



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

09-AFC-3

DATE OCT 29 2009

RECD OCT 29 2009

APPLICATION FOR CERTIFICATION FOR THE
MARIPOSA ENERGY PROJECT
MARIPOSA ENERGY, LLC

DOCKET No. 09-AFC-3

**COMMITTEE ORDER GRANTING PETITION TO INTERVENE AND
DENYING PETITION FOR FINANCIAL HARDSHIP**

Upon consideration of the Petition to Intervene and Petition for Financial Hardship filed by Petitioner Robert Sarvey, the Committee designated to conduct proceedings in this matter makes the following findings:

On October 21, 2009, a Petition to Intervene and a Petition for Financial Hardship were filed in the above-captioned proceeding by:

Mr. Robert Sarvey
501 W. Grantline Road
Tracy, California 95376
(209) 835-7162
Sarveybob@aol.com

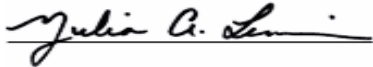
1. The Petitions were timely filed and contain the information required by section 1207 of the Commission's regulations (Cal. Code Regs., tit. 20, § 1207);
2. No party or other person has filed an opposition to said Petitions; and
3. Petitioner's interests are relevant to the above-captioned proceeding.

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 section 1712 of the Commission's regulations. (Cal. Code Regs., tit. 20, § 1712.) The deadlines for conducting discovery and other matters shall not be extended by the granting of this Petition.

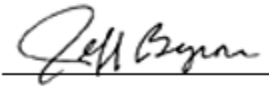
Petitioner requests to be excused from filing and serving paper copies of all documents with the Docket Unit. The Commission has no provision for hardship status petitions. Petitioners' will be **REQUIRED** to file all documents with the Docket Unit by filing a single original hard copy and one electronic copy and to serve all documents upon all parties electronically using the email addresses provided on the Proof of Service list.

Further, the Executive Director or her designee shall ensure that Petitioner is immediately provided with a copy of the Application for Certification (AFC).

Dated: October 29, 2009, at Sacramento, California.



JULIA LEVIN
Commissioner and Presiding Member
Mariposa AFC Committee



JEFFREY D. BYRON
Commissioner and Associate Member
Mariposa 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 *MARIPOSA ENERGY PROJECT*
(MEP)**

Docket No. 09-AFC-3

PROOF OF SERVICE
(Revised 10/29/09)

APPLICANT

Bo Buchynsky
Diamond Generating Corporation
333 South Grand Avenue, #1570
Los Angeles, California 90071
b.buchynsky@dgc-us.com

APPLICANT'S CONSULTANTS

Doug Urry
2485 Natomas Park Dr #600
Sacramento, CA 95833-2975
Doug.Urry@CH2M.com

COUNSEL FOR APPLICANT

Gregg Wheatland
Ellison, Schneider & Harris L.L.P.
2600 Capitol Avenue, Suite 400
Sacramento, CA 95816-5905
glw@eslawfirm.com

INTERESTED AGENCIES

California ISO
e-recipient@caiso.com

INTERVENORS

* Mr. Robert Sarvey
501 W. Grantline Road
Tracy, California 95376
Sarveybob@aol.com

ENERGY COMMISSION

JULIA LEVIN
Commissioner and Presiding Member
jlevin@energy.state.ca.us

JEFFREY D. BYRON
Commissioner and Associate Member
jbyron@energy.state.ca.us

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

Craig Hoffman
Siting Project Manager
choffman@energy.state.ca.us

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

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

DECLARATION OF SERVICE

I, Maggie Read, declare that on October 29, 2009, I served and filed copies of the attached Committee Order Granting Petition to Intervene and Denying Petition for financial hardship dated October 29, 2009. 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/mariposa/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. 09-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.

Original signed by: _____ : _____
MAGGIE READ