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December 5, 2007

ATTORNEY WORK PRODUCT VIA REGULAR U.S. MAIL AND E-MAIL SGEFTER@ENERGY.STATE.CA.US

Susan Gefter, Hearing Officer CALIFORNIA ENERGY COMMISSION Attn: 06-AFC-6 1516 Ninth Street, MS-4 Sacramento, CA 95814-5512

Re: Eastshore Energy Center Client-Matter: CH030-032

Dear Ms. Gefter:

Please be advised that by way of this letter we are revising the prehearing conference statement submitted on behalf of the Chabot Las Positas Community College District and Faculty Association (Chabot Intervenors). The Chabot Intervenors are not naming Dr. Zannetti as a witness.

The Chabot Intervenors will be submitting declarations from the other witnesses disclosed in the prehearing conference statement, and will be presenting evidence on the issues indicated therein regarding those witnesses, including Environmental Justice. Thank you for referencing the Energy Commission's website relating to Environmental Justice. We have reviewed it.

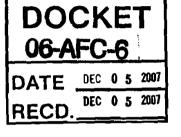
Sincerely,

LIEBERT CASSIDY WHITMORE

ura Schulking

Laura Schulkind

LS/em cc: Eastshore POS List – via E-Mail



50629.1 CH030-032

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 12/04/07)

<u>INSTRUCTIONS</u>: All parties shall either (1) send an original signed document plus 12 copies <u>or (2)</u> 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 <u>or</u> electronic copy of the document, <u>which includes a Proof of service</u> <u>declaration</u> to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION Attn: Docket No. 06-AFC-6 1516 Ninth Street, MS-4 Sacramento, CA 95814-5512 docket@energy.state.ca.us

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DECLARATION OF SERVICE

I, Ervietta McCullough, declare that on December 5, 2007, I deposited a copy of the attached Letter to Hearing Officer, Susan Gefter, regarding the intention to submit a Revised Prehearing Conference Statement on behalf of Chabot-Las Positas Community College District and the Chabot Faculty Association (Chabot Intervenors); in the United States mail at San Francisco, California with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

<u>OR</u>

Transmitted via facsimile transmission to those identified above with a Fax number.

<u>or</u>

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.

Drivitta McCullonge Ervietta McCullough