



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

DOCKET	
08-AFC-3	
DATE	<u>JUL 23 2010</u>
RECD.	<u>JUL 23 2010</u>

APPLICATION FOR CERTIFICATION
 FOR THE MARSH LANDING
 GENERATING STATION

Docket No. 08-AFC-3

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

I. NOTICE OF AVAILABILITY

On July 23, 2010, the Committee issued the Presiding Member’s Proposed Decision (PMPD) for the **MARSH LANDING GENERATING STATION PROJECT**. The 30-day written public comment period on the PMPD ends on August 23, 2010. Copies of the PMPD have been sent to the Proof of Service list. The PMPD may also be viewed or downloaded from the Commission’s internet website at: [\[www.energy.ca.gov/sitingcases/marshlanding\]](http://www.energy.ca.gov/sitingcases/marshlanding).

For a printed copy, call the Energy Commission’s Publications Unit at 916-654-5200, and ask for Publication No. **CEC 800-2010-017-PMPD**.

Comments on the PMPD

Parties, members of the public, governmental agencies, and all other interested person must submit their written comments by the close of the 30-day review period. The Energy Commission encourages comments by e-mail. Those submitting comments as attachments to an e-mail should provide them in either Word format or Portable Document format (.pdf) to [\[docket@energy.state.ca.us\]](mailto:docket@energy.state.ca.us). Please include your name or your organization’s name as part of the attached file’s name. Whether or not submitted by e-mail, **one paper copy** must also be sent to the Energy Commission’s Docket Unit, 1516 Ninth Street, MS-4, Sacramento, CA 95814. Identify all comments with “**Docket No. 08-AFC-3.**”

The parties in the case are encouraged to file and serve their written comments on the PMPD to the Proof of Service list and via e-mail **no later than August 16, 2010**.

II. NOTICE OF COMMISSION HEARING

PLEASE TAKE NOTICE the full Commission will consider the PMPD, released on July 23, 2010, and any applicable Errata for possible adoption as follows:

WEDNESDAY, AUGUST 25, 2010
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 and any Errata. Parties and members of the public may participate and offer oral and written comments on the PMPD. Identify all comments with “**Docket No. 08-AFC-3.**”

Participating by Telephone at a Business Meeting

If you want to participate by telephone, call toll free 1-888-823-5065 on Business Meeting days after 10:01 a.m. (PDT). When asked, please answer "Business Meeting and Mr. Jerome Lee" and the operator will connect you into the meeting. Should you want to speak on a specific item, please inform the operator and provide the item number.

The Business Meeting is also broadcast via **WebEx**, the Energy Commission's on-line meeting service. To listen to the meeting and view any presentations, please click the following link or paste it into your browser:

<https://energy.webex.com/energy/onstage/g.php?t=a&d=928711899>

You may also go to <https://energy.webex.com/ec> and enter Meeting Number **928 711 899**. The meeting password is “mtg@10am.”

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

Questions of a legal or procedural nature should be directed to Paul Kramer, the Hearing Officer, at (916) 654-5103 or e-mail: **[pkramer@energy.state.ca.us]**.

Technical questions concerning the project should be addressed to Mike Monasmith, Staff Project Manager, at (916) 654-4894, or e-mail: **[mmonasmi@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 Internet web page at: **[www.energy.ca.gov/sitingcases/marshlanding]**.

Dated: July 23, 2010, at Sacramento, California.



JAMES D. BOYD
Vice Chair & Presiding Member
Marsh Landing AFC Committee



KAREN DOUGLAS
Chair and Associate Member
Marsh Landing AFC Committee



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 MARSH LANDING
GENERATING STATION**

Docket No. 08-AFC-3

**PROOF OF SERVICE
(Revised 7/14/2010)**

APPLICANT

Chuck Hicklin, Project Manager
Mirant Corporation
P.O. Box 192
Pittsburg, CA 94565
E-mail preferred
chuck.hicklin@mirant.com

Jonathan Sacks, Project Director
Steven Nickerson
Mirant Corporation
1155 Perimeter Center West
Atlanta, GA, 30338
E-mail preferred
jon.sacks@mirant.com
steve.nickerson@mirant.com

CONSULTANTS

Anne Connell
Dale Shileikis
URS Corporation
Post Montgomery Center
One Montgomery Street, Suite 900
San Francisco, CA 94104-4538
E-mail preferred
Anne_Connell@URSCorp.com
Dale_shileikis@URSCorp.com

COUNSEL FOR APPLICANT

Lisa Cottle
Takako Morita
Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5802
E-mail preferred
lcottle@winston.com
tmorita@winston.com

INTERESTED AGENCIES

California ISO
E-mail Preferred
e-recipient@caiso.com

INTERVENORS

*California Unions for Reliable
Energy ("CURE")
Marc D. Joseph
Adams Broadwell Joseph & Cardozo
601 Gateway Boulevard, Suite 1000
South San Francisco, California
94080
gsmith@adamsbroadwell.com
mdjoseph@adamsbroadwell.com

ENERGY COMMISSION

JAMES D. BOYD
Vice Chair & Presiding Member
jboyd@energy.state.ca.us

KAREN DOUGLAS
Chair & Associate Member
kldougl@energy.state.ca.us

Paul Kramer
Hearing Officer
pkramer@energy.state.ca.us

Mike Monasmith
Project Manager
mmonasmi@energy.state.ca.us

Kerry Willis
Staff Counsel
kwillis@energy.state.ca.us

Jennifer Jennings
Public Adviser
publicadviser@energy.state.ca.us

DECLARATION OF SERVICE

I, Maggie Read, declare that on July 23, 2010, I served and filed copies of the attached Notice of Availability. 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 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:

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

by personal delivery;

by delivering on this date, for mailing with the United States 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 **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

Sacramento, CA 95814-5512

docket@energy.state.ca.us

I declare under penalty of perjury 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.

Original signed by: _____

Maggie Read

Hearing Adviser's Office