



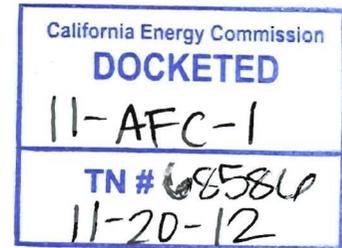
Air Pollution Control Board

Greg Cox	District 1
Dianne Jacob	District 2
Pam Slater-Price	District 3
Ron Roberts	District 4
Bill Horn	District 5

November 14, 2012

DAVE JENKINS
PROJECT MANAGER
PIO PICO ENERGY CENTER, LLC
P.O. BOX 95592
SOUTH JORDAN, UT 84095

Application No.
APCD2010-APP-001251



APPLICATION STATUS
NOTICE OF FDOC ISSUANCE

The California Energy Commission approved Application for Certification (AFC) 11-AFC-1 for the Pio Pico Energy Center, effective on September 17, 2012, and made no changes to the proposed conditions contained therein from the District's Final Determination of Compliance (FDOC) dated May 4, 2012, for the project described in District Application No. APCD2010-APP-001251. Therefore, please be advised that the FDOC conveys all the rights and privileges of a District Authority to Construct pursuant to District to Rule 20.5 (h), effective the date of the California Energy Commission's approval.

The AFC, as approved by the California Energy Commission, and the FDOC conditions contained therein, authorize under District Rules and Regulations the construction of a new electrical generating facility located at 7363 Calzada de la Fuente, Otay Mesa, CA 92154, to consist of the following equipment:

- Three nominal 100 MW natural-gas fired simple-cycle intercooled GE LMS100 combustion turbine generators, serial numbers to be determined, each equipped with an evaporative cooler for the inlet air; a compressor intercooler utilizing a heat exchanger and a common partial dry cooling system with a wet surface air cooler; a continuous emission monitoring system (CEMS) for NOx and CO; a data acquisition and handling system (DAHS) to record key operational parameters; water injection and a selective catalytic reduction system (SCR), and an oxidation catalyst.

In addition, the FDOC conditions are authorized to become the conditions for a Temporary Permit to Operate for the above-specified equipment pursuant to District Rule 24. This Temporary Permit to Operate for the above-specified equipment shall take effect upon written notification to the District that construction of that equipment has been completed in accordance with the approved AFC and District Application No. APCD2010-APP-001251. This temporary

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Permit to Operate will remain in effect, unless withdrawn or modified by the District, until a revised temporary permit (Startup Authorization) is issued or a Permit to Operate is granted or denied.

Upon completion of construction of the above equipment in accordance with the approved AFC and District Application No. APCD2010-APP-001251, and prior to commencing operation of that equipment, the applicant must complete and mail, deliver or fax a Construction Completion Notice (enclosed) to the District for each equipment for which construction has been completed. After mailing, delivering, or faxing the notice, the applicant may commence operation of the equipment for which construction has been completed. Operation must be in compliance with all the conditions of the FDOC and applicable District rules.

For your convenience, the FDOC conditions are enclosed. The FDOC conditions and this letter shall be posted on or within 25 feet of the above described equipment or maintained readily available at all times on the operating premises.

This authorization does not relieve you from obtaining other permits or authorizations that may be required by other governmental agencies. This authorization is not authority to exceed any applicable emission standard established by this District or any other governmental agency. This authorization is subject to cancellation if any emission standard or condition is violated.

This authorization will expire one year from date of the California Energy Commission's approval of the AFC, unless an extension from the District is requested in writing.

This is not a Permit to Operate. Please be advised that installation or operation of this process or equipment except as specified above without written authorization may be a misdemeanor subject to fines and penalties.

If you have any questions regarding this authorization or this notification, please contact me at (858) 586-2750.



STEVEN B. MOORE
Senior Air Pollution Control Engineer

SBM:jlm

Enclosures

cc: Eric Solorio, California Energy Commission