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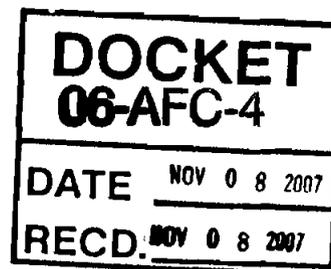
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November 8, 2007

File No. 037484-0008

**VIA FEDEX**

CALIFORNIA ENERGY COMMISSION  
Attn: Docket No. 06-AFC-4  
1516 Ninth Street, MS-4  
Sacramento, California 95814-5512



Re: Vernon Power Plant Project: Docket No. 06-AFC-4

Dear Sir/Madam:

Pursuant to California Code of Regulations, title 20, sections 1209, 1209.5, and 1210, enclosed herewith for filing please find Applicant's Request to Postpone November 27, 2007 Status Conference.

Please note that the enclosed submittal was filed today via electronic mail to your attention and to all parties on the CEC's current electronic proof of service list.

Very truly yours,

Paul E. Kihm  
Senior Paralegal

Enclosure

cc: CEC 06-AFC-4 Proof of Service List (w/ encl.)  
Michael J. Carroll, Esq. (w/ encl.)

STATE OF CALIFORNIA  
ENERGY RESOURCES  
CONSERVATION AND DEVELOPMENT COMMISSION

In the Matter of: ) Docket No. 06-AFC-4  
)  
Application for Certification, )  
for the VERNON POWER PLANT PROJECT ) APPLICANT'S REQUEST TO POSTPONE  
by The City of Vernon ) NOVEMBER 27, 2007 STATUS  
) CONFERENCE  
)  
)  
\_\_\_\_\_ )

Applicant has been requested to serve on the parties its November 5, 2007 request to postpone the status conference previously scheduled for November 27, 2007. A copy of the e-mail request is attached.

For the information of the parties, on October 30, 2007 Applicant submitted an analysis of the project's potential to impact the operations of intervener Rite-Way Meats to company President and CEO, Irwin Miller. On November 6, 2007 representatives of the Applicant met in person and by teleconference with Natural Resources Defense Council, counsel to several of the interveners, and representatives of Communities for a Better Environment.

DATED: November 8, 2007

Respectfully submitted,



Michael J. Carroll  
of LATHAM & WATKINS  
Counsel to Applicant

## **Carroll, Michael (OC)**

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**From:** Carroll, Michael (OC)  
**Sent:** Monday, November 05, 2007 11:24 AM  
**To:** 'Gary Fay'  
**Cc:** 'svalkosk@energy.state.ca.us'  
**Subject:** Vernon Power Plant

Hello Gary. I am writing about the Status Conference that has been scheduled in connection with the Vernon Power Plant (06-AFC-04) for November 27, 2007. Much of the activity associated with this project was put on hold while the South Coast Air Quality Management District undertook rulemaking on its Rule 1309.1, which is the likely source of emission offsets for many of the projects proposed in the LA region, including the Vernon Power Plant. As you know, the project has also faced opposition from some of the surrounding communities, and there is a recent new intervener being represented by the NRDC. Since the Rule 1309.1 rulemaking process concluded, we have been working to evaluate ways in which the project might be made more acceptable to the surrounding communities. We have continued discussions with the interveners, and other interested parties, in an effort to solicit their views on this issue. Within a couple of months, we expect to be in a position to propose modifications to the project proposal that we hope will make it more acceptable to the surrounding communities. We will not be in a position to do that by November 27 however. We therefore request that the proposed Status Conference be postponed until after the first of the year. We believe that a Status Conference at that time would be much more productive for the Committee and the parties.

I am copying Stan on this message because we had a brief conversation about this topic today when I learned that you were not in the office this week.

Please let me know if you agree to a postponement of the Status Conference. Thank you.

**Michael J. Carroll**

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**STATE OF CALIFORNIA  
ENERGY RESOURCES  
CONSERVATION AND DEVELOPMENT COMMISSION**

In the Matter of:	)	Docket No. 06-AFC-4
	)	
Application for Certification,	)	<b>ELECTRONIC PROOF OF SERVICE</b>
for the VERNON POWER PLANT PROJECT	)	<b>LIST</b>
by the City of Vernon	)	
	)	(Revised October 17, 2007)
	)	

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Transmission via electronic mail and by depositing one original signed document with FedEx overnight mail delivery service at Costa Mesa, California with delivery fees thereon fully prepaid and addressed to the following:

DOCKET UNIT

**CALIFORNIA ENERGY COMMISSION**  
Attn: DOCKET NO. 06-AFC-4  
1516 Ninth Street, MS-4  
Sacramento, California 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

Transmission via electronic mail addressed to the following:

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VERNON POWER PLANT PROJECT  
CEC Docket No. 06-AFC-4

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VERNON POWER PLANT PROJECT  
CEC Docket No. 06-AFC-4

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VERNON POWER PLANT PROJECT  
CEC Docket No. 06-AFC-4

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VERNON POWER PLANT PROJECT  
CEC Docket No. 06-AFC-4

Transmission via U.S. Mail addressed to the following:

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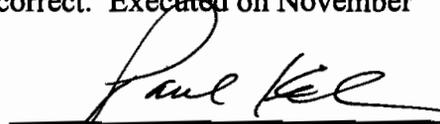
DECLARATION OF SERVICE

I, Paul Kihm, declare that on November 8, 2007, I deposited a copy of the attached:

**APPLICANT'S REQUEST TO POSTPONE NOVEMBER 27, 2007 STATUS CONFERENCE**

with FedEx overnight mail delivery service at Costa Mesa, California with delivery fees thereon fully prepaid and addressed to the California Energy Commission. I further declare that 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. Executed on November 8, 2007, at Costa Mesa, California.

  
\_\_\_\_\_  
Paul Kihm