August 23, 2012

VIA EMAIL

Ms. Felicia Miller, Project Manager
California Energy Commission
1516 Ninth Street, MS-2000
Sacramento, CA 95814

Re: Huntington Beach Energy Project (12-AFC-02)
Correspondence to the California Coastal Commission

Dear Ms. Miller:

On August 22, 2012, AES Southland Development, LLC sent the enclosed correspondence regarding the Huntington Beach Energy Project to Mr. Tom Luster of the California Coastal Commission. Applicant herein requests that the enclosed correspondence be added to the docket in this proceeding.

Very truly yours,

Melissa A. Foster

MAF:jmw
Enclosure
cc: Proof of Service
August 22, 2012

Tom Luster
California Coastal Commission
45 Fremont Street #2000
San Francisco, CA 94105

VIA EMAIL: Tom.Luster@coastal.ca.gov

Dear Mr. Luster

I am writing in response to your letter of August 3, 2012 to Felicia Miller at the California Energy Commission (CEC), regarding the Huntington Beach Energy Project (HBEP). Specifically, I am writing to respond to your comment that "...we recently initiated an investigation about possible LCP [Local Coastal Program] violations due to AES conducting grading and vegetation removal within areas of potential wetlands at the power plant site." You also noted that "...a site visit in July 2012 revealed that the site had been graded and vegetation removed [referring to alleged potential wetlands on the site]."

AES has not, to my knowledge, directly, or through any of its subsidiaries, conducted any grading activities on the Huntington Beach Generating Station site. Since the late 1950's the previous owner of the Huntington Beach Generating Station, Southern California Edison, and AES have regularly conducted various site maintenance activities that include removal, pruning, or cutting vegetation. It may be that these routine maintenance activities have been confused with unauthorized vegetation removal in wetlands. There are also other entities acting on portions of the site no longer owned or controlled by AES. All activities by AES at the Huntington Beach Generating Station, including site maintenance, are conducted carefully in accordance with all applicable laws and regulations.

I also wish you to know that I am not aware of any Coastal Commission investigation regarding any activities on the Huntington Beach Generating Station site. I have not received any correspondence from you or your office regarding such a matter. I am confident that there is no need for such an investigation, but should you perceive the need to further pursue that course, please ensure I am informed and made aware of such action. I encourage you to communicate with more specificity regarding any concerns you or the Coastal Commission have regarding operations at the AES Huntington Beach Generating Station.
Communications regarding the proposed Huntington Beach Energy Project should be directed to the CEC in accordance with its service and notice lists for the Huntington Beach Energy Project proceeding.

The AES Corporation, through several different subsidiaries, including AES Huntington Beach, LLC, is committed to the safe and environmentally responsible production of clean and reliable energy for California.

Sincerely,

[Signature]

Weikko Wirta
Chief Executive Manager
AES Huntington Beach, LLC

CC: Felicia Miller, California Energy Commission
John McKinsey, Stoel Rives LLP
Stephen O’Kane, AES Southland Development, LLC
Jennifer Didlo, AES Southland Development, LLC
APPLICATION FOR CERTIFICATION FOR THE
HUNTINGTON BEACH ENERGY PROJECT

APPLICANT
Stephen O'Kane
AES Southland, LLC
690 Studebaker Road
Long Beach, CA 90803
Stephen.Okane@aes.com

*Jennifer Didlo
AES Southland LLC
690 Studebaker Road
Long Beach, CA 90803
Jennifer.Didlo@aes.com

APPLICANT'S CONSULTANT
Robert Mason
Project Manager
CH2M-Hill
6 Hutton Centre Drive, Suite 700
Santa Ana, CA 92707
Robert.Mason@CH2M.com

COUNSEL FOR APPLICANT
Melissa A. Foster
Stoel Rives, LLP
500 Capitol Mall, Suite 1600
Sacramento, CA 95814
mefoster@stoel.com

COUNSEL FOR APPLICANT
John A. McKinsey, Esq.
Stoel Rives, LLP
500 Capitol Mall, Suite 1600
Sacramento, CA 95814
jamckinsey@stoel.com

INTERESTED AGENCIES
California ISO
e-recipient@caiso.com

*Tom Luster
California Coastal Commission
45 Fremont Street, Suite 2000
San Francisco, CA 94105-2219
tluster@coastal.ca.gov

BRIAN KETTERER
California State Parks
Huntington State Beach
21601 Pacific Coast Highway
Huntington Beach, CA 92645
bketterer@parks.ca.gov

**JANE JAMES/SCOTT HEFF
City of Huntington Beach
Planning & Bldg. Department
2000 Main Street, 3rd floor
Huntington Beach, CA 92648
jjames@surfcity-hb.org
sheff@surfcity-hb.org

**CATHY FIレス
Johanna Stephenson
City of Huntington Beach
City Council
2000 Main Street, 4th floor
Huntington Beach, CA 92648
cfikes@surfcity-hb.org
johanna.stephenson@surfcity-hb.org

**GARY STEWART
Santa Ana Regional Water Quality Board
3737 Main Street, Suite 500
Riverside, CA 92501-3339
gstewart@waterboards.ca.gov

ENERGY COMMISSION – DECISIONMAKERS
ANDREW MCALLISTER
Commissioner and Presiding Member
andrew.mcallister@energy.ca.gov

KAREN DOUGLAS
Commissioner and Associate Member
karen.douglas@energy.ca.gov

PROOF OF SERVICE
(Revised 8/21/12)
Docket No. 12-AFC-02

Raoul Renaud
Hearing Adviser
raoul.renaud@energy.ca.gov

David Hungerford
Advisor to Commissioner McAllister
david.hungerford@energy.ca.gov

Galen Lemei
Advisor to Commissioner Douglas
galen.lemei@energy.ca.gov

Jennifer Nelson
Advisor to Commissioner Douglas
jennifer.nelson@energy.ca.gov

STAFF
Felicia Miller
Project Manager
felicia.miller@energy.ca.gov

Kevin W. Bell
Staff Counsel
kevin.w.bell@energy.ca.gov

Eileen Allen
Commissioners' Technical Advisor for Facility Siting
eileen.allen@energy.ca.gov

ENERGY COMMISSION – PUBLIC ADVISER
Jennifer Jennings
Public Adviser’s Office
publicadviser@energy.ca.gov

*indicates change
72301668.1 0043653-00005
DECLARATION OF SERVICE

I, Judith M. Warmuth, declare that on August 23, 2012, I served and filed a copy of the attached Letter to Felicia Miller, CEC, dated August 23, 2012 enclosing correspondence to Tom Luster of California Coastal Commission.

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/huntington_beach_energy/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 marked “*hard copy required*” or where no e-mail address is provided.

AND

For filing with the Docket Unit at the Energy Commission:

☐ by sending one 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. 12-AFC-02
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.ca.gov

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
michael.levy@energy.ca.gov

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.

Judith M. Warmuth