

**GenOn Marsh Landing, LLC**696 West 10<sup>th</sup> St, PO Box 192

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August 21, 2012

Christine Stora  
Compliance Project Manager  
California Energy Commission  
1516 Ninth Street, MS 15  
Sacramento, CA 98514-5512  
[cstora@energy.state.ca.us](mailto:cstora@energy.state.ca.us)

Re: Marsh Landing Generating Station (08-AFC-3C): Withdrawal of Petition  
Seeking Approval of Modification to Condition of Certification Soil & Water-6

Dear Ms. Stora:

By this letter, GenOn Marsh Landing, LLC ("GenOn") withdraws its petition seeking Commission approval for a modification to Condition of Certification Soil & Water-6 applicable to the Marsh Landing Generating Station ("MLGS"). GenOn submitted its petition on May 11, 2012 pursuant to Title 20 California Code of Regulations Section 1769. The petition requested Commission approval of changes to Condition of Certification Soil & Water-6 and Condition of Certification BIO-8, both as set forth in the Commission's final decision approving the MLGS ("Final Decision"). GenOn hereby withdraws the portion of the petition that requested a change to Condition of Certification Soil & Water-6 and respectfully requests that Staff not process that portion of the petition. GenOn continues to request approval for the change to Condition of Certification BIO-8, as set forth in the petition.

This letter describes how GenOn will maintain the facilities necessary to obtain brackish groundwater as a backup water supply for MLGS process water uses. GenOn has obtained and will maintain in effect all necessary real estate rights to install, test and operate groundwater wells for use for MLGS process water needs, and to install and operate a pipeline to convey groundwater to the MLGS site, all in the locations that were approved in the Final Decision. Deferring installation of the wells would have the added benefit of assuaging concerns raised by the Central Valley Regional Water Quality Control Board and the Department of Toxic Substances Control regarding the potential use of brackish groundwater.

GenOn will maintain the site of the wells in a condition that allows the wells to be installed, tested and operated at any time, including by ensuring that the site is clear of other equipment and facilities, and by not using the site for any purpose that could

preclude or interfere with use of the site to install, test and operate groundwater wells. GenOn will have the ability to engage and mobilize qualified contractors who can install and test the wells upon short notice should a backup water supply become necessary for the MLGS. The personnel who will be employed to operate the MLGS also would be capable of operating the groundwater wells once they are installed. Future installation, testing and operation of the groundwater wells would be accomplished in compliance with the requirements of the Final Decision.

We would appreciate confirmation that GenOn is in compliance with the requirement of Condition of Certification Soil & Water-6 to maintain the facilities necessary to obtain brackish groundwater as a backup water supply.

Thank you for your assistance with this matter.

Sincerely,



Dawn M. Owens  
GenOn Marsh Landing, LLC  
Business Development  
Project Manager

Cc: Jeff Ogata  
Lisa Cottle  
Peter Landreth  
John Chillemi