

DOCKETED
11-AFC-03

TN # 69062

JAN. 08 2013

STATE OF CALIFORNIA
California Energy Commission

In the Matter of:)

)

QUAIL BRUSH GENERATION PROJECT) DOCKET NO. 11-AFC-03

)

STATUS REPORT

Jan 8 2013

INTERVENOR:

Rudy Reyes

8655 Graves ave 117

Santee ca 92071

Rreyes2777@hotmail.com

619-767-8025

STATE OF CALIFORNIA
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QUAIL BRUSH GENERATION PROJECT) **DOCKET NO. 11-AFC-03**

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Pursuant to the Committee Scheduling Order posted Oct 15, 2012, Intervenor: Rudy Reyes. As part of the discovery process, a review of the application and supplements, the AFC, Staff and Intervener data requests, responses to Staff requests, and supplemental information filed by the Applicant. On Nov 3, Rudy Reyes filed data requests response to the applicants in General Areas, including Legal, Biological, Cultural, Land Use, Noise, Traffic and Transportation, Visual Resources, Socio-Economic and Other areas. This Intervener does intend to file additional data requests based upon the responses of Applicant to these and other Data Requests. This Intervener requests the Commission **Reject** the application/applicant based on Public Resources Code - PRC GENERAL PROVISIONS Division 15 Chapter 6 Section 25525

"The commission may not certify a facility contained in the application when it finds, pursuant to subdivision (d) of Section 25523, that the facility does not conform with any applicable state, local, or regional standards, ordinances, or laws, unless the commission determines that the facility is required for public convenience and necessity and that there are not more prudent and feasible means of achieving public convenience and necessity. In making the determination, the commission shall consider the entire record of the proceeding, including, but not limited to, the impacts of the facility on the environment, consumer benefits, and electric system reliability. The commission may not make a finding in conflict with applicable federal law or regulation. The basis for these findings shall be reduced to writing and submitted as part of the record pursuant to Section 25523."

Regarding whether "the facility is required for public convenience and necessity" I would Argue that is for the CPUC to determine and the projects "need" to be placed on "freeze/hyatis" till the CPUC can review "the facility is required for public convenience and necessity"

This Intervener does intend to request a settlement conference with the Applicant that would realize the requirements of CEC Alternative Energy Goals.

Dated: Jan 8, 2013 Respectfully submitted,



Jan 8 2013

Rudy Reyes

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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