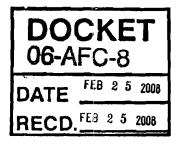
# **Bullard Energy Center, LLC**

February 25, 2008

Kenneth D. Celli Hearing Officer California Energy Commission 1516 9<sup>th</sup> Street, MS 9 Sacramento, CA 95814



Re: Bullard Energy Center – Termination of AFC

Dear Mr. Celli:

On January 29, 2008, we notified Pacific Gas & Electric Company, according to the terms of the Power Purchase and Sale Agreement between Bullard Energy Center, LLC and Pacific Gas & Electric Company, that we were terminating said agreement. We have been unable to obtain a zoning change from the City of Fresno in a timely manner but may continue to pursue a future project at that site.

At this time, we request that our Application for Certification for Bullard Energy Center, LLC be terminated and remaining funds, if any, from our application deposit be returned to us. We appreciate the work of you and the CEC staff in this matter and regret that the project is not able to go forward.

I attest under penalty of perjury that the foregoing is true and accurate to the best of my knowledge, information and belief.

Should you have any questions, please contact me (801) 253-1278.

Very truly yours,

Araudi Gary R. Clandler

President Bullard Energy Center, LLC

Cc: Allan Thompson – Legal Counsel Maggie Fitzgerald – URS Mary Dyas - CEC Eileen Allen - CEC

PROOF OF SERVICE (REVISED  $\underline{8/22/07}$ ) FILED WITH ORIGINAL MAILED FROM SACRAMENTO ON 2/25/084E

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

APPLICATION FOR CERTIFICATION FOR THE BULLARD ENERGY CENTER (BEC) DOCKET NO. 06-AFC-8 PROOF OF SERVICE (REVISED 8/22/07)

<u>INSTRUCTIONS:</u> All parties shall either (1) send an original signed document plus 12 copies <u>or</u> (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 <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-8 1516 Ninth Street, MS-4 Sacramento, CA 95814-5512 docket@energy.state.ca.us

# APPLICANT

Gary Chandler, President Bullard Energy Center, LLC P.O. Box 95592 South Jordan, UT 84095-0592 grchandler@gmail.com

David Jenkins Environmental Consultant Bullard Energy Center, LLC 1293 E Jessup Way Mooresville, IN 46158 davidjenk@gmail.com

### APPLICANT'S CONSULTANTS

Margaret Fitzgerald, Senior Project Manager URS Corporation 2020 East First Street, Suite 400 Santa Ana, CA 92705 maggie fitzgerald@urscorp.com

# **COUNSEL FOR APPLICANT**

Allan Thompson 21 "C" Orinda Way, No. 314 Orinda, CA 94563 allanori@comcast.net

### INTERESTED AGENCIES

Larry Tobias Ca. Independent System Operator 151 Blue Ravine Road Folsom, CA 95630 LTobias@caiso.com

Electricity Oversight Board 770 L Street, Suite 1250 Sacramento, CA 95814 esaltmarsh@eob.ca.gov

### **INTERVENORS**

California Unions for Reliable Energy (CURE) Marc D. Joseph, Esq. Adams Broadwell Joseph & Cardozo 601 Gateway Boulevard, Suite 1000 South San Francisco, California 94080 <u>mdjoseph@adamsbroadwell.com</u>

#### ENERGY COMMISSION

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JEFFREY D. BYRON Associate Member jbyron@energy.state.ca.us

Kenneth Celli Hearing Officer KCelli@energy.state.ca.us Mary Dyas Project Manager <u>Mdyas@energy.state.ca.us</u>

Dick Ratliff Staff Counsel <u>dratliff@energy.state.ca.us</u>

Public Advisor pao@energy.state.ca.us

# DECLARATION OF SERVICE

I, <u>April Esau</u>, declare that on <u>February 25, 2008</u>, I deposited copies of the attached <u>Revised Bullard Energy Center – Termination of AFC</u>, in the United States mail at <u>Sacramento, California</u> with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

#### <u>OR</u>

Transmission via electronic mail was consistent with the requirements of 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.

April Esau