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November 29, 2007

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| DOCKET | |
| 06-AFC-6 | |
| DATE | NOV 29 2007 |
| RECD. | NOV 29 2007 |

Ms. Susan Geffer
Hearing Office
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

RE: Eastshore Energy Center (06-AFC-6) Evidentiary Hearing

Dear Ms. Geffer:

I am in receipt of the Staff's proposed agenda with respect to issues and witnesses for the December 17-18, 2007 Evidentiary Hearing in the above-referenced matter. Alameda County ("the County") does not object to Staff's proposed agenda.

The County is concerned, however, that by scheduling two heavily-disputed issues -- Traffic and Transportation, and Land Use -- on the second day, the parties may have insufficient time to complete their examinations. The Committee should consider adding a third "spillover" day for the Evidentiary Hearing to ensure the Committee builds a thorough record for its consideration.

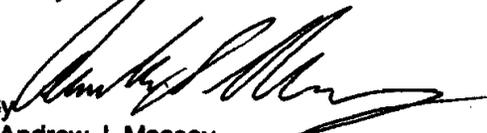
In addition, the County requests that the Committee add a second public comment period at the conclusion of the second day of the Evidentiary Hearing. Although the Committee's October 16, 2007 Notice of Prehearing Conference and Evidentiary Hearing Dates provided for only one public comment period on the first day, the necessity of a second day of evidentiary hearings was at that time unknown. Moreover, the agenda proposed by Staff would confine discussion of Traffic and Transportation, Noise, and Land Use to the second day. Alameda County residents are deeply concerned about these issues, and will undoubtedly wish to provide comments.

Finally, the County asks that your staff arrange for each party to have at least one microphone at the Evidentiary Hearing. Sharing microphones at the Prehearing Conference proved cumbersome, and now there is an additional party. I recognize the Committee does not control the facility, but hope this advance request will give it sufficient time to make any arrangements.

I appreciate your consideration of these requests. Please contact me if you have any questions.

Very truly yours,

RICHARD E. WINNIE
County Counsel

By 
Andrew J. Massey
Associate County Counsel

Enclosures
cc: Eastshore AFC POS

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

APPLICATION FOR CERTIFICATION
FOR THE EASTSHORE ENERGY CENTER
IN CITY OF HAYWARD
BY TIERRA ENERGY

Docket No. 06-AFC-6

PROOF OF SERVICE
(Revised 11/20/2007)

INSTRUCTIONS: All parties shall either (1) send an original signed document plus 12 copies or (2) mail one original signed copy AND e-mail the document to the address for the Docket as shown below, AND (3) all parties shall also send a printed or electronic copy of the document, which includes a proof of service declaration to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION

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DECLARATION OF SERVICE

I, Dalia Liang declare that on 11/29/07, I deposited copies of the attached letter to Susan Gefter re 06-AFC-6 Oakland in the United States mail at Sacramento, CA, 11/29/07 with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

OR

Transmission via electronic mail was consistent with the requirements of the California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.

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

Dalia Liang