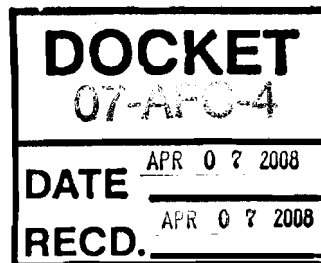


**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA**

**APPLICATION FOR
CERTIFICATION FOR THE CHULA
VISTA ENERGY UPGRADE
PROJECT**

**DOCKET NO. 07-AFC-4
(AFC filed 08/10/07)**

MMC ENERGY, INC'S STATUS REPORT NUMBER 3



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April 7, 2008

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MMC and all other entities including the San Diego Air Pollution Control District and the California Independent System Operator have provided all of the information needed for California Energy Commission Staff ("Staff") to complete the Preliminary Staff Assessment (PSA) for the Chula Vista Energy Upgrade Project ("Project"). MMC understands from Staff that the PSA will be completed in the second week of April.

MMC appreciates Staff's dedication and effort to this Project. Nonetheless, MMC is concerned about the overall permitting timeline for this Project. Very few licensing projects are moving through the California Energy Commission within the statutory year timeframe. The Project will use an existing site, will use existing transmission, gas and water infrastructure and will use a system protection scheme to address any system overloads. There are members of the public and intervenors with concerns about the Project, but the Project itself poses few issues. Therefore, MMC requests the Committee and the Staff look for opportunities to get the Project's permitting schedule back on the one year timeframe. This Project can be constructed prior to the peak season in the summer of 2009 only if the Committee maintains a careful eye on this proceeding.

MMC thanks in advance the Staff and Committee for looking for ways to meet the initial 12-month schedule for evaluating this Project.

DATED: April 7, 2008

DOWNEY BRAND LLP

By: _____/s/
Jane E. Luckhardt

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**PROOF OF SERVICE
(Revised January 3, 2008)**

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
Attn: Docket No. 07-AFC-4
1516 Ninth Street, MS-14
Sacramento, CA 95814-5512
docket@energy.state.ca.us

Harry Scarborough Vice President MMC Energy Inc. 11002 Ainswick Drive Bakersfield, CA 93311 hscarborough@mmcenergy.com	Douglas M. Davy, Ph.D. Senior Project Manager CH2M Hill 2485 Natomas Park Drive, Suite 600 Sacramento, CA 95833 ddavy@ch2m.com
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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

<p>California Unions for Reliable Energy (CURE) c/o Marc D. Joseph Gloria Smith Suma Peesapati Adams, Broadwell, Joseph & Cardozo 601 Gateway Blvd., Suite 1000 South San Francisco, CA 94080 mdjoseph@adamsbroadwell.com gsmith@adamsbroadwell.com speesapati@adamsbroadwell.com</p>	<p>City of Chula Vista, California c/o Charles H. Pomeroy Caren J. Dawson McKenna, Long & Aldridge, LLP 444 South Flower Street Los Angeles, CA 90071 cpomeroy@mckennalong.com cdawson@mckennalong.com</p>
<p>Environmental Health Coalition Diane Takvorian & Leo Miras 401 Mile of Cars Way, Suite 310 National City, CA 91950 DianeT@environmentalhealth.org LeoM@environmentalhealth.org</p>	
<p><u>ENERGY COMMISSION</u></p> <p>Jackalyne Pfannenstiel, Chair Presiding Committee Member jpfannen@energy.state.ca.us</p> <p>James D. Boyd, Vice Chair Associate Committee Member jboyd@energy.state.ca.us</p> <p>Raoul Renaud Hearing Officer rrenaud@energy.state.ca.us</p>	<p>Chris Meyer Project Manager cmeyer@energy.state.ca.us</p> <p>Kevin Bell Staff Counsel kbell@energy.state.ca.us</p> <p>Public Adviser's Office pao@energy.state.ca.us</p>

DECLARATION OF SERVICE

I, Lois Navarrot, declare that on April 7, 2008, I deposited copies of the attached **MMC ENERGY, INC.'s STATUS REPORT #3** in the United States mail at Sacramento, California 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.

