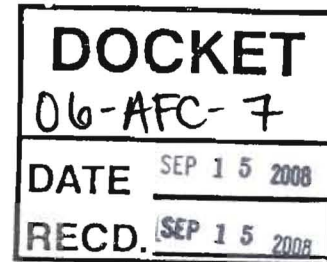


September 15, 2008

Ms. Angela Hockaday
California Energy Commission
Docket Unit, MS-4
1516 Ninth Street
Sacramento, CA 95814-5512



Re: **HUMBOLDT BAY REPOWERING PROJECT**
401 CERTIFICATION REPORT OF CONVERSATION
DOCKET NO. (06-AFC-7)

Dear Ms. Hockaday:

Enclosed for filing with the California Energy Commission are one (1) original and twelve (12) copies of the **HUMBOLDT BAY REPOWERING PROJECT (HBRP) 401 CERTIFICATION REPORT OF CONVERSATION**, for the HBRP (06-AFC-7).

Sincerely,

A handwritten signature in blue ink, appearing to read "Marie Mills".

Marie Mills

TELEPHONE CONVERSATION RECORD

Call To: Kim Niemeyer, NCRWQCB Legal Counsel **Date:** September 9, 2008

Call From: Brian Haughton, Barg, Coffin, Lewis & Trapp

Subject: HBRP Construction Prior to Receiving the 401 Certification

On Tuesday, September 9, 2008, I spoke with the NCRWQCB's lawyer, Kim Niemeyer, regarding the Humboldt Bay Repowering Project. We discussed the possibility that HBRP would receive its approval from CEC some time before receiving its 401 certification from the NCRWQCB. I asked whether there was any work HBRP could start in the interim. Kim said she did not see any obstacle to our putting in place construction stormwater BMPs that do not involve any disturbance to wetlands. She also said that if all BMPs were implemented without any wetland disturbance, then demolition and construction work not involving wetland disturbance could begin.

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

APPLICATION FOR CERTIFICATION FOR THE
HUMBOLDT BAY REPOWERING PROJECT
BY PACIFIC GAS AND ELECTRIC COMPANY

Docket No. 06-AFC-7
PROOF OF SERVICE
(Revised 7/24/2008)

INSTRUCTIONS: All parties shall 1) send an original signed document plus 12 copies OR 2) mail one original signed copy AND e-mail the document to the web address below, AND 3) all parties shall also send a printed OR electronic copy of the documents that shall include a proof of service declaration to each of the individuals on the proof of service:

*** CALIFORNIA ENERGY COMMISSION**

Attn: Docket No. 06-AFC-07
1516 Ninth Street, MS-15
Sacramento, CA 95814-5512
docket@energy.state.ca.us

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DECLARATION OF SERVICE

I, Marie Mills, declare that on September 15, 2008, I deposited copies of the attached **HUMBOLDT BAY REPOWERING PROJECT 401 CERTIFICATION REPORT OF CONVERSATION** 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 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.



Marie Mills