

BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION
OF THE STATE OF CALIFORNIA

APPLICATION FOR SMALL POWER PLANT
EXEMPTION FOR THE ORANGE GROVE
PROJECT

DOCKET No. 07-SPPE-2

DOCKET
07-SPPE-2

DATE SEP 28 2007

REQD. SEP 28 2007

COMMITTEE SCHEDULING ORDER

On July 18, 2007, Orange Grove Energy, L.P., (Applicant) submitted an Application for a Small Power Plant Exemption (SPPE) to the California Energy Commission in connection with its proposal to construct and operate the Orange Grove Project pursuant to Public Resources Code section 25541. The project involves a 96 megawatt simple-cycle electric generating plant and ancillary facilities in rural north San Diego County, approximately six miles east of the city of Fallbrook and approximately two miles west of the community of Pala. Construction is planned to begin in January of 2008, and commercial operation is planned to begin in June of 2008.

On August 1, 2007, the Energy Commission designated a Committee of two Commissioners to conduct proceedings on the SPPE. The Committee conducted a Public Informational Hearing on September 24, 2007, to discuss the schedule and other issues of concern. Pursuant to Title 20 of the California Code of Regulations section 1709.7(c), the attached Committee Schedule is based on Applicant's and Staff's proposed schedules and related discussion at the Informational Hearing.

The schedule covers the period leading up to the Prehearing Conference. The balance of the schedule will be determined at the Prehearing Conference.

Status Reports

To facilitate the process, each party shall serve and file **Status Reports** as indicated in the schedule below. The reports shall be received by the other parties and the Commission's Docket Unit, 1516 9th Street, MS 14, Sacramento, California 95814-5512, no later than **3:00 p.m. on the dates indicated below**. Identify the status reports with "Docket No. 07-SPPE-2." In addition to providing printed copies, the parties shall e-mail their status reports to the Hearing Officer and to those with e-mail addresses as indicated on the Proof-of-Service list.

Public Adviser and Public Participation

Members of the public may participate in all aspects of the review process in a variety of ways. The Commission's Public Adviser's Office is available to assist the public in

participating in the exemption process. This office may be reached at 916-654-4489 or 800-822-6228 or email: [\[pao@energy.state.ca.us\]](mailto:pao@energy.state.ca.us).

Information

Technical questions concerning the project should be addressed to Felicia Miller, Staff Project Manager, at (916) 654-4489, or e-mail: [\[fmiller@energy.state.ca.us\]](mailto:fmiller@energy.state.ca.us).

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).

Media inquiries should be directed to Claudia Chandler, Assistant Executive Director for Media and Public Communications at (916) 654-4989 or e-mail : [\[mediaoffice@energy.state.ca.us\]](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: [\[http://www.energy.ca.gov/sitingcases/orangegrove\]](http://www.energy.ca.gov/sitingcases/orangegrove).

Dated September 28, 2007, at Sacramento, California



JAMES D. BOYD
Vice Chair and Presiding Member
Orange Grove SPPE Committee



ARTHUR H. ROSENFELD
Commissioner and Committee Member
Orange Grove SPPE Committee

**COMMITTEE SCHEDULE
FOR THE
ORANGE GROVE PROJECT SPPE**

DATE	EVENT
July 19	Application for SPPE filed
September 5	Staff provides data requests to Applicant
September 17	Issues Identification Report provided by Staff
September 24	Informational Hearing and Site Visit
October 5	Applicant submits data responses
October 15	Data response and issue resolution workshop
October 19	Parties file Status Report
October 24	Draft initial study filed
November 7	Draft initial study workshop
November 15	Parties file Status Report
November 26	Agency, applicant and public comment on the Application and Initial Study
December 10	Parties file Status Report
December 17	Staff files Final Initial Study
To Be Determined	Prehearing Conference

BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION OF THE
STATE OF CALIFORNIA

**ORANGE GROVE POWER
PLANT REPLACEMENT PROJECT
SMALL POWER PLANT EXEMPTION**

Docket No. 07-SPPE -2

PROOF OF SERVICE

INSTRUCTIONS: All parties shall either (1) send an original signed document plus 12 copies or (2) mail one original signed copy AND e-mail the document to the address for the Docket as shown below, AND (3) all parties shall also send a printed or electronic copy of the document, which includes a proof of service declaration to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 07-SPPE-2
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

APPLICANT

Stephen Thome
J-Power USA Development
1900 East Golf Road, Suite 1030
Schaumburg, IL 60173
sthome@jpowerusa.com

Mike Dubois
J-Power USA Development
1900 East Golf Road, Suite 1030
Schaumburg, IL 60173
mdubois@jpowerusa.com

APPLICANT CONSULTANT

Uday Singh, Vice President
TRC
21 Technology Drive
Irvine, CA 92619
usingh@trcsolutions.com

Joe Stenger, P.G. REA
TRC
2666 Rodman Drive
Los Osos CA 93402
jstenger@trcsolutions.com

Charles, Diep, PE, CPP
TRC
21 Technology Drive
Irvine, CA 92619
cdiep@trcsolutions.com
cdiep@Roadrunner.com

COUNSEL FOR APPLICANT

Jane Luckhardt
Downey Brand, LLP
555 Capitol Mall, 10th Floor
Sacramento, CA 95814
jluckhardt@downeybrand.com

Wayne Song
Morgan, Lewis & Bockius LLP
300 S Grand Avenue, 22nd Floor
Los Angeles, CA 90071
wsong@morganlewis.com

INTERESTED AGENCIES

Larry Tobias
Ca. Independent System Operator
151 Blue Ravine Road
Folsom, CA 95630
LTobias@caiso.com

Electricity Oversight Board
770 L Street, Suite 1250
Sacramento, CA 95814
esaltmarsh@eob.ca.gov

Steve Taylor
San Diego Gas & Electric
8306 Century Park Court
San Diego, CA 92123
srtaylor@semprautilities.com

INTERVENORS

Gloria D. Smith
Marc D. Joseph
Adams Broadwell Joseph & Cardozo
601 Gateway Boulevard, Suite 1000
South San Francisco, CA 94080
gsmith@adamsbroadwell.com

ENERGY COMMISSION

JAMES D. BOYD
Presiding Member
jboyd@energy.state.ca.us

ARTHUR ROSENFELD
Associate Member
pflint@energy.state.ca.us

Kenneth Celli
Hearing Officer
kcelli@energy.state.ca.us

Felicia Miller
Project Manager
fmiller@energy.state.ca.us

Jared Babula
Staff Counsel
jbabula@energy.state.ca.us

Public Adviser's Office
pao@energy.state.ca.us

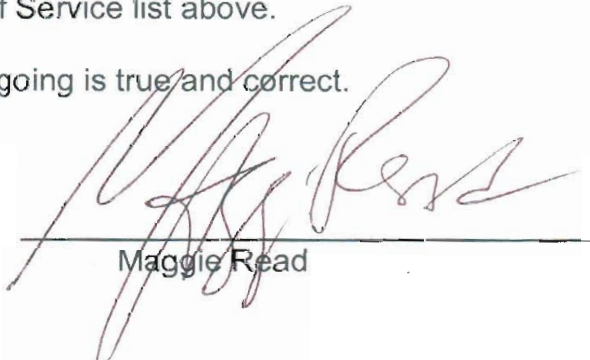
DECLARATION OF SERVICE

I, Maggie Read, declare that on September 28, 2007, I deposited copies of the attached Committee Scheduling 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