



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 *AVENAL ENERGY PROJECT*

DOCKET No. 08-AFC-1

**NOTICE OF AVAILABILITY OF THE PRESIDING MEMBER’S PROPOSED DECISION
 AND
 NOTICE OF COMMITTEE CONFERENCE
 AND
 NOTICE OF COMMISSION HEARING**

DOCKET	
08-AFC-1	
DATE	NOV 10 2009
RECD	NOV 12 2009

I. NOTICE OF AVAILABILITY

On November 10, 2009, the Committee issued the Presiding Member’s Proposed Decision (PMPD) for *Avenal Energy Project*. Copies of the PMPD have been sent to the Proof of Service list. The PMPD may be viewed on the Commission’s internet website at: [www.energy.ca.gov/sitingcases/avenal].

For a printed copy, call the Publications Unit at 916-654-5200, and ask for Publication No. CEC 800-2009-006- PMPD. The 30-day public comment period on the PMPD ends on December 10, 2009.

II. NOTICE OF COMMITTEE CONFERENCE

PLEASE TAKE NOTICE that the Committee will hold a Committee Conference on the PMPD as follows:

WEDNESDAY, DECEMBER 2, 2009
Beginning at 1:30 p.m.

California Energy Commission
Hearing Room B
1516 Ninth Street
Sacramento, CA 95814

Anuncio: Para obtener este anuncio en Español, por favor haga contacto con la oficina del Consejero Publico al (916) 654-4489 o al (800) 822-6228 o al correo electrónico: [publicadviser@energy.state.ca.us].

TELECONFERENCE OPTION: The following toll-free phone number will be available on December 2, 2009 at 1:30 p.m. for callers to participate in the conference:

Call: (888) 469-1069
Use Passcode: "Avenal"
Conference Leader: "Gary Fay"

In order to assist participation in the conference, contact the Energy Commission's Public Adviser at least 5 days in advance of the hearing if you need translation services at (916) 654-4489 or (800) 822-6228.

[Opción de Teleconferencia: El siguiente teléfono de acceso gratuito estará disponible el 2 de diciembre del 2009 a la 1:30 pm para participar en la conferencia:

Llame al: (888) 469-1069
Use la Clave: "Avenal"
Leader de la Conferencia: "Gary Fay"

Para participar en la conferencia en Español, comuníquese con el Consejero Publico de la Comisión de Energía por lo menos con 5 días de anticipación a la audiencia al (916) 654-4489 o al (800) 822-6228.]

Comments on the PMPD

The purpose of the Committee Conference is to consider oral and written comments on the PMPD from the parties, governmental agencies, and members of the public. The parties in the case shall file and serve their initial written comments on the PMPD to the Proof of Service list and via e-mail **no later than 3 p.m. on November 30, 2009.**

Public Comments

Members of the public and governmental agency representatives are encouraged to submit their written comments by the close of the 30-day review period on December 10, 2009, either by mailing to the Commission Docket Unit (1516 Ninth Street, MS-4, Sacramento, CA 95814) or e-mail: [**doCKET@energy.state.ca.us**](mailto:doCKET@energy.state.ca.us). Identify all comments with "**Docket No. 08-AFC-1.**" We will accept additional written comments from the parties, the public and governmental agencies until the close of the comment period on December 10, 2009. At the PMPD conference, members of the public will have an opportunity to present their written and oral comments to the Committee regarding the PMPD.

III. NOTICE OF COMMISSION HEARING

PLEASE TAKE NOTICE the full Commission will consider the PMPD, released November 10, 2009, and Errata, if applicable, for possible adoption as follows:

WEDNESDAY, DECEMBER 16, 2009
Beginning at 10 a.m.

California Energy Commission
Hearing Room A
1516 Ninth Street
Sacramento, California 95814

The purpose of this hearing is to consider whether the Energy Commission should adopt, modify, or reject the PMPD. Parties and members of the public may participate and offer oral and written comments on the PMPD. The comment period closes on December 10, 2009. Identify all comments with “**Docket No. 08-AFC-1.**”

Public Participation

The Energy Commission's Public Adviser's Office is available to assist the public in participating in the application review process. For information on how to participate, please contact the Public Adviser's Office at (916) 654-4489 or (800) 822-6228 or by e-mail: **publicadviser@energy.state.ca.us**.

If you have a disability and need assistance to participate in this event, contact Lourdes Quiroz at (916) 654-5146 or e-mail: **lquiroz@energy.state.ca.us**.

Questions of a legal or procedural nature should be directed to Gary Fay, the Hearing Officer, at (916) 654-3893 or e-mail: **gfay@energy.state.ca.us**.

Technical questions concerning the project should be addressed to Joe Douglas, the Staff Project Manager, at (916) 653-4677 or e-mail: **jdouglas@energy.state.ca.us**.

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail at: **mediaoffice@energy.state.ca.us**.

Information concerning the status of the Project, as well as notices and other relevant documents, may be viewed on the Energy Commission's website at:
[\[www.energy.ca.gov/sitingcases/avenal\]](http://www.energy.ca.gov/sitingcases/avenal).

Dated November 10, 2009, at Sacramento, California.



JEFFREY D. BYRON
Commissioner and Presiding Member
Avenal AFC Committee



KAREN DOUGLAS
Chairman and Associate Member
Avenal AFC Committee

Mailed to Lists: POS, 7280, 7281, 7282, 7283



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For the AVENAL ENERGY PROJECT

Docket No. 08-AFC-1
PROOF OF SERVICE
(Revised 6/24/2009)

APPLICANT

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ENERGY COMMISSION

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DECLARATION OF SERVICE

I, Maggie Read, declare that on November 12, 2009, I served and filed copies of the attached, AVENAL ENERGY PROJECT NOTICE OF AVAILABILITY OF THE PRESIDING MEMBER'S PROPOSED DECISION, NOTICE OF COMMITTEE CONFERENCE AND NOTICE OF COMMISSION HEARING.. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at:

[\[http://www.energy.ca.gov/sitingcases/avenal/index.html\]](http://www.energy.ca.gov/sitingcases/avenal/index.html).

The documents have been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

(Check all that Apply)

FOR SERVICE TO ALL OTHER PARTIES:

 X sent electronically to all email addresses on the Proof of Service list;

 X by personal delivery or by depositing in the United States mail at Sacramento, California with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses **NOT** marked "email preferred."

AND

FOR FILING WITH THE ENERGY COMMISSION:

 X sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (*preferred method*);

OR

 depositing in the mail an original and 12 paper copies, as follows:

CALIFORNIA ENERGY COMMISSION

Attn: Docket No. 08-AFC-1
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

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

Original signed by _____ :
Maggie Read