

**CALIFORNIA ENERGY COMMISSION**

1516 NINTH STREET  
SACRAMENTO, CA 95814-5512  
www.energy.ca.gov



Ms. Laura Miranda, Deputy General Counsel  
Pechanga Indian Reservation  
Office of the General Counsel  
Post Office Box 1477  
Temecula, CA 92593

August 20, 2007

Subject: Sun Valley Energy Project (05-AFC-3) Comments

<b>DOCKET</b>	
<b>05-AFC-3</b>	
<b>DATE</b>	AUG 20 2007
<b>RECD.</b>	AUG 20 2007

Dear Ms. Miranda,

Thank you for your detailed letter providing comments on the Sun Valley Energy Project (SVEP) Preliminary Staff Assessment. These comments have been distributed to all the parties associated with the development and review of the SVEP Final Staff Assessment (FSA), the current phase of the Energy Commission's Application for Certification process. We will consider your comments as we draft the FSA. As you had requested in your letter of July 2, 2007, your offices, and that of your Off-site Counsel have been added to the noticing and documents mailing lists.

The Energy Commission's process leading to a decision regarding licensing of thermal power plants greater than 50 megawatts in California is conducted in a manner consistent with the California Environmental Quality Act, with the Energy Commission as the lead agency. Comment letters such as that submitted by the Pechanga, Temecula Band of Luiseño Mission Indians are very important to our staff in understanding the setting of a project and preparing our analyses and the conditions of certification that will insure protection of the resources potentially affected by a project.

The next step in our process is the preparation of the FSA, which will be followed by two key events related to that document:

1. Committee Conference regarding the FSA, and
2. Evidentiary Hearing(s) regarding the FSA.

Both of these events are under the direction of the Committee of two Commissioners and the Hearing Officer assigned to oversee the process. The Committee will prepare a Presiding Member's Proposed Decision (PMPD), for the project based upon the FSA and testimony presented at the evidentiary hearing(s).

Hearing(s) will also be held on the PMPD, and the PMPD may be revised based upon comments received.

Laura Miranda, Deputy General Council

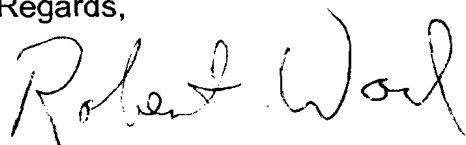
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Currently, we are awaiting the Final Determination of Compliance from the South Coast Air Quality Management District needed to complete the FSA. Once the FSA is completed, the Committee will schedule the subsequent events.

At each of these steps, public and agency comments are encouraged and will be considered in preparing or amending the Committee's recommendations for the project.

We will inform your office, and your Off-site Counsel, Brenda Tomares, of subsequent documents and events. You are invited to participate at any of the hearings which will be noticed at least 10 days in advance.

Regards,

A handwritten signature in black ink that reads "Robert Worl". The signature is written in a cursive, slightly slanted style.

Robert Worl, Project Manager  
California Energy Commission  
Energy Facility Siting Office

Cc: POS

Brenda Tomares, Off-Site Counsel

**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION  
OF THE STATE OF CALIFORNIA**

**APPLICATION FOR CERTIFICATION  
FOR THE SUN VALLEY ENERGY  
PROJECT (SVEP)**

**DOCKET No. 05-AFC-3  
PROOF OF SERVICE LIST  
(Revised 3/23/07)**

**INSTRUCTIONS:** All parties shall 1) send an original signed document plus 12 copies OR 2) mail one original signed copy AND e-mail the document to the web address below, AND 3) all parties shall also send a printed OR electronic copy of the documents that shall include a proof of service declaration to each of the individuals on the proof of service:

**DOCKET UNIT**

**CALIFORNIA ENERGY COMMISSION**

Attn: Docket No. 05-AFC-3  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

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**ENERGY COMMISSION**

John L. Geesman  
Presiding Member  
MS-31

Jackalyne Pfannenstiel  
Associate Member  
MS-33

**DECLARATION OF SERVICE**

I, Terry Piotrowski declare that on August 20, 2007 I deposited copies of the attached Letter to the Pechanga Indian Reservation in Response to their Comments in the United States mail at Sacramento, CA with first class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above. Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210.

I declare under penalty of perjury that the foregoing is true and correct.

  
\_\_\_\_\_  
Terry Piotrowski  
Siting Office