

**DOCKET**

**09-AFC-5**

DATE OCT 27 2009

RECD OCT 27 2009

**STATE OF CALIFORNIA**

**Energy Resources Conservation  
and Development Commission**

In the Matter of:

The Application for Certification for the  
Abengoa Mojave Solar Project  
Power Plant Licensing Case

Docket No. 09-AFC-5

**PETITION TO INTERVENE BY  
CALIFORNIA UNIONS FOR RELIABLE ENERGY**

October 27, 2009

Tanya A. Gulesserian  
Marc D. Joseph  
Adams Broadwell Joseph & Cardozo  
601 Gateway Boulevard, Suite 1000  
South San Francisco, CA 94080  
(650) 589-1660 Voice  
(650) 589-5062 Facsimile  
tgulesserian@adamsbroadwell.com

Attorneys for the CALIFORNIA UNIONS  
FOR RELIABLE ENERGY

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Pursuant to sections 1207 and 1712 of Title 20 of the California Code of Regulations, California Unions for Reliable Energy (“CURE”) petitions to intervene in this proceeding.

Section 1207(a) grants “any person” the right to file a petition to intervene which sets forth “the grounds for the intervention, the position and interest of the petitioner in the proceeding, the extent to which the petitioner desires to participate in the proceedings, and the name, address, and telephone number of the petitioner.” Section 1207(c) provides that the “presiding member may grant leave to intervene to any petitioner to the extent he deems reasonable and relevant . . . .”

CURE is a coalition of unions whose members help solve California’s energy problems by building, maintaining, and operating conventional and

renewable energy power plants. The Abengoa Mojave Solar Project proposes the construction, maintenance, and operation of a 250 megawatt (MW) solar electric generating facility to be located near Harper Dry Lake in an unincorporated area of San Bernardino County. Thus, the project directly affects the union members' immediate economic interests.

CURE is equally committed to building both a strong economy and a healthy environment. Poorly designed renewable energy power plants may degrade the environment with noise and visual intrusion, greenhouse gas emissions, water and soil pollution, and destruction of archaeological or wildlife habitat areas. Environmental degradation jeopardizes future jobs by causing construction moratoriums, depleting limited air pollutant emissions offsets, using limited fresh water, and putting added stresses on the environmental carrying capacity of the state. This reduces future employment opportunities. In contrast, well designed projects that reduce environmental impacts of electricity generation improve long-term economic prospects.

CURE has an interest in the economic and environmental impacts of the Abengoa Mojave Solar Project. Union members are concerned about projects that cause serious environmental hardship without providing countervailing economic benefits. The Commission's application process provides for a balancing of the Project's socio-economic and environmental

impacts. CURE's ultimate position in this proceeding will be determined based on all of the factors that will be considered by the Commission.

CURE has been granted intervention in most other siting cases brought before the Commission since the enactment of AB 1890. The Commission rejected the only challenge to CURE's participation in those cases finding CURE's interests "undeniably relevant" to the proceedings. (In the Matter of Application for Certification for the High Desert Power Project, Docket No. 97-AFC-1, Order Granting Petition to Intervene at 2 (Dec. 24, 1997).) The same decision should be reached here.

CURE wishes to participate fully in all phases of this proceeding. Filings should be served on CURE at the address listed below.

For the foregoing reasons, CURE respectfully requests that the Commission grant its petition to intervene in this proceeding, and allow CURE to participate as a party.

