



TETRA TECH EC, INC.

California Energy Commission

**DOCKETED**

**11-AFC-3**

TN # 67516

OCT 04 2012

October 4, 2012

Mr. Eric Solorio  
California Energy Commission  
Docket No. 11-AFC-3  
1516 9<sup>th</sup> St.  
Sacramento, CA 95814

**Cogentrix Quail Brush Generation Project - Docket Number 11-AFC-3, CAISO  
Response to Modification Request for the Quail Brush Power Project**

Docket Clerk:

Pursuant to the provisions of Title 20, California Code of Regulation, and on behalf of Quail Brush Genco, LLC, a wholly owned subsidiary of Cogentrix Energy, LLC, Tetra Tech hereby submits the *CAISO Response to Modification Request for the Quail Brush Power Project* for the Quail Brush Power Project (11-AFC-3). The Quail Brush Generation Project is a 100 megawatt natural gas fired electric generation peaking facility to be located in the City of San Diego, California.

If you have any questions regarding this submittal, please contact Rick Neff at (704) 525-3800 or me at (303) 980-3653.

Sincerely,

Constance E. Farmer  
Project Manager/Tetra Tech

cc: Lori Ziebart, Cogentrix  
John Collins, Cogentrix  
Rick Neff, Cogentrix  
Proof of Service List



**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  
QUAIL BRUSH GENERATION PROJECT***

**DOCKET NO. 11-AFC-03  
PROOF OF SERVICE  
(Revised 10/03/2012)**

**APPLICANT**

Cogentrix Energy, LLC  
C. Richard "Rick" Neff, Vice President  
Environmental, Health & Safety  
9405 Arrowpoint Boulevard  
Charlotte, NC 28273  
[rickneff@kogentrix.com](mailto:rickneff@kogentrix.com)

Cogentrix Energy, LLC  
John Collins, VP Development  
Lori Ziebart, Project Manager  
Quail Brush Generation Project  
9405 Arrowpoint Blvd.  
Charlotte, NC 28273  
[johncollins@kogentrix.com](mailto:johncollins@kogentrix.com)  
[loriziebart@kogentrix.com](mailto:loriziebart@kogentrix.com)

**APPLICANT'S CONSULTANTS**

Tetra Tech EC, Inc.  
Connie Farmer  
Sr. Environmental Project Manager  
143 Union Boulevard, Suite 1010  
Lakewood, CO 80228  
[connie.farmer@tetrattech.com](mailto:connie.farmer@tetrattech.com)

Tetra Tech EC, Inc.  
Barry McDonald  
VP Solar Energy Development  
17885 Von Karmen Avenue, Ste. 500  
Irvine, CA 92614-6213  
[barry.mcdonald@tetrattech.com](mailto:barry.mcdonald@tetrattech.com)

Tetra Tech EC, Inc.  
Sarah McCall  
Sr. Environmental Planner  
143 Union Boulevard, Suite 1010  
Lakewood, CO 80228  
[sarah.mccall@tetrattech.com](mailto:sarah.mccall@tetrattech.com)

**COUNSEL FOR APPLICANT**

Bingham McCutchen LLP  
Ella Foley Gannon  
Camarin Madigan  
Three Embarcadero Center  
San Francisco, CA 94111-4067  
[ella.gannon@bingham.com](mailto:ella.gannon@bingham.com)  
[camarin.madigan@bingham.com](mailto:camarin.madigan@bingham.com)

**INTERVENORS**

Roslind Varghese  
9360 Leticia Drive  
Santee, CA 92071  
[roslindv@gmail.com](mailto:roslindv@gmail.com)

Rudy Reyes  
8527 Graves Avenue, #120  
Santee, CA 92071  
[rreyes2777@hotmail.com](mailto:rreyes2777@hotmail.com)

Dorian S. Houser  
7951 Shantung Drive  
Santee, CA 92071  
[dhouser@cox.net](mailto:dhouser@cox.net)

Kevin Brewster  
8502 Mesa Heights Road  
Santee, CA 92071  
[lzpup@yahoo.com](mailto:lzpup@yahoo.com)

Phillip M. Connor  
Sunset Greens Home Owners  
Association  
8752 Wahl Street  
Santee, CA 92071  
[connorphil48@yahoo.com](mailto:connorphil48@yahoo.com)

HomeFed Fanita Rancho, LLC  
Jeffrey A. Chine  
Heather S. Riley  
Allen Matkins Leck Gamble  
Mallory & Natsis LLP  
501 West Broadway, 15<sup>th</sup> Floor  
San Diego, CA 92101  
[jchine@allenmatkins.com](mailto:jchine@allenmatkins.com)  
[hriley@allenmatkins.com](mailto:hriley@allenmatkins.com)  
[jkaup@allenmatkins.com](mailto:jkaup@allenmatkins.com)

Preserve Wild Santee  
Van Collinsworth  
9222 Lake Canyon Road  
Santee, CA 92071  
[savefanita@cox.net](mailto:savefanita@cox.net)

