



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
ORANGE GROVE POWER PLANT PROJECT
BY **ORANGE GROVE ENERGY, LLC**

DOCKET No. 08-AFC-4

COMMITTEE ORDER GRANTING PETITION TO INTERVENE

Upon consideration of the Petition to Intervene filed by Petitioner, Alliance for a Cleaner Tomorrow (ACT), the Committee designated to conduct proceedings in this matter has considered the Petition, the Opposition to the Petition filed by the Applicant, and Petitioner's Reply Brief. The Committee makes the following findings:

1. A Petition to Intervene, dated September 22, 2008, in the above-captioned proceeding was filed by:

Alliance for a Cleaner Tomorrow (ACT)
c/o Arthur S. Moreau, Klinedinst, PC
501 West Broadway, Suite 600
San Diego, CA 92101
(619) 239-8131 Voice
E-mail: amoreau@klinedinstlaw.com

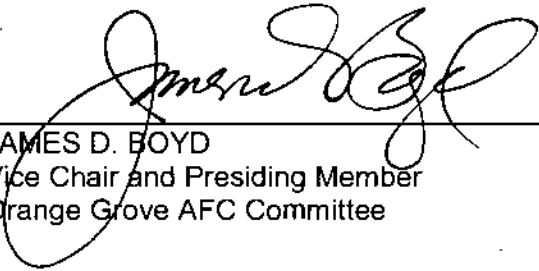
DOCKET	
08-AFC-4	
DATE	OCT 23 2008
RECD.	OCT 23 2008

2. The Petition was timely filed, and, taken together with the petitioner's Reply Brief of October 15, 2008, substantially contains the information required by section 1207 of the Commission's regulations (Cal. Code Regs., tit. 20, § 1207);
3. Petitioner's interests may be relevant to this proceeding; and


THEREFORE, the Committee **Orders** that the Petition to Intervene in this matter be **GRANTED** and that Petitioner be placed upon the Proof of Service List as an Intervenor. Petitioner may exercise the rights and shall fulfill the obligations of a party as set forth in California Code of Regulations, title 20, sections 1712.

The Committee will closely monitor the parties' participation in this case to effectuate the schedule. Further, the Executive Director or his designee shall ensure that Petitioner is immediately provided with a copy of the Application for Certification, including Application for Certification Supplement(s) and Data Responses.

Dated October 23, 2008 at Sacramento, California.



JAMES D. BOYD
Vice Chair and Presiding Member
Orange Grove AFC Committee



ARTHUR H. ROSENFELD
Commissioner and Associate Member
Orange Grove 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
ORANGE GROVE POWER
PLANT PROJECT**

**DOCKET No. 08-AFC -4
PROOF OF SERVICE**
Revised 10/23/08

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-4
1516 Ninth Street, MS-15
Sacramento, CA 95814-5512
docket@energy.state.ca.us

APPLICANT

Stephen Thome
J-Power USA Development
1900 East Golf Road, Suite 1030
Schaumburg, IL 60173
sthome@jpowerusa.com

Mike Dubois
J-Power USA Development
1900 East Golf Road, Suite 1030
Schaumburg, IL 60173
mdubois@jpowerusa.com

APPLICANT CONSULTANT

Joe Stenger, PG. REA
TRC
2666 Rodman Drive
Los Osos CA 93402
jestenger@trcsolutions.com

COUNSEL FOR APPLICANT

Jane Luckhardt
Downey Brand, LLP
555 Capitol Mall, 10th Floor
Sacramento, CA 95814
jluckhardt@downeybrand.com

Wayne Song
Morgan, Lewis & Bockius LLP
300 S Grand Avenue, 22nd Floor
Los Angeles, CA 90071
wsong@morganlewis.com

INTERESTED AGENCIES

California ISO
P.O. Box 639014
Folsom, CA 95763-9014
e-recipient@caiso.com

Steve Taylor
San Diego Gas & Electric
8306 Century Park Court
San Diego, CA 92123
srtaylor@semprautilities.com

ENERGY COMMISSION

JAMES D. BOYD
Commissioner and Presiding Member
jboyd@energy.state.ca.us

INTERVENORS

Anthony J. Arand
219 Rancho Bonito
Fallbrook, CA 92028
tony@envirepel.com

ARTHUR ROSENFELD
Commissioner and Associate Member
pflint@energy.state.ca.us

Kenneth Celli
Hearing Officer
kcelli@energy.state.ca.us

***Alliance for a Cleaner Tomorrow
(ACT)**
c/o Arthur S. Moreau, Klinedinst, PC
501 West Broadway, Suite 600
San Diego, CA 92101
amoreau@klinedinstlaw.com

Felicia Miller
Project Manager
fmiller@energy.state.ca.us

***Archie D. McPhee**
40482 Gavilan Mountain Road
Fallbrook, CA 92028
archie1@earthlink.net

Jared Babula
Staff Counsel
jbabula@energy.state.ca.us

Public Adviser's Office
publicadviser@energy.state.ca.us

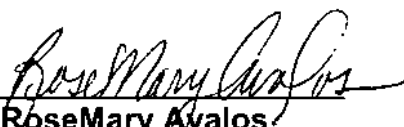
DECLARATION OF SERVICE

I, RoseMary Avalos, declare that on October 23, 2008, I deposited copies of the attached Committee Order Granting Petition To Intervene in the United States mail at Sacramento, CA 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 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.


RoseMary Avalos

Attachments