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STATE OF CALIFORNIA
State Energy Resources
Conservation and Development Commission

In the Matter of:)
)
) Docket No. **00-AFC-1C**
)
)
)
GATEWAY GENERATING STATION)
_____)
) COMPLAINT

On behalf of the Local Clean Energy Alliance, I hereby submit this Complaint for PG&E's non-compliance with this Commission's certification requirements at its Gateway Generating Unit 8 facility located in Antioch, California.

In support of this Complaint, I Rory Cox declare:

1. The subject of this Complaint is Gateway Generating Unit 8, which is located on Wilbur Avenue in Antioch, California, is owned by the Pacific Gas and Electric Company. The contact information for the plant manager of the facility is:

Steve Royall, Plant Manager
Pacific Gas & Electric Company
Gateway Generating Station
3225 Wilbur Avenue
Antioch, CA 94509
(925) 522-7801¹

¹ In addition, a list of property owners was included as Attachment D to PG&E's May 7, 2009 filing. See May 7, 2009 Letter from PG&E to Commission, *available at* <http://www.energy.ca.gov/sitingcases/contracosta/compliance/index.html>.

2. I have reviewed and hereby incorporate the Statement of Facts, Paragraphs 3-32, in the complaint filed on June 5, 2009 by Golden Gate's Environmental Law and Justice Clinic on behalf of the Contra Costa branch of the Association of Community Organizations for Reform Now (ACORN's Complaint).

3. I have reviewed and hereby incorporate the counts of non-compliance, Paragraphs 33-69, in ACORN's Complaint.

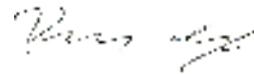
4. Based on the facts and counts of non-compliance incorporated above, Local Clean Energy Alliance hereby supports ACORN's requests that the Commission revoke the facility's certification under Cal. Pub. Res. Code § 25534(a)(2) & (3). Local Clean Energy Alliance further supports ACORN's request that the Commission condition the facility's future certification on it suspending operations until it receives the required certification from this Commission pursuant to Cal. Pub. Res. Code § 25216.5, 25218.5.

5. I declare under the penalty of perjury to the truth and accuracy of the statement of facts upon which this Complaint is based.

I declare under the penalty of perjury, under the laws of the State of California, that the foregoing is true and correct and that this Declaration was executed in San Francisco, California on 6/29/09.

29 June 2009

Date



Signature