Center for Biological Diversity  
John Buse  
Aruna Prabhala  
351 California Street, Suite 600  
San Francisco, CA 94104  
[jbuse@biologicaldiversity.org](mailto:jbuse@biologicaldiversity.org)  
[aprabhala@biologicaldiversity.org](mailto:aprabhala@biologicaldiversity.org)

**INTERESTED AGENCIES**

California ISO  
[e-recipient@caiso.com](mailto:e-recipient@caiso.com)

City of Santee  
Department of Development Services  
Melanie Kush  
Director of Planning  
10601 Magnolia Avenue, Bldg. 4  
Santee, CA 92071  
[mkush@ci.santee.ca.us](mailto:mkush@ci.santee.ca.us)

Morris E. Dye  
Development Services Dept.  
City of San Diego  
1222 First Avenue, MS 501  
San Diego, CA 92101  
[mdye@sandiego.gov](mailto:mdye@sandiego.gov)

**INTERESTED AGENCIES (cont.)**

\*Mindy Fogg  
Land Use Environmental Planner  
Advance Planning  
County of San Diego  
Department of Planning & Land Use  
5510 Overland Avenue, Suite 310  
San Diego, CA 92123  
[mindy.fogg@sdcounty.ca.gov](mailto:mindy.fogg@sdcounty.ca.gov)

**ENERGY COMMISSION –  
DECISIONMAKERS**

KAREN DOUGLAS  
Commissioner and  
Presiding Member  
[karen.douglas@energy.ca.gov](mailto:karen.douglas@energy.ca.gov)

ANDREW McALLISTER  
Commissioner and  
Associate Member  
[andrew.mcallister@energy.ca.gov](mailto:andrew.mcallister@energy.ca.gov)

Raoul Renaud  
Hearing Adviser  
[raoul.renaud@energy.ca.gov](mailto:raoul.renaud@energy.ca.gov)

Eileen Allen  
Commissioners' Technical  
Adviser for Facility Siting  
[eileen.allen@energy.ca.gov](mailto:eileen.allen@energy.ca.gov)

Galen Lemei  
Advisor to Commissioner Douglas  
[galen.lemei@energy.ca.gov](mailto:galen.lemei@energy.ca.gov)

Jennifer Nelson  
Advisor to Commissioner Douglas  
[jennifer.nelson@energy.ca.gov](mailto:jennifer.nelson@energy.ca.gov)

David Hungerford  
Advisor to Commissioner McAllister  
[david.hungerford@energy.ca.gov](mailto:david.hungerford@energy.ca.gov)

**ENERGY COMMISSION STAFF**

Eric Solorio  
Project Manager  
[eric.solorio@energy.ca.gov](mailto:eric.solorio@energy.ca.gov)

Stephen Adams  
Staff Counsel  
[stephen.adams@energy.ca.gov](mailto:stephen.adams@energy.ca.gov)

**ENERGY COMMISSION –  
PUBLIC ADVISER**

Jennifer Jennings  
Public Adviser's Office  
[publicadviser@energy.ca.gov](mailto:publicadviser@energy.ca.gov)

## DECLARATION OF SERVICE

I, Constance Farmer, declare that on October 4, 2012, I served and filed a copy of the *CAISO Response to Modification Request for the Quail Brush Power Project* (11-AFC-03). This document is accompanied by the most recent Proof of Service list, located on the web page for this project at: [\[http://www.energy.ca.gov/sitingcases/quailbrush/index.html\]](http://www.energy.ca.gov/sitingcases/quailbrush/index.html).

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

**(Check all that Apply)**

**For service to all other parties:**

- Served electronically to all e-mail addresses on the Proof of Service list;
- Served by delivering on this date, either personally, or for mailing with the U.S. 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 "e-mail preferred."

**AND**

**For filing with the Docket Unit at the Energy Commission:**

- by sending an electronic copy to the e-mail address below (preferred method); **OR**
- by depositing an original and 12 paper copies in the mail with the U.S. Postal Service with first class postage thereon fully prepaid, as follows:

**CALIFORNIA ENERGY COMMISSION – DOCKET UNIT**  
Attn: Docket No. 11-AFC-3  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512 [docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

**OR, if filing a Petition for Reconsideration of Decision or Order pursuant to Title 20, § 1720:**

- Served by delivering on this date one electronic copy by e-mail, and an original paper copy to the Chief Counsel at the following address, either personally, or for mailing with the U.S. Postal Service with first class postage thereon fully prepaid:

California Energy Commission  
Michael J. Levy, Chief Counsel  
1516 Ninth Street MS-14  
Sacramento, CA 95814  
[mlevy@energy.state.ca.us](mailto:mlevy@energy.state.ca.us)

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.

