

BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION  
OF THE STATE OF CALIFORNIA

APPLICATION FOR CERTIFICATION FOR  
THE AVENAL ENERGY PROJECT

DOCKET NO. 08-AFC-1

AVENAL POWER CENTER, LLC'S STATUS REPORT #2

<b>DOCKET</b> 08-AFC-1
DATE <u>AUG 29 2008</u>
RECD. <u>SEP 03 2008</u>

DOWNEY, BRAND, LLP  
Jane E. Luckhardt, ESQ. (Bar No. 141919)  
G. Braiden Chadwick, ESQ. (Bar No. 227536)  
555 Capitol Mall, Tenth Floor  
Sacramento, CA 95814-4686  
Telephone: (916) 444-1000  
Facsimile: (916) 444-2100

Attorneys for Applicant  
Avenal Power Center, LLC

Dated: August 29, 2008

STATE OF CALIFORNIA

ENERGY RESOURCES CONSERVATION  
AND DEVELOPMENT COMMISSION


In the Matter of:	)	Docket No.: 08-AFC-1
	)	
Application for Certification for the	)	
Avenal Energy Project	)	
_____	)	

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Avenal Power Center, LLC ("Avenal Power") is pleased to report the discovery process is moving toward conclusion. Avenal Power is working to respond to California Energy Commission Staff's additional twenty data requests that were unexpected following the last workshop. Nonetheless, Avenal Power will provide the requested responses in a timely fashion. This includes the preparation of a phase one analysis for the project linear facilities. In addition, Avenal Energy is preparing a third party interconnection study and expects to file the study no later than September 12, 2008.

The San Joaquin Valley Air Pollution Control District issued for public comment the Preliminary Determination of Compliance on July 11, 2008. The public comment period closed on August 14, 2008.

Respectfully,

  
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Jane E. Luckhardt  
Downey, Brand LLP  
Attorney for Avenal Power Center, LLC

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**PROOF OF SERVICE**  
(Revised 7/31/2008)

INSTRUCTIONS: All parties shall either (1) send an original signed document plus 12 copies or (2) mail one original signed copy AND e-mail the document to the address for the docket as shown below, AND (3) all parties shall also send a printed or electronic copy of the document, which includes a proof of service declaration to each of the individuals on the proof of service list shown below:

**CALIFORNIA ENERGY COMMISSION**

Attn: Docket No. 08-AFC-1  
1516 Ninth Street, MS-14  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

Jim Rexroad, Project Manager Avenal Energy Center, LLC 500 Dallas Street, Level 31 Houston, TX 77002 <a href="mailto:jim.rexroad@macquarie.com">jim.rexroad@macquarie.com</a>	Tracy Gilliland Avenal Power Center, LLC 500 Dallas Street, Level 31 Houston, TX 77002 <a href="mailto:tracey.gilliland@macquarie.com">tracey.gilliland@macquarie.com</a>
Joe Stenger, Project Director TRC Companies 2666 Rodman Drive Los Osos, CA 93402 <a href="mailto:jstenger@trcsolutions.com">jstenger@trcsolutions.com</a>	Jane Luckhardt, Esq. Downey Brand, LLP 555 Capitol Mall, 10th Floor Sacramento, CA 95814 <a href="mailto:jluckhardt@downeybrand.com">jluckhardt@downeybrand.com</a>
California ISO P.O. Box 639014 Folsom, CA 95763-9014 <a href="mailto:e-recipient@caiso.com">e-recipient@caiso.com</a>	Loulana A. Miles Marc D. Joseph Adams, Broadwell, Joseph & Cardozo 601 Gateway Blvd., Suite 1000 So. San Francisco, CA 94080 <a href="mailto:mdjoseph@adamsbroadwell.com">mdjoseph@adamsbroadwell.com</a> <a href="mailto:lmiles@adamsbroadwell.com">lmiles@adamsbroadwell.com</a>
Jeffrey D. Byron, Associate Member <a href="mailto:jbyron@energy.state.ca.us">jbyron@energy.state.ca.us</a>	Arthur Rosenfeld, Associate Member <a href="mailto:arosenfe@energy.state.ca.us">arosenfe@energy.state.ca.us</a>

John Wilson Advisor to Commissioner Rosenfeld <a href="mailto:jwilson@energy.state.ca.us">jwilson@energy.state.ca.us</a>	Gary Fay, Hearing Officer <a href="mailto:gfay@energy.state.ca.us">gfay@energy.state.ca.us</a>
Michelle Woods, Project Manager <a href="mailto:mwoods@energy.state.ca.us">mwoods@energy.state.ca.us</a>	Lisa DeCarlo, Staff Counsel <a href="mailto:ldecarlo@energy.state.ca.us">ldecarlo@energy.state.ca.us</a>
Public Adviser <a href="mailto:pao@energy.state.ca.us">pao@energy.state.ca.us</a>	

### **DECLARATION OF SERVICE**

I, Lois Navarrot, declare that on August 29, 2008, I deposited copies of the attached **AVENAL POWER CENTER, LLC'S STATUS REPORT #2** in the United States mail at Sacramento, California with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

### **OR**

Transmission via electronic mail was consistent with the requirements of the California Code of Regulations, title 20, sections 1209, 1209.5 and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.

I declare under penalty of perjury that the foregoing is true and correct.

  
 \_\_\_\_\_  
 Lois Navarrot