



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

**DOCKET**

**07-AFC-3**

DATE MAR 24 2010

RECD. MAR 24 2010

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

**DOCKET No. 07-AFC-3**

### **COMMITTEE ORDER GRANTING PETITION TO INTERVENE**

Upon consideration of the Petition to Intervene filed by Petitioner, Communities for a Better Environment (“CBE”), the Committee designated to conduct proceedings in this matter makes the following findings:

1. On March 10, 1020, a Petition to Intervene in the above-captioned proceeding was filed by:

**Communities for a Better Environment (“CBE”)**  
**c/o Shana Lazerow**  
**1440 Broadway, Suite 701**  
**Oakland, California 94612**  
**Tel: (510) 302-0430**  
**Fax: (510) 302-0438**  
[slazerow@cbecal.org](mailto:slazerow@cbecal.org)

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. The Applicant has filed no opposition to said Petition; and
4. Petitioner's interests are relevant to this 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 Section 1712 of the Commission’s regulations. (Cal. Code Regs., tit. 20, § 1712.)

The Intervenor is further **Ordered** to file an Issues Identification Report specifying all matters regarding the Air Quality assessment and analysis of the CPV Sentinel Energy Project which are of concern, in dispute, or require further inquiry by the Intervenor. The Issues Identification Report shall be received by the other parties and the Commission's

Docket Unit, 1516 9th Street, MS 4, Sacramento, California 95814-5512 **no later than 3:00 p.m. on Monday, March 29, 2010.** The Issues Identification Report must contain "Docket No. 07-AFC-3" in the caption or heading.

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 Project website page. 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 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: [\[publicadviser@energy.state.ca.us\]](mailto:publicadviser@energy.state.ca.us).

Direct questions of a legal or procedural nature to Ken Celli, the Hearing Adviser, at (916) 651-8893, or e-mail: [\[kcelli@energy.state.ca.us\]](mailto:kcelli@energy.state.ca.us).

Further, the Executive Director or her designee shall ensure that Petitioner is immediately provided with a copy of the Application for Certification (AFC). The Intervenor is advised that discovery is closed.

Dated: March 24, 2010, at Sacramento, California

*Original signed by:* \_\_\_\_\_  
JAMES D. BOYD  
Vice Chair and Presiding Member  
CPV Sentinel Committee



**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)**

**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 3/24/2010)**

**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  
*E-mail preferred*  
[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**

Angela Johnson Meszaros  
CA Communities Against Toxics  
1107 Fair Oaks Avenue, #246  
South Pasadena, CA 91030  
[Angela@CleanAirMatters.net](mailto:Angela@CleanAirMatters.net)

\*Communities for a Better Environment  
c/o Shana Lazerow  
1440 Broadway, Suite 701  
Oakland, California 94612  
[slazerow@cbecal.org](mailto:slazerow@cbecal.org)

**ENERGY COMMISSION**

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

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

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

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

Jennifer Jennings  
Public Adviser  
[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)

DECLARATION OF SERVICE

I, Maggie Read, declare that on March 25, 2010, I served and a filed copy of the attached Committee Order Granting Petition to Intervene, dated March 24, 2010. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [\[http://www.energy.ca.gov/sitingcases/sentinel/index.html\]](http://www.energy.ca.gov/sitingcases/sentinel/index.html)

The documents has been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

*(Check all that Apply)*

For service to all other parties:

- sent electronically to all email addresses on the Proof of Service list;
- by personal delivery;
- by delivering on this date, for mailing with the United States 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 "email preferred."

**AND**

For filing with the Energy Commission:

- sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (preferred method);

**OR**

- depositing in the mail an original and 12 paper copies, as follows:

**CALIFORNIA ENERGY COMMISSION**

Attn: Docket No. 07-AFC-3  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512

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

I declare under penalty of perjury 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:  
Maggie Read  
Hearing Adviser's Office