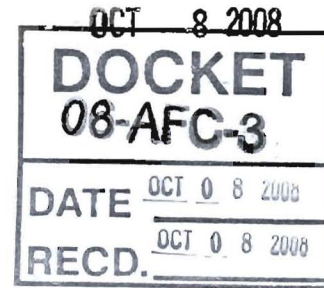


## CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET  
SACRAMENTO, CA 95814-5512  
[www.energy.ca.gov](http://www.energy.ca.gov)



The Honorable Mark DeSaulnier  
California State Assembly  
State Capitol, #4162  
Sacramento, CA 95814

Dear Assemblymember DeSaulnier:

On May 30, 2008, the California Energy Commission received an Application for Certification (AFC) from Mirant Marsh Landing, LLC (Mirant) for the Marsh Landing Generating Station. The proposed project would consist of natural gas fired electric generation facilities and ancillary systems including electric and gas transmission lines; water and wastewater pipelines; and a water treatment facility at the Delta Diablo Sanitation District Bridgehead Lift Station. The Marsh Landing Generating Station is proposed for a 27-acre site in Contra Costa County, California, north of the City of Antioch and currently occupied by five fuel storage tanks within Mirant's existing Contra Costa Power Plant site. If approved, construction of the new power plant is expected to occur over a 33-month period and is expected to cost approximately \$800 million.

On September 24, 2008, the AFC for the Marsh Landing Generating Station was deemed data adequate by the California Energy Commission and our staff will now begin the discovery and analysis phases of our permitting process. Over the coming months, the Energy Commission will conduct a number of public workshops and hearings on the proposal to determine whether the Marsh Landing Generating Station should be approved for construction and operation and under what set of conditions. These workshops and hearings will provide the public and local, state and federal agencies the opportunity to ask questions about, and provide input on, the proposed project. The Energy Commission will issue notices for these workshops and hearings at least 10 days prior to the events.

We are available to brief you and your staff on the Energy Commission's power plant review process and the specifics of the Marsh Landing Generating Station AFC. Please contact Chris Marxen, Director, Office of Governmental Affairs, at (916) 654-4942, if you would like a briefing. If your constituents would like to participate in the Energy Commission's review of the project, they can contact the Energy Commission's Public Adviser, Elena Miller, at (916) 654-4489 or toll free in California, at (800) 822-6228, or by email at [pao@energy.state.ca.us](mailto:pao@energy.state.ca.us).

The status of the project, copies of notices, an electronic version of the AFC, and other relevant documents are available on the Energy Commission's Internet web site at:

<http://www.energy.ca.gov/sitingcases/marshlanding>. Your staff and members of the public can also subscribe to receive e-mail notification of all notices for this proceeding at:

<http://www.energy.ca.gov/listservers/index.html>.

Sincerely,

MELISSA JONES  
Executive Director

PROOF OF SERVICE (REVISED \_\_\_\_\_) FILED WITH  
ORIGINAL MAILED FROM SACRAMENTO ON 10/10/08  
mf



**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](http://WWW.ENERGY.CA.GOV)**

**APPLICATION FOR CERTIFICATION FOR THE  
MARSH LANDING GENERATING  
STATION**

**Docket No. 08-AFC-3  
PROOF OF SERVICE**

**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. 08-AFC-03  
1516 Ninth Street, MS-15  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

**APPLICANT**

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Pittsburg, California 94565  
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**APPLICANT'S CONSULTANTS**

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**COUNSEL FOR APPLICANT**

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**INTERESTED AGENCIES**

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Folsom, CA 95763-9014  
[e-recipient@caiso.com](mailto:e-recipient@caiso.com)

**INTERVENORS**

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**DECLARATION OF SERVICE**

I, Mineka Foggie, declare that on October 10, 2008, I deposited copies of the attached Letter to Assemblymember M DeSaulnier regarding the CEC Marsh Landing AFC received on May 30, 2008 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.

\_\_\_\_\_  
**Original Signature in Dockets**