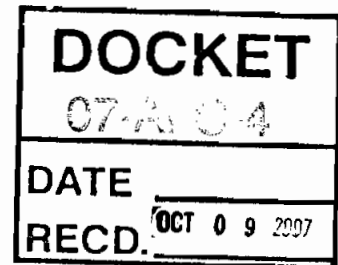


## CALIFORNIA ENERGY COMMISSION

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



The Honorable Denise Ducheny  
California State Senate  
State Capitol, Room 5035  
Sacramento, CA 95814



Dear Senator Ducheny,

On August 10, 2007, MMC Energy, Inc. submitted an Application for Certification (AFC) to construct and operate the Chula Vista Energy Upgrade Project, a simple-cycle electrical power plant in the city of Chula Vista, San Diego County. The Chula Vista Energy Upgrade Project is designed to supply efficient, quick-start peaking capacity to the California Independent System Operator's San Diego Local Capacity Requirement area.

On September 26, 2007, the AFC for the Chula Vista Energy Upgrade Project was deemed data adequate by the California Energy Commission and our staff will now begin the discovery and analysis phases of our permitting process. Over the coming months, the Energy Commission will conduct a number of public workshops and hearings on the proposal to determine whether the Chula Vista Energy Upgrade Project should be approved for construction and operation and under what set of conditions. These workshops and hearings will provide the public and local, state and federal agencies the opportunity to ask questions about, and provide input on, the proposed project. The Energy Commission will issue notices for these workshops and hearings at least 10 days prior to each meeting.

We are available to brief you and your staff on the Energy Commission's power plant review process and the specifics of the MMC Energy, Inc. application. Please contact Michael Smith, Director, Office of Governmental Affairs, at (916) 654-4942, if you would like a briefing. If your constituents would like to participate in the Energy Commission's review of the project, they should contact the Energy Commission's Public Adviser's office at (916) 654-4489 or toll free in California, at (800) 822-6228.

The status of the project, copies of notices, an electronic version of the AFC, and other relevant documents are available on the Energy Commission's Internet web site at: <http://www.energy.ca.gov/sitingcases/chulavista>. You can also subscribe to receive e-mail notification of all notices at <http://www.energy.ca.gov/listservers/index.html>.

Sincerely,

B. B. BLEVINS  
Executive Director