



500 Capitol Mall, Suite 1600
Sacramento, California 95814
main 916.447.0700
fax 916.447.4781
www.stoel.com

June 27, 2012

KIMBERLY J. HELLWIG
Direct (916) 319-4742
kjhellwig@stoel.com

VIA EMAIL

Hearing Officer Raoul Renaud
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814



**Re: Pio Pico Energy Center Project (11-AFC-01)
Applicant's Transmittal of Exhibits to Intervenor Rob Simpson**

Dear Hearing Officer Renaud:

On June 15, 2012, the Committee assigned to the above-referenced proceeding issued its Notice of Prehearing Conference and Evidentiary Hearing and related Schedule ("Notice and Scheduling Order"), which set forth the time by which all parties must docket and serve their respective evidence and supporting testimony for purposes of the Evidentiary Hearing scheduled for July 23, 2012. Pursuant to the Notice and Scheduling Order, Applicant Pio Pico Energy Center LLC was required to serve an electronic copy of its Opening Testimony and related Exhibits on all parties on or before 2:00 PM PST on June 26, 2012. Due to file size limitations of the recipients' servers, as well as the instructions set forth in the Commission's November 30, 2011 General Order (11-GEN ADMIN-01), Applicant could not transmit a copy of the Exhibits in support of its Opening Testimony (the file size exceeded 250MB). To that end, in order to ensure Intervenor Rob Simpson timely received an electronic copy of its exhibits, on June 25, 2012, Applicant sent a disc by Certified Mail-R.R.R. and First Class Mail to Mr. Simpson, via his attorney, Ms. Sommer, as required by the Proof of Service for the Pio Pico Energy Center Project dated June 25, 2012. Copies of the date stamped Certified Mail-R.R.R. and First Class Mail envelopes are attached hereto for reference.¹

Finally, Mr. Simpson's attorney was included in Applicant's email transmittals serving its Opening Testimony on all parties. (See email transmittals from Judith Warmuth dated June 26,

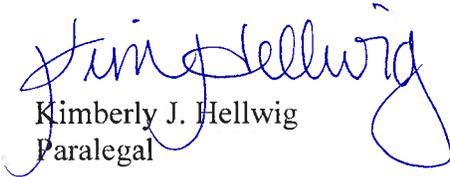
¹ Applicant served by hand delivery a disc containing all exhibits, including its Opening Testimony and related Attachments, to Commission personnel on June 26, 2012.



Docket Unit
June 27, 2012
Page 2

2012 at 1:18PM PST (Opening Testimony and Attachments B and C) and 1:19PM PST (Attachment A.) Therefore, Mr. Simpson, through his attorney, has received all documents required to be served pursuant to the Notice and Scheduling Order

Very truly yours,



Kimberly J. Hellwig
Paralegal

KJH:jmw
Enclosure
cc: Proof of Service List



500 Capitol Mall, Suite 1600
Sacramento, California 95814
main 916 447 0700
fax 916 447 4781
www.stoel.com

June 25, 2012

MELISSA A. FOSTER
Direct (916) 319-4673
mafoster@stoel.com

**VIA CERTIFIED MAIL-R.R.R.
AND FIRST CLASS MAIL**

April Rose Sommer
Attorney for Rob Simpson
P.O. Box 6937
Moraga, CA 94570

**Re: Pio Pico Energy Center Project (11-AFC-01)
Applicant's Exhibits in Support of Opening Testimony**

Dear Ms. Sommer:

Pursuant to the Committee's Notice of Prehearing Conference, Evidentiary Hearing and Schedule ("Schedule"), Applicant Pio Pico Energy Center, LLC herein provides a disc containing Applicant's proposed exhibits in support of its Opening Testimony as such relates to the above-referenced proceeding. Applicant provides this disc to ensure timely delivery as such would not transmit via electronic delivery due to the file size. Applicant's Opening Testimony will follow via email pursuant to the Committee's schedule.

Very truly yours,

A handwritten signature in black ink that reads "Melissa A. Foster". The signature is written in a cursive, flowing style.

