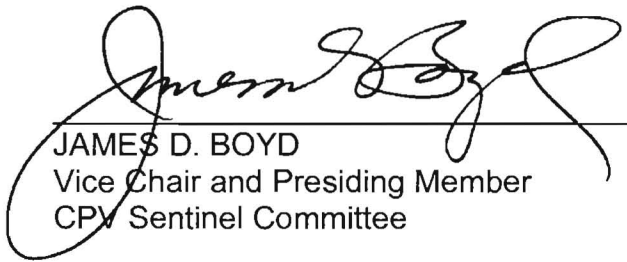
Questions of a legal or procedural nature should be directed to Kenneth Celli, the Hearing Officer, at (916) 651-8893, or e-mail: [[kcelli@energy.state.ca.us](mailto:kcelli@energy.state.ca.us)].

Technical questions concerning the project should be addressed to John Kessler, the Energy Commission Project Manager, at (916) 654-4679, or by e-mail at [[jkessler@energy.state.ca.us](mailto:jkessler@energy.state.ca.us)].

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail at: [[mediaoffice@energy.state.ca.us](mailto:mediaoffice@energy.state.ca.us)].

Information concerning the status of the project, as well as notices and other relevant documents, may be viewed on the Energy Commission's Internet web page at: [<http://www.energy.ca.gov/sitingcases/sentinel>].

Dated November 6, 2008, at Sacramento, California



JAMES D. BOYD  
Vice Chair and Presiding Member  
CPV Sentinel Committee



JACKALYNE PFANNENSTIEL  
Chairman and Associate Member  
CPV Sentinel Committee

Proof of Service List (Revised on 10/24/08 )  
filed with Original Document. Mailed from  
Sacramento on 11/6/08 [Signature] ).



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DOCKET No. 07-AFC-3  
**PROOF OF SERVICE**  
(Revised 10/24/2008)

**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  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

**APPLICANT**

CPV Sentinel, LLC  
Mark O. Turner, Director  
Competitive Power Ventures, Inc.  
55 2<sup>nd</sup> Street, Suite 525  
San Francisco, CA 94105  
[mturner@cpv.com](mailto:mturner@cpv.com)

**APPLICANT'S CONSULTANT**

Dale Shileikis - URS Corporation  
221 Main Street, Suite 600  
San Francisco, CA 94105-1916  
[dale\\_shileikis@urscorp.com](mailto:dale_shileikis@urscorp.com)

**COUNSEL FOR APPLICANT**

Michael J. Carroll  
LATHAM & WATKINS LLP  
650 Town Center Drive, 20th Floor  
Costa Mesa, CA 92626-1925  
[michael.carroll@lw.com](mailto:michael.carroll@lw.com)

**INTERESTED AGENCIES**

California ISO  
P.O. Box 639014  
Folsom, CA 95763-9014  
[e-recipient@caiso.com](mailto:e-recipient@caiso.com)

\*Mohsen Nazemi, PE  
South Coast AQMD  
21865 Copley Drive  
Diamond Bar, CA 91765-4178  
[mnazemi@aqmd.gov](mailto:mnazemi@aqmd.gov)



**INTERVENORS**

Kenneth Celli, Hearing Officer  
[kcelli@energy.state.ca.us](mailto:kcelli@energy.state.ca.us)

**ENERGY COMMISSION**

John Kessler, Project Manager  
[jkessler@energy.state.ca.us](mailto:jkessler@energy.state.ca.us)

JAMES D. BOYD  
Vice Chair and Presiding Member  
[jboyd@energy.state.ca.us](mailto:jboyd@energy.state.ca.us)

Caryn Holmes, Staff Counsel  
[cholmes@energy.state.ca.us](mailto:cholmes@energy.state.ca.us)

JACKALYNE PFANNENSTIEL  
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[jpfannen@energy.state.ca.us](mailto:jpfannen@energy.state.ca.us)

Elena Miller  
Public Adviser  
[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)

**DECLARATION OF SERVICE**

I, Maggie Read, declare that on November 6, 2008, I deposited copies of the attached Evidentiary Hearing Order 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.

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

  
\_\_\_\_\_  
Maggie Read  
Hearing Office

\*indicates change