*Constance C. Farmer*

**CALIFORNIA ENERGY COMMISSION**

1516 NINTH STREET  
SACRAMENTO, CA 95814-5512  
www.energy.ca.gov



**TO:** *All Parties*

*Date: October 3, 2012*

**RE:** **QUAIL BRUSH GENERATION PROJECT**

*Proof of Service List*

*Docket No. 11-AFC-03*

Attached is the ***newly revised*** Proof of Service List for the above-mentioned project, current as of October 3, 2012.

Note that the presumptions about e-mail only service of documents on the parties have changed. Formerly, you had to affirmatively indicate your willingness to accept e-mail only service. Now all parties are presumed to accept e-mail only service unless they specifically inform us that they wish to receive paper copies.

Pursuant to the “General Orders Regarding Electronic Document Formats, Filing and Service of Documents and Other Matters” adopted in this proceeding, until a party indicates to the Presiding Member or Hearing Adviser that it requires a hard copy, an e-mailed copy of all electronic documents of 5 megabytes maximum file size is sufficient for service in this proceeding. No hard copy of an e-mailed document need be provided. Where a party is designated on the Proof of Service List for this proceeding as “hard copy required” or similar words, parties shall deliver a paper copy of all written material they file in this proceeding in person or by first class mail, or other equivalent delivery service, with postage prepaid to the person so designated. Regardless whether a party has indicated a preference for hard copies, documents larger than 50 pages may alternatively be sent in the form of an electronic file recorded on a compact disk rather than as a paper copy, provided that the party is offered the opportunity to request a paper copy.

Unless otherwise specified in a regulation, all materials filed with the Commission must also be filed with the Docket Unit. (Cal. Code Regs., tit. 20, § 1209(d).) Some regulations require filing with the Commission’s Chief Counsel instead of the Docket Unit. For example, Section 1720 requires a petition for reconsideration to be filed with the Chief Counsel and served on the parties. Service on the attorney representing Commission staff does not satisfy this requirement. This Proof of Service form is not appropriate for use when filing a document with the Chief Counsel under Title 20, sections 1231 (Complaint and Request for Investigation) or 2506 (Petition for

Inspection or Copying of Confidential Records). The Public Advisor can answer any questions related to filing under these sections.

New addition(s) to the Proof of Service are indicated in **bold font** and marked with an asterisk (\*).

Use this newly revised list for all future filings and submittals. This Proof of Service List will also be available on the Commission's project web site at:

<http://www.energy.ca.gov/sitingcases/quailbrush/index.html>

Please review the information and contact me at [maggie.read@energy.ca.gov](mailto:maggie.read@energy.ca.gov) or (916) 654-3893, if you would like to be removed from the Proof of Service or if there are any changes to your contact information.

Maggie Read  
Hearing Adviser's Office

September 19, 2012

John Collins  
Vice President, Development  
Cogentrix Energy, LLC  
9405 Arrowpoint Blvd.  
Charlotte, NC 28273

RE: Response to Modification Request for the Quail Brush Power Project  
(ISO Queue # 565)

Dear Mr. Collins:

The California Independent System Operator Corporation ("ISO") has completed its review of Cogentrix's request dated June 22, 2012 to modify the Point of Interconnection ("POI") for the Quail Brush Power Project ("Project") to a new 138 kV switchyard that would loop San Diego Gas & Electric Company's ("SDG&E") Mission-Carlton Hills 138 kV line.

Section 6.9.2.1 of the GIP (Appendix Y to the ISO tariff), provides that during the course of the Interconnection Studies the customer, PTO or the ISO may "identify changes to the planned interconnection that may improve the costs and benefits (including reliability) of the interconnection, and the ability of the proposed change to accommodate the Interconnection Request. To the extent the identified changes are acceptable to the applicable Participating TO(s), the CAISO and the Interconnection Customer, such acceptances not to be unreasonably withheld, the CAISO shall modify the Point of Interconnection..."

Cogentrix's proposed alternative point of interconnection was referenced in the Phase II re-study. After the re-study report was sent out, the ISO and SDG&E evaluated the alternate POI and found that the alternate POI served to improve the costs and benefits of the interconnection. The proposed change of POI to the Mission-Carlton Hills 138 kV line is a modification of the Cogentrix interconnection request. This letter is intended to memorialize that the change has been approved by the ISO and SDG&E. The modified method of service which implements this change will be reflected in an addendum to the Phase II re-study.

The ISO is focused on advancing projects in the queue to commercial operation. As part of this effort, the ISO will continue to request periodic updates pursuant to Section 5.7 of the LGIA to ensure that the Project is meeting its milestones and is on schedule to meet its COD. Please keep in mind that failure to meet the milestones, if not cured under the LGIA, may result in a breach of the LGIA.

Please feel free to contact Bruce McAllister at 916-608-7009 or [bmcallister@caiso.com](mailto:bmcallister@caiso.com) with any questions.

Kindest regards,



Deborah A. Le Vine  
Director of Infrastructure Contracts & Management

cc: Mariam Mirzadeh (SDGE)  
Marlene Mishler (SDGE)