Melissa A. Foster

MAF:jmw

Enclosure

cc: Proof of Service (letter only)

CERTIFIED MAIL

FIRST CLASS

FIRST CLASS

FIRST CLASS

FIRST CLASS

A. Foster
/es LLP
itol Mall, Suite 1600
nto, CA 95814-3361



7360 3903 9849 2470 6600



First Class Mail

April Rose Sommer
Attorney for Rob Simpson
P.O. Box 6937
Moraga, CA 94570

FIRST CLASS

C

Thank you for using Return Receipt Service

71806514.1 0042399-00001

RETURN RECEIPT REQUESTED
USPS MAIL CARRIER
DETACH ALONG PERFORATION

2. Article Number

7160 3901 9849 2470 6600

3. Service Type **CERTIFIED MAIL**

4. Restricted Delivery? (Extra Fee) Yes

1. Article Addressed to:
April Rose Sommer
Attorney for Rob Simpson
P.O. Box 6937
Moraga, CA 94570

PS Form 3811, January 2005 Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) _____ B. Date of Delivery _____

C. Signature _____ Agent Addressee

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: _____ No

Reference Information
42399-1
Melissa A. Foster

First Class Mail

Thank you for using Return Receipt Service



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 *PIO PICO ENERGY CENTER PROJECT*

Docket No. 11-AFC-01
PROOF OF SERVICE
(Revised 6/25/2012)

PIO PICO ENERGY CENTER, LLC
Applicant's Submittal of Letter to April Rose Sommer,
Attorney for Rob Simpson, dated June 25, 2012 (without disc)

APPLICANT

Gary Chandler, President
Pio Pico Energy Center
P.O. Box 95592
South Jordan, UT 84095
grchandler@apexpowergroup.com

David Jenkins, Project Manager
Pio Pico Energy Center, LLC
1293 E. Jessup Way
Mooresville, IN 46158
djenkins@apexpowergroup.com

APPLICANT'S CONSULTANTS

Maggie Fitzgerald
Sierra Research
1801 J Street
Sacramento, CA 95811
MFitzgerald@sierraresearch.com

COUNSEL FOR APPLICANT

John A. McKinsey
Melissa A. Foster
Stoel Rives, LLP
500 Capitol Mall, Suite 1600
Sacramento, CA 95814
jamckinsey@stoel.com
mafoster@stoel.com

INTERESTED AGENCIES

California ISO
e-mail service preferred
e-recipient@caiso.com

INTERVENOR

April Rose Sommer
Attorney for Rob Simpson
P.O. Box 6937
Moraga, CA 94570
e-mail service preferred
aprilsommerlaw@yahoo.com

**ENERGY COMMISSION –
DECISIONMAKERS**

CARLA PETERMAN
Commissioner and Presiding
Member
**carla.peterman@energy.ca.gov*

KAREN DOUGLAS
Commissioner and Associate
Member
e-mail service preferred
**karen.douglas@energy.ca.gov*

Raoul Renaud
Hearing Adviser
**raoul.renaud@energy.ca.gov*

Jim Bartridge
Presiding Member's Advisor
**jim.bartridge@energy.ca.gov*

Galen Lemei
Associate Member's Advisor
e-mail service preferred
**galen.lemei@energy.ca.gov*

ENERGY COMMISSION STAFF

Eric Solorio
Siting Project Manager
**eric.solorio@energy.ca.gov*

Kevin W. Bell
Staff Counsel
**kevin.w.bell@energy.ca.gov*

Eileen Allen
Commissioners' Technical
Advisor for Facility Siting
e-mail service preferred
**eileen.allen@energy.ca.gov*

**ENERGY COMMISSION – PUBLIC
ADVISER**

Jennifer Jennings
Public Adviser
e-mail service preferred
**publicadviser@energy.ca.gov*

DECLARATION OF SERVICE

I, Judith M. Warmuth, declare that on June 26, 2012:

I deposited copies of the aforementioned document and, if applicable, a disc containing the aforementioned document in the United States mail at 500 Capitol Mall, Suite 1600, Sacramento, California 95814, with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list herein and consistent with the requirements of California Code of Regulations, Title 20, sections 1209, 1209.5, and 1210.

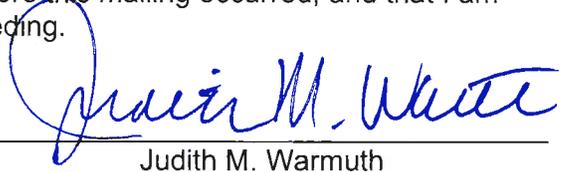
OR

I transmitted the document(s) herein via electronic mail only pursuant to California Energy Commission Standing Order re Proceedings and Confidentiality Applications dated November 30, 2011. All electronic copies were sent to all those identified on the Proof of Service list herein and consistent with the requirements of California Code of Regulations, Title 20, sections 1209, 1209.5, and 1210.

