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STATE OF CALIFORNIA
State Energy Resources
Conservation and Development Commission

In the Matter of:) 11-AFC-03
)
QUAIL BRUSH GENERATION) **OPPOSITION OF INTERVENOR**
PROJECT) **HOMEFED FANITA RANCHO, LLC**
_____) **TO APPLICANT'S SECOND REQUEST**
) **FOR SUSPENSION**

INTRODUCTION

Intervenor, HomeFed Fanita Rancho, LLC, ("HomeFed") hereby submits its Opposition to the Applicant's Second Request for Suspension. In summary, HomeFed opposes the Applicant's Request because (1) a second suspension is not necessary; (2) a second suspension would not rectify the Project's deficiencies; and (3) a second suspension will create an undue burden on the affected community and will be prejudicial. HomeFed strongly contends that a second suspension of any length is inappropriate, and the matter should instead be withdrawn.

A SECOND SUSPENSION IS NOT NECESSARY

The Applicant in its Second Request states that a second suspension will provide time for the applicant and San Diego Gas & Electric ("SDG&E") to analyze commercial opportunities for the Project in light of the recent California Public Utilities Commission ("CPUC") decisions, D.13-03-029 and D.14-03-004. HomeFed disputes this, and further contends that it is not necessary, nor appropriate, to impose a suspension just to provide more time for the Applicant and SDG&E to explore commercial opportunities and address its commercial concerns. The exploration of commercial opportunities is not good cause to further suspend the proceedings, as the viability of the Project can be addressed while this matter continues before the Commission. Applicant has made no showing that such commercial opportunities exist, and absent such opportunities, there is no need to further suspend these proceedings.

A SECOND SUSPENSION WOULD NOT RECTIFY THE PROJECT'S DEFICIENCIES

Ultimately, the requested second suspension will not rectify the flaws and deficiencies inherent in the Project. Specifically, the Project will continue to be incompatible with local laws,

ordinances, regulations, or standards and will result in a number of environmental impacts as HomeFed and other parties have stated in previous submittals to the Committee. The Project contains a multitude of problems that render it unacceptable for siting at the proposed location specifically, the proposed siting would have significant air quality, biological, visual, noise and fire hazard impacts among others. In addition, despite its reference to CPUC Decision No. D.14-03-004, the Applicant still has not shown how this Project will meet local capacity needs. There is no reason to believe that the CPUC's authorizing SDG&E to procure additional capacity would impact this proceeding. The Applicant's Second Request does not demonstrate how a second suspension will allow Applicant to address any of the enumerated issues, nor it will change the conclusion that the Project's fossil fuel resources are not needed. Therefore, HomeFed strongly contends that any further suspension is inappropriate, and the matter should instead be withdrawn.

**ANY ADDITIONAL SUSPENSION WILL CREATE AN UNDUE BURDEN ON THE
AFFECTED COMMUNITY AND WOULD BE PREJUDICIAL**

As the Commissioners well know, these proceedings are lengthy and costly, especially for members of the public and community organizations who must assume full responsibility for participating. Prior to the twelve-month suspension, this matter had been before the Commission for nearly two years, during which time the affected community and interested parties (including HomeFed) zealously fought toward a final resolution. Any additional suspension of this matter will only require the local citizens and community organizations to unnecessarily expend more time and money. The consideration of the Project should not be delayed on the basis of an burdensome and unsupported second request for suspension that ultimately will not resolve the fundamental problems with the Project. Further, the Applicant's Second Request is prejudicial to the interested parties and the affected community. The Applicant should not have waited until a week before the expiration of the previous 12-month suspension to file its Second Request. If it had truly been "exploring opportunities for the Project to serve SDG&E's evolving needs," it would have informed the Commission, the interested parties, and the affected community with regular updates during the last year. Instead, it chose to sandbag the interested parties and the affected community with this late request. Any additional suspension would be prejudicial to the interested parties and the affected community, and should be denied on that basis.

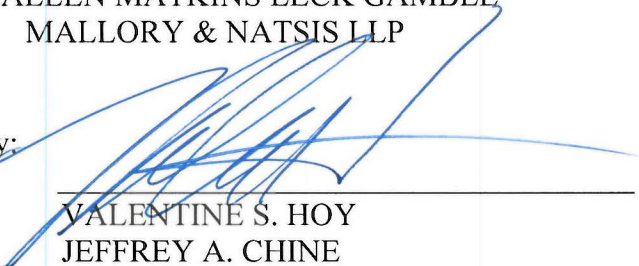
CONCLUSION

The Applicant has failed to demonstrate good cause exists that supports further suspending consideration of this matter. HomeFed respectfully requests that the Committee deny the Applicant's Second Request For Suspension.

Dated: April 23, 2014

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