



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
 COMMISSION OF THE STATE OF CALIFORNIA
 1516 NINTH STREET, SACRAMENTO, CA 95814
 1-800-822-6228 – WWW.ENERGY.CA.GOV

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

Docket No. 07-AFC-4

DOCKET	
07-AFC-4	
DATE	<u>OCT 01 2008</u>
RECD.	<u>OCT 01 2008</u>

EXHIBIT LIST

APPLICANT’S EXHIBITS

- EXHIBIT 1** Application for Certification – Chula Vista Energy Upgrade Project. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 2** Supplement in Response to Data Adequacy Comments on the Application for Certification for the Supplement to AFC – Response to Data Adequacy Review, dated September 24, 2007, and docketed September 24, 2007. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 3** Response to Energy Commission’s Data Request 1-47 and Workshop Query 1, dated December 7, 2007, and docketed December 7, 2007. Sponsored by Applicant, and received into evidence _____.
- EXHIBIT 4** Response to Energy Commission’s Data Requests 2-5 and 25, dated January 25, 2008, and docketed January 25, 2008. Sponsored by Applicant, and received into evidence _____.
- EXHIBIT 5** Response to Environmental Health Coalition’s Data Requests 1-35, dated February 6, 2008, docketed February 6, 2008. Sponsored by Applicant, and received into evidence on _____.

- EXHIBIT 6** Response to Energy Commission’s Data Request 6, dated March 7, 2008, docketed March 7, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 7** Response to Environmental Health Coalition’s Data Requests 36-54, dated February 29, 2008, docketed February 29, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 8** Response to Environmental Health Coalition’s Data Requests 55, 56, dated April 2, 2008, docketed April 2, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 9** Appendix 3A – System Impact Study, dated March 21, 2007, docketed August 10, 2007. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 10** MMC Fact Sheet for the Chula Vista Energy Upgrade Project (English and Spanish Version), dated August 2007 (English) and March 2008 (Spanish), docketed March 21, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 11** Appendices A – D, referenced in the CA-ISO Interconnection Facilities Study and MMC Comment Letter, 3/28/08, dated March 31, 2008, docketed March 31, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 12** Air Modeling Files, dated August 10, 2007, docketed August 10, 2007. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 13** MMC’s objection to Energy Commission Staff Data Request 40, Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 14** Letter from Downey Brand Re: Application for Confidential Designation of Confidential Cultural Resources Reports Provided in Response to Data Request 36, dated August 20, 2007, docketed August 21, 2007. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 15** Letter Approving Confidentiality for Cultural Resources, dated August 30, 2007, docketed August 31, 2007. Sponsored by Applicant, and received into evidence on _____.

- EXHIBIT 16** Response to South West Chula Vista Civic Association Flyer, dated January 10, 2008, docketed January 10, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 17** CA-ISO Interconnection Facilities Study and MMC Comment Letter, dated March 27, 2008, docketed March 28, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 18** MMC Energy, Inc.'s Preliminary Comments on the Preliminary Staff Assessment – Chula Vista Energy Upgrade Project, dated May 7, 2008, docketed May 8, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 19** MMC Energy, Inc.'s Final Comments on the Preliminary Staff Assessment, dated June 6, 2008, docketed June 6, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 20** Letter CA – ISO Re: Reliability Must-Run Status, dated July 24, 2008, docketed July 25, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 21** Agreement with the City of Chula Vista on Mitigation and Consistency of the Project with the Chula Vista General Plan, dated August 4, 2008, docketed August 6, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 22** Form DPR523 for the Lorenzo Anderson House and Finding of Effect Memorandum, dated August 22, 2008, docketed August 22, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 23** Declarations and Testimony, dated September 2008, docketed, September 12, 2008. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 24** List of Power Plants in I-L Equivalent Zones. Technical Topic: Land Use. Sponsored by Applicant, and received into evidence on _____.
- EXHIBIT 25** Topographic map of the CVEUP project site, demonstrating that the project site is above the elevation of the 100-year floodplain, dated September 26, 2008, docketed, September 26, 2008. Technical Topic: Reliability. Sponsored by Applicant, and received into evidence on _____.

EXHIBIT 26 Letters of Support for the Project. Technical Topic: Alternatives.
Sponsored by Applicant, and received into evidence on

_____.

ENERGY COMMISSION STAFF'S EXHIBITS

- EXHIBIT 200** Final Staff Assessment for the Chula Vista Energy Upgrade Project, dated August 2008, docketed August 28, 2008. Sponsored by Staff; received into evidence on _____.
- EXHIBIT 201** Preliminary Determination of Compliance submitted by the San Diego Air Pollution Control District. Sponsored by Staff; received into evidence on _____.
- EXHIBIT 202** Final Determination of Compliance submitted by the San Diego Air Pollution Control District. Sponsored by Staff; received into evidence on _____.
- EXHIBIT 203** The Chula Vista Elementary School District's Independent Air Quality Analysis. Sponsored by Staff; received into evidence on _____.
- EXHIBIT 204** Letter from the City of Chula Vista to C. Meyer regarding CVEUP compliance with LORS. Sponsored by Staff; received into evidence on _____.

