

DOCKETED

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Document Title:	Ms Kerry Siekmann's complaint regarding ACECP violation of Air Quality Condition of Certification - AQ-SC9
Description:	Ms. Kerry Siekmann's complaint regarding ACECP violation of Air Quality Condition of Certification - AQ-SC9
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Organization:	California Energy Commission
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From: Kerry Siekmann

Re: Filing Complaint against ACECP for violating Condition AQ-SC throughout 2019 and the first three quarters of 2020. The final quarterly report isn't available at this time.

Date: January 8, 2021

Per the Quarterly Reports provided in the Compliance Docket Log for the ACECP (Amended Carlsbad Energy Center Project), the 2nd quarter of 2020 and the 3rd quarter of 2020 (provided by email to me on January 6, 2020) from the Compliance Manager, the ACECP has been violating Condition AQSC9 throughout 2019 through the 3rd quarter of 2020. The 4th quarter of 2020 is not available at this time.

Per Condition AQ-SC9, the ACECP is restricted from running during the hours of midnight until 6am in the morning unless there is an emergency declared. The ACECP has consistently violated this condition and reported that they were in compliance with all conditions.

Please accept the document submitted previously to the San Diego Air Pollution Control District regarding an appeal of the Amended Modified Startup allowed to the CECL (also named as ACECP and CECP). The document provides facts proving that the ACECP has been violating Condition AQ-SC9 throughout 2019 and the first quarter of 2020. Mr. Anwar Ali is in possession of the 2nd and 3rd quarterly reports of 2020 for the ACECP and both of these reports show violations during both of the quarters.

I discovered these violations during my (and Terramar Association's) appeal of the SDAPCD's Amended Modified Startup. I believed these violations created a situation making the ACECP in violation of the Health and Safety Code and therefore our appeal would be granted, though Counsel for the SDAPCD declared it was not related to the Amended Modified Startup, Condition 40. Therefore, our appeal was denied.

Not only would I like to file this complaint regarding AQ-SC9, I would also like the California Energy Commission to take action to deny the Amended Modified Startup be allowed.

Please advise me as to the any additional action I must take to file this complaint and action to deny.

Thank you