Dated: October 27, 2009

Respectfully submitted,

\_\_\_\_\_  
/s/  
Tanya A. Gulesserian  
Marc D. Joseph  
Adams Broadwell Joseph & Cardozo  
601 Gateway Boulevard, Suite 1000  
South San Francisco, CA 94080  
(650) 589-1660 Voice  
(650) 589-5062 Facsimile  
tgulesserian@adamsbroadwell.com

Attorneys for the CALIFORNIA UNIONS  
FOR RELIABLE ENERGY

## DECLARATION OF SERVICE

I, Bonnie Heeley, declare that on October 27, 2009, I served and filed copies of the attached PETITION TO INTERVENE BY CALIFORNIA UNIONS FOR RELIABLE ENERGY dated October 27, 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/abengoa/ABENGOA\\_POS.PDF](http://www.energy.ca.gov/sitingcases/abengoa/ABENGOA_POS.PDF). 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 electronically and by depositing in the United States mail at South San Francisco, California, with first-class postage 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 by sending an original paper copy and one electronic copy, mailed and emailed respectively, to the Commission as shown on the Proof of Service list attached.

I declare under penalty of perjury that the foregoing is true and correct.  
Executed at South San Francisco, California, this 27<sup>th</sup> day of October, 2009.

\_\_\_\_\_/s/\_\_\_\_\_  
Bonnie Heeley

<p>CALIFORNIA ENERGY COMMISSION  Attn: Docket No. 09-AFC-5  1516 Ninth Street MS-4  Sacramento, CA 95814-5512  docket@energy.state.ca.us</p>	<p>Emiliano Garcia Sanz  General Manager  Abengoa Solar Inc.  11500 West 13<sup>th</sup> Avenue  Lakewood, CO 80215  <a href="mailto:Emiliano.garcia@solar.abengoa.com">Emiliano.garcia@solar.abengoa.com</a></p>	<p>Scott D. Frier  Chief Operating Officer  Abengoa Solar Inc.  13911 park Ave., Ste. 206  Victorville, CA 92392  <a href="mailto:Scott.frier@solar.abengoa.com">Scott.frier@solar.abengoa.com</a></p>
<p>Tandy McMannes  2030 Addison Street, Suite 420  Berkeley, CA 94704  <a href="mailto:Tandy.mcmannes@solar.abengoa.com">Tandy.mcmannes@solar.abengoa.com</a></p>	<p>Frederick H. Redell, PE  Redell Engineering, Inc.  1820 E. Garry Ave., Ste. 116  Santa Ana, CA 92705  <a href="mailto:fred@redellengineering.com">fred@redellengineering.com</a></p>	<p>Christopher T. Ellison  Ellison Schneider &amp; Harris  2600 Capitol Ave  Sacramento, CA 95816  <a href="mailto:cte@eslawfirm.com">cte@eslawfirm.com</a></p>
<p>California ISO  VIA EMAIL ONLY  e-recipient@casio.com</p>	<p>Julia Levin  Commissioner/Presiding Member  California Energy Commission  1516 Ninth Street  Sacramento, CA 95814  <a href="mailto:jlevin@energy.state.ca.us">jlevin@energy.state.ca.us</a></p>	<p>James D. Boyd  Vice Chairman/Associate Member  California Energy Commission  1516 Ninth Street  Sacramento, CA 95814  <a href="mailto:jboyd@energy.state.ca.us">jboyd@energy.state.ca.us</a></p>
<p>Paul Kramer  Hearing Officer  California Energy Commission  1516 Ninth Street  Sacramento, CA 95814  <a href="mailto:pkramer@energy.state.ca.us">pkramer@energy.state.ca.us</a></p>	<p>Chris Hoffman  Project Manager  California Energy Commission  1516 Ninth Street  Sacramento, CA 95814  <a href="mailto:choffman@energy.state.ca.us">choffman@energy.state.ca.us</a></p>	<p>Christine Hammond  Staff Counsel  California Energy Commission  1516 Ninth Street  Sacramento, CA 95814  <a href="mailto:chammond@energy.state.ca.us">chammond@energy.state.ca.us</a></p>
<p>Public Adviser's Office  California Energy Commission  1516 Ninth Street  Sacramento, CA 95814  <a href="mailto:publicadviser@energy.state.ca.us">publicadviser@energy.state.ca.us</a></p>		