OR

On the date written above, I placed a copy of the attached document(s) in a sealed envelope, with delivery fees paid or provided for, and arranged for it/them to be delivered by messenger that same day to the office of the addressee, as identified on the Proof of Service list herein and consistent with the requirements of California Code of Regulations, Title 20, sections 1209, 1209.5, and 1210.

I declare under penalty of perjury under the laws of the State of California 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.



Judith M. Warmuth



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 *PIO PICO ENERGY CENTER PROJECT*

Docket No. 11-AFC-01
PROOF OF SERVICE
(Revised 6/25/2012)

PIO PICO ENERGY CENTER, LLC
Applicant's Submittal dated June 27, 2012 of Transmittal of
Exhibits to Intervenor Rob Simpson

APPLICANT

Gary Chandler, President
Pio Pico Energy Center
P.O. Box 95592
South Jordan, UT 84095
grchandler@apexpowergroup.com

David Jenkins, Project Manager
Pio Pico Energy Center, LLC
1293 E. Jessup Way
Mooresville, IN 46158
djenkins@apexpowergroup.com

APPLICANT'S CONSULTANTS

Maggie Fitzgerald
Sierra Research
1801 J Street
Sacramento, CA 95811
MFitzgerald@sierraresearch.com

COUNSEL FOR APPLICANT

John A. McKinsey
Melissa A. Foster
Stoel Rives, LLP
500 Capitol Mall, Suite 1600
Sacramento, CA 95814
jamckinsey@stoel.com
mafoster@stoel.com

INTERESTED AGENCIES

California ISO
e-mail service preferred
e-recipient@caiso.com

INTERVENOR

April Rose Sommer
Attorney for Rob Simpson
P.O. Box 6937
Moraga, CA 94570
e-mail service preferred
aprilsummerlaw@yahoo.com

**ENERGY COMMISSION –
DECISIONMAKERS**

CARLA PETERMAN
Commissioner and Presiding
Member
**carla.peterman@energy.ca.gov*

KAREN DOUGLAS
Commissioner and Associate
Member
e-mail service preferred
**karen.douglas@energy.ca.gov*

Raoul Renaud
Hearing Adviser
**raoul.renaud@energy.ca.gov*

Jim Bartridge
Presiding Member's Advisor
**jim.bartridge@energy.ca.gov*

Galen Lemei
Associate Member's Advisor
e-mail service preferred
**galen.lemei@energy.ca.gov*

ENERGY COMMISSION STAFF

Eric Solorio
Siting Project Manager
**eric.solorio@energy.ca.gov*

Kevin W. Bell
Staff Counsel
**kevin.w.bell@energy.ca.gov*

Eileen Allen
Commissioners' Technical
Advisor for Facility Siting
e-mail service preferred
**eileen.allen@energy.ca.gov*

**ENERGY COMMISSION – PUBLIC
ADVISER**

Jennifer Jennings
Public Adviser
e-mail service preferred
**publicadviser@energy.ca.gov*

DECLARATION OF SERVICE

I, Judith M. Warmuth, declare that on June 27, 2012:

I deposited copies of the aforementioned document and, if applicable, a disc containing the aforementioned document in the United States mail at 500 Capitol Mall, Suite 1600, Sacramento, California 95814, with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list herein and consistent with the requirements of California Code of Regulations, Title 20, sections 1209, 1209.5, and 1210.

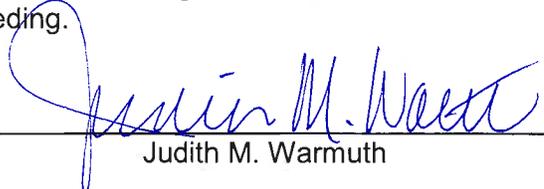
OR

I transmitted the document(s) herein via electronic mail only pursuant to California Energy Commission Standing Order re Proceedings and Confidentiality Applications dated November 30, 2011. All electronic copies were sent to all those identified on the Proof of Service list herein and consistent with the requirements of California Code of Regulations, Title 20, sections 1209, 1209.5, and 1210.

OR

On the date written above, I placed a copy of the attached document(s) in a sealed envelope, with delivery fees paid or provided for, and arranged for it/them to be delivered by messenger that same day to the office of the addressee, as identified on the Proof of Service list herein and consistent with the requirements of California Code of Regulations, Title 20, sections 1209, 1209.5, and 1210.

I declare under penalty of perjury under the laws of the State of California 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.



Judith M. Warmuth