INTERVENOR CURE EXHIBITS

EXHIBIT 400

EXHIBIT 401

EXHIBIT 402

EXHIBIT 403

EXHIBIT 404

INTERVENOR ENVIRONMENTAL HEALTH COALITION (EHC) EXHIBITS

- EXHIBIT 600** Environmental Health Coalition, Comments Re: Preliminary Staff Assessment for the Chula Vista Energy Upgrade Project (07-AFC-4) (with attachments), Technical Topics: Air Quality, Land Use, Environmental Justice, Alternatives. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 601** Declaration of Joy Williams, Technical Topics: Public Health, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 602** Testimony of Joy Williams Re: CVEUP Public Health Impacts, Public Health, Technical Topics: Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 603** References Cited in Testimony of Joy Williams Re: CVEUP Public Health Impacts, Technical Topics: Public Health, Environmental Justices. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 604** Testimony of Joy Williams Re: Mapping of Generation Infrastructure Distribution San Diego County, Technical Topics: Socioeconomics, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 605** Map: Megawatts per 10,000 People, by Metropolitan Statistical Area, Natural Gas & Landfill Gas Facilities Only (2000 Census, Technical Topics: Socioeconomics, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 606** Map: Megawatts Per 10,000 People, by Metropolitan Statistical Area, Natural Gas & Landfill Gas Facilities Only (2007 Population Estimate), Technical Topics: Socioeconomics, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 607** Declaration of Diane Takvorian, Technical Topics: Socioeconomics, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 608** Testimony of Diane Takvorian, Technical Topics: Socioeconomics, Environmental Justice. Sponsored by Sponsored by Intervenor EHC; received into evidence on _____.

- EXHIBIT 609** References Cited in Testimony of Diane Takvorian, Technical Topics: Socioeconomics, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 610** Declaration of Diana Vera, Technical Topics: Land Use, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 611** Testimony of Diana Vera, Technical Topics: Land Use, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 612** City of Chula Vista, Letter to Residents Re: “Free Energy and Water Home Conservation Program” (Aug. 18, 2008) (cited in Testimony of Diana Vera), Technical Topics: Land Use, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 613** Declaration of Laura Hunter, Technical Topics: Socioeconomics, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 614** Community Statements of Opposition to CVEUP (referenced in Declaration of Laura Hunter), Technical Topics: Socioeconomics, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 615** Declaration of Bill Powers, P.E., Technical Topic: Alternatives. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 616** Testimony of Bill Powers, P.E., Technical Topic: Alternatives. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 617** Attachments to Testimony of Bill Powers, P.E., Technical Topic: Alternatives. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 618** California Air Resources Board, The Carl Moyer Program Guidelines (Rev. 2008) (excerpts), Technical Topic: Air Quality. Sponsored by Intervenor EHC; received into evidence on _____.

- EXHIBIT 619** City of Chula Vista General Plan (excerpts), Technical Topic: Land Use. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 620** City of Chula Vista Zoning Ordinance (excerpts), Technical Topic: Land Use. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 621** City of Chula Vista, Letter to Christopher Meyer, Cal. Energy Comm'n, Re: Chula Vista Energy Upgrade Project (Jan. 31, 2008), Technical Topic: Land Use. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 622** City of Chula Vista, Letter to Christopher Meyer, Cal. Energy Comm'n, Re: Chula Vista Energy Upgrade Project (June 13, 2008), Technical Topic: Land Use. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 623** Pub. Res. Code 25305 (2002) (repealed), Technical Topic: Alternatives. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 624** Stats.2002, c. 568 (SB 1389), Technical Topic: Alternatives. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 625** MMC Energy, Inc., Form 10-Q (Aug. 11, 2008) (excerpts), Technical Topic: Power Plant Reliability. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 626** Declaration of Stephen Padilla (with attachments), Technical Topic: Land Use. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 627** Declaration of Sharon Ward, Technical Topic: Land Use, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 628** Testimony of Sharon Ward, Technical Topic: Land Use, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 629** Documents related to MMC Exhibit 24, Technical Topic: Land Use, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.

- EXHIBIT 630** City of Chula Vista, Final Environment Impact Report: Chula Vista Vision 2020 General Plan Update (excerpt), Technical Topic: Noise, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 631** Declaration of Theresa Acerro, Technical Topic: Land Use, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.
- EXHIBIT 632** Map Depicting Schools, Day Care Centers, Recreational Centers, and Similar Facilities Within One Mile of Project, Technical Topic: Land Use, Environmental Justice. Sponsored by Intervenor EHC; received into evidence on _____.

INTERVENOR CITY OF CHULA VISTA EXHIBITS

EXHIBIT 800 Exhibit A: Jones & Stokes Letter, Chula Vista Elementary School Consultant. Sponsored by Intervenor City of Chula Vista; received into evidence on _____.

EXHIBIT 801 Exhibit B: CAISO, California Independent System Operator Letter . to Jane Luckhardt, dated July 24, 2008. Sponsored by Intervenor City of Chula Vista; received into evidence on _____.

EXHIBIT 802 Exhibit C: RAMCO, Special Use Permit-Existing Facility. Sponsored by Intervenor City of Chula Vista; received into evidence on _____.

EXHIBIT 803 Exhibit D: MMC/City Agreement & Recommendations for Additional Conditions of Approval. Sponsored by Intervenor City of Chula Vista; received into evidence on _____.