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10 STATE OF CALIFORNIA

11 State Energy Resources

12 Conservation and Development Commission

13 In the Matter of,)	11-AFC-03
14 QUAIL BRUSH GENERATION PROJECT)	INTERVENOR SUNSET GREENS
)	HOMEOWNERS ASSOCIATION'S
)	OBJECTIONS TO APPLICANT'S
)	REQUEST FOR PROJECT SUSPENSION

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 18 For the reasons set forth below, Intervenor Sunset Greens Homeowners Association ("Sunset
 19 Greens") respectfully objects to applicant Quail Brush Genco, LLC's ("Quail Brush") request for project
 20 suspension.

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 22 BACKGROUND

23 On March 21, 2013, the California Public Utilities Commission ("CPUC") rendered decision
 24 number D.13-03-029, denying authority to San Diego Gas & Electric Company ("SDG&E") to enter into
 25 Purchase Power Tolling Agreements ("PPTA") with Pio Pico Energy Center ("Pio Pico") and Quail
 26 Brush, but granting authority as to Escondido Energy Center. CPUC based this decision on its
 27 conclusion that SDG&E does not need Pio Pico and Quail Brush PPTAs to meet its local capacity
 28 requirements until at least 2018. *See* CPUC Decision D.13-03-029, p. 14.

1 In light of this decision, Quail Brush filed its request for project suspension on April 8, 2013,
2 requesting a 12-month suspension "...to analyze commercial opportunities for the Project in light of the
3 current or changed circumstances in SDG&E's service territory as well as any amendments that may
4 be needed in the PPTA in light of the CPUC's decision." See Applicant's Request for Suspension, p.2.

5
6 OBJECTIONS

7 Sunset Greens objects to this request on the basis that a 12-month suspension is too short. The
8 CPUC decision clearly states that in the alternative of denial, SDG&E could "bring an application for
9 approval of either of the existing PPTAs *amended to match the timing* of any such need." See CPUC
10 Decision D.13-03-029, p. 14 (emphasis added). A mere 12-month suspension does not match the timing
11 as decided by the CPUC because a Quail Brush PPTA is not needed until 2018.

12 Whether the suspension is for 12 months, as the applicant seeks, or longer, as Sunset Greens
13 seeks, the Commission should either impose conditions on the right to re-activate this proceeding or
14 terminate the proceeding altogether (and allow the applicant to re-apply when the timing is (if ever)
15 right). The requested conditions are as follows: (1) the applicant must re-notice its intent to re-
16 commence this proceeding, in writing, to all residents and business within three miles of the proposes
17 site, since impacts will be experienced within that radius (and in some cases beyond); (2) within 30 days
18 of re-activating this proceeding, the applicant must sponsor a public meeting for all intervenors and the
19 public, in the San Diego area, every change in the proposal and provide expert staffing sufficient to
20 answer all questions raised during the meeting; and (3) within 90 days from now the applicant must
21 answer all data requests propounded on it thus far but objected to by it.

22 Date: April 12, 2013.

Respectfully submitted,

23 BRIGGS LAW CORPORATION

24 By: /s/ Cory Briggs

25 Attorneys for Intervenor Sunset Greens
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**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 03/26/2013)**

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will provide a copy to the persons
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Hazel Miranda
Adviser to Commissioner McAllister

Patrick Saxton
Adviser to Commissioner McAllister

Eileen Allen
Commissioners' Technical
Adviser for Facility Siting

DECLARATION OF SERVICE

I, Isabel O'Donnell, declare that on April 12, 2013, I served and filed copies of the attached Objection to Request for Suspension dated April 12, 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 12, 2013

Isabel O'Donnell