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April 8, 2013

Siting Committee
 Raoul Renaud, Hearing Officer
 Eric Solorio, Project Manager
 California Energy Commission
 Docket No. 11-AFC-03
 1516 9th Street
 Sacramento, CA 95814

**Re: Cogentrix Quail Brush Generation Project - Docket Number 11-AFC-03,
 Request for Project Suspension**

Docket Clerk:

Pursuant to the provisions of Title 20, California Code of Regulations, and on behalf of Quail Brush Genco, LLC, a wholly owned subsidiary of Carlyle Infrastructure Partners, L.P., Bingham McCutchen LLP hereby submits the Quail Brush Generation Project Request for Project Suspension. The Quail Brush Generating 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 (415) 393-2572.

Sincerely yours,



Ella Foley Gannon

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

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STATE OF CALIFORNIA
State Energy Resources
Conservation and Development Commission

In the matter of:

QUAIL BRUSH GENERATION PROJECT

No. 11-AFC-03

REQUEST FOR PROJECT SUSPENSION

On behalf of Quail Brush Genco, LLC (the “Applicant”), we respectfully submit this Request for Project Suspension pursuant to California Code of Regulations, title 20, section 1716.5. The Applicant hereby requests a twelve (12)-month suspension of the Application for Certification (“AFC”) for the Quail Brush Generating Project (the “Project”), docket 11-AFC-03.


The Applicant has been developing the Project to supply electricity to San Diego Gas and Electric (SDG&E). As the Commission is aware, on March 21, 2013 the California Public Utilities Commission (“CPUC”) approved Decision (“D.”) 13-03-029, in which, among other things, it denied without prejudice SDG&E’s request for authority to enter into a Power Purchase Tolling Agreement (“PPTA”) with the Applicant at this time. The CPUC also ordered that SDG&E “is authorized to meet a local capacity requirement need of up to 298 MW beginning in 2018 . . . either by issuing a new request for offers or, in the alternative, it may bring an application for approval of purchase power tolling agreements with either Pio Pico Energy Center and/or Quail Brush Power amended to coordinate with the anticipated retirement in 2018

of once-through cooling generation units . . . and other changing conditions in its service territory.”

In light of D.13-03-029, the Applicant believes that it would be prudent for the Commission to suspend review of the Project’s AFC for a period of twelve (12) months. The suspension will provide time for the Applicant and SDG&E to analyze commercial opportunities for the Project in light of the current or changed circumstances in SDG&E’s service territory as well as any amendments that may be needed in the PPTA in light of the CPUC’s decision. The Applicant continues to believe that SDG&E and the citizens of San Diego need the flexible generation that the Project would provide, and that development of the Project remains feasible. Accordingly, the Applicant is not requesting withdrawal of the AFC, and the Applicant may elect to file a request to reinstate the AFC proceeding from suspension during the 12-month period.

DATED: April 8, 2013

Bingham McCutchen LLP

By: 

Ella Foley Gannon
Attorneys for Applicant Quail Brush
Genco, LLC



**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
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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 03/26/2013)**

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*After docketing, the Docket Unit
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Commissioner and Associate Member

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Hearing Adviser

Galen Lemei
Adviser to Commissioner Douglas

Jennifer Nelson
Adviser to Commissioner Douglas

Hazel Miranda
Adviser to Commissioner McAllister

Patrick Saxton
Adviser to Commissioner McAllister

Eileen Allen
Commissioners' Technical
Adviser for Facility Siting

DECLARATION OF SERVICE

I, Margaret Pavao, declare that on April 8, 2013, I served and filed copies of the attached Quail Brush Genco's Request for Project Suspension, dated April 8, 2013. This document is accompanied by the most recent Proof of Service, which I copied from the web page for this project at:
<http://www.energy.ca.gov/sitingcases/quailbrush/index.html>.

The document has been sent to the other persons on the Service List above in the following manner:


(Check one)

For service to all other parties and filing with the Docket Unit at the Energy Commission:

- I e-mailed the document to all e-mail addresses on the Service List above and personally delivered it or deposited it in the US mail with first class postage to those parties noted above as "hard copy required"; **OR**
- Instead of e-mailing the document, I personally delivered it or deposited it in the US mail with first class postage to all of the persons on the Service List for whom a mailing address is given.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that I am over the age of 18 years.

Dated: April 8, 2013



Margaret Pavao