

Memorandum

Date: April 1, 2009
 Telephone: (916) 654-4894

To: Vice Chairman James D. Boyd, Presiding Member
 Commissioner Karen Douglas, Associate Member
 Hearing Officer Paul Kramer

From: California Energy Commission – Mike Monasmith
 1516 Ninth Street Project Manager
 Sacramento, CA 95814-5512

DOCKET	
08-AFC-3	
DATE	APR 1 2009
RECD.	APR 2 2009

Subject: **MARSH LANDING GENERATING STATION (08-AFC-3) STATUS REPORT 2**

Pursuant to the Committee Scheduling Order dated December 31, 2008, the following is staff's Status Report #2 for the proposed Marsh Landing Generating Station (MLGS) Application for Certification (AFC).

Current Activities and Issues for Resolution – Air Quality

Staff continues to work through the discovery and analysis phase of the MLGS AFC. While all technical sections requiring data requests are predominately ready for inclusion in the Preliminary Staff Assessment (PSA), several of these sections (including Biological Resources, Transmission System Engineering, Waste Management, and others) will need issues clarified, and more information explained prior to the Final Staff Assessment (FSA) publication. Only one section, however, currently presents a schedule-delay issue: air quality. Specifically, air quality staff does not have all the information needed in order to complete their PSA section.

The Bay Area Air Quality Management District (BAAQMD) has not yet released their Preliminary Determination of Compliance (PDOC), despite an estimated release date of February 26, 2009. Staff will work to complete the air quality analysis of the PSA as soon as the PDOC is released, but as the Committee knows, staff can not submit the air quality analysis of the PSA absent the PDOC.

Schedule

Because of the delay in the PDOC release date, staff anticipates the publication of the Preliminary Staff Assessment (PSA) approximately thirty (30) days after the PDOC is ultimately released. Accordingly, staff anticipates the publication of the Marsh Landing Generating Station PSA in late April/early May, and will publish earlier if possible.

PROOF OF SERVICE (REVISED 2/26/09) FILED WITH
 ORIGINAL MAILED FROM SACRAMENTO ON 4/2/09
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Committee's Initial Schedule	Staff's Current Projected/Schedule	Hearing/Workshop/Planned Event or Filing
28-Sep-08	28-Sep-08	AFC data adequate
18-Dec-08	18-Dec-08	Informational Hearing and Site Visit
N/A	15-Nov-08	Staff transmits Data Request, Set 1
N/A	15-Dec-08	Applicant provides Data Responses, Set 1
18-Dec-08	18-Dec-08	Data Response and Issue Resolution Workshop 1
04-Feb-09	04-Feb-09	Parties file Status Report 1
28-Jan-09	TBD	PDOC from Bay Area Air Quality Management District (BAAQMD)
5-Mar-09	PDOC + 30 days	Staff files Preliminary Staff Assessment (PSA)
N/A	TBD	PSA Workshop
N/A	TBD	Local, state and federal agency final determinations and BAAQMD FDOC
30-Apr-09	TBD	Staff files Final Staff Assessment (FSA)
TBD	TBD	Evidentiary hearings*
TBD	TBD	Committee files proposed decision*
TBD	TBD	Hearing on the proposed decision*
TBD	TBD	Committee files revised proposed decision*
TBD	TBD	Commission Decision*

* The Committee will determine this part of the schedule

cc : Docket (08-AFC-3)
 Proof of Service List



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
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**APPLICATION FOR CERTIFICATION
FOR THE MARSH LANDING
GENERATING STATION**

Docket No. 08-AFC-3

PROOF OF SERVICE
(Revised 2/26/2009)

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DECLARATION OF SERVICE

I, Mineka Foggie, declare that on April 2, 2009, I served and filed copies of the attached Marsh Landing Generating Station (08-AFC-3) Status Report 2. 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/marshlanding/index.html>]. The document has 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:

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

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:

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-3
1516 Ninth Street, MS-4
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I declare under penalty of perjury that the foregoing is true and correct.

Original Signature in Dockets
Mineka Foggie