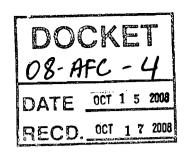
Form 1 A. D. Mc PHEE 40482 GAVILAN-MTN. RO. FALLBROOK, CA 92028



STATE OF CALIFORNIA

State Energy Resources Conservation and Development Commission

In the	Matter of: ORANGE)		
	VE ENERGY)	Docket No. 08-AFC	-04
	VER PLANT	ý	PETITION FOR INTERVEN	
	ABLE WATER)		
	YON AGREEMEN	· ~)		1
	IN AGREEMEN	')		
Petitio	ner, ARCHIE D.	Mc PHEE	, states:	
	1. Petitioner, ARCHI	ED. Met	PHEE_, petitions to interven	e in the
	above-entitled proceeding.			
	2. Petitioner's address and 40482 GAV	telephone number	are: 17N. RO. FALLB 123-5908	ROOK CA,
	92028. 722.	7 760-	123-3700	
	3. Petitioner's position and	interest in the pro	ceeding are	-
	I AM A CAN	DIDATE	FOR THE "FALL	BROOK
			ID) SEAT NO. 1". I AM CONCERNE	
			L DESIGN DISCRE	
	<u></u>	<u> </u>	Discret	<u></u>
	4. Petitioner does	does not wish to	reserve the right to present evid	lence and
	to cross-examine witnesses.		ć	
	5. Petitioner will be represe	ented by ARC	HIE D. Mc PHE.	E.
	·	Civil	ENGINEER CS	6761
		•		
10	0/15/08	CON	Mepher	
-	Date		Signature	
	Check box if continuation pa	iges are attached.		-1.10
	(Proof of Service Must be A			OF (BENJSED 84568)

PROOF OF SERVICE (REVISED 8/45/00) FILED WIT ORIGINAL MAILED FROM SACRAMENTO ON 10/1



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 ORANGE GROVE POWER PLANT PROJECT

DOCKET NO. 08-AFC -4 PROOF OF SERVICE Revised 8/25/08

<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 declaration</u> to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION Attn: Docket No. 08-AFC-4 1516 Ninth Street, MS-15 Sacramento, CA 95814-5512 docket@energy.state.ca.us

APPLICANT

Stephen Thome
J-Power USA Development
1900 East Golf Road, Suite 1030
Schaumberg, IL 60173
sthome@jpowerusa.com

Mike Dubois J-Power USA Development 1900 East Golf Road, Suite 1030 Schaumberg, IL 60173 mdubois@jpowerusa.com

APPLICANT CONSULTANT

Joe Stenger, PG. REA TRC 2666 Rodman Drive Los Osos CA 93402 jstenger@trcsolutions.com

1 SENT 10/15/08

COUNSEL FOR APPLICANT

Jane Luckhardt
Downey Brand, LLP
555 Capitol Mall, 10th Floor
Sacramento, CA 95814
iluckhardt@downeybrand.com

Wayne Song Morgan, Lewis & Bockius LLP 300 S Grand Avenue, 22nd Floor Los Angeles, CA 90071 wsong@morganlewis.com

INTERESTED AGENCIES

California ISO
P.O. Box 639014
Folsom, CA 95763-9014
e-recipient@caiso.com

Steve Taylor
San Diego Gas & Electric
8306 Century Park Court
San Diego, CA 92123
srtaylor@semprautilities.com

INTERVENORS

*Anthony J. Arand 219 Rancho Bonito Fallbrook, CA 92028 tony@envirepel.com

ENERGY COMMISSION

JAMES D. BOYD Commissioner and Presiding Member <u>iboyd@energy.state.ca.us</u> ARTHUR ROSENFELD Commissioner and Associate Member pflint@energy.state.ca.us

Kenneth Celli Hearing Officer kcelli@energy.state.ca.us

Felicia Miller Project Manager fmiller@energy.state.ca.us

Jared Babula
Staff Counsel
jbabula@energy.state.ca.us

Public Adviser's Office pao@energy.state.ca.us

DECLARATION OF SERVICE

I, A.D. Mc PHEE, de	clare that on $\underline{OCT(5/08)}$, I deposited copies of the
attached PETITION	in the United States mail at APPROX. 2 PM with
first-class postage thereo	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.

Form 1 A. D. McPHEE

40482 GAVILANMTN. RD.

FALLBROOK, CA

92028

STATE OF CALIFORNIA

State Energy Resources
Conservation and Development Commission

10/15/08	an Mufflee
Date	Signature

Check box if continuation pages are attached.

STATE OF CALIFORNIA

In the Matter of: ORANGE GROVE ENERGY POWER PLANT POTABLE WATER OPTION AGREEMENT	Docket No. 08-AFC-04 PETITION FOR INTERVENTION
Petitioner, ARCHIE D. McPHEE, S 1. Petitioner, ARCHIE D. McPH	
above-entitled proceeding.	, pennions to intervene in the
2. Petitioner's address and telephone number an 40482 GAVILAN MT 92028. TEL. # 760-7	re: TN. RO. FALLBROOK CA, 123-5408
3. Petitioner's position and interest in the proce I AM A CANDIDATE POBLIC UTILITY (FPUD AN FPUD RATEPAYER ILARGE POTABLE WATER	FOR THE FALLBROOK D) SEAT NO. L'. I AM TAM CONCERNED WITH
4. Petitioner does does not wish to re to cross-examine witnesses.	eserve the right to present evidence and
5. Petitioner will be represented by ARCA.	HIE D. MCPÄEE ENGINEER C56761
10/15/08 (DD)	Messeller Signature
Check box if continuation pages are attached. (Proof of Service Must be Attached)	

STATE OF CALIFORNIA

	Matter of: ORANGE)	Docket No. 08-AFC - 04
-	VE ENERGY)	PETITION FOR INTERVENTION
	VER PLANT)	TETTION OR INTERVENTION
	ABLE WATER	<u> </u>	
0 P T 	ION AGREEMENT	_) _)	
Petitic	ner, ARCHIE D. M	1c PHEE, s	states:
		D. McPH	IEE, petitions to intervene in the
	above-entitled proceeding.		
	2. Petitioner's address and tele	phone number ar	re: TN. RD. FALLBROOK ("A _j 173-5408
	1200		
	3. Petitioner's position and inte	erest in the proce	eeding are
	I AM A CANDO	DATE	FOR THE "FALLBROOK D) SEAT NO. 2" I AM
	AN FRUD PATE	Y (F POD	AM CONCERNED WITH
	LAPGE POTABLE	WATER	DESIGN DISCREPANCIES.
			<u> </u>
	4. Petitioner does does to cross-examine witnesses.	ses not wish to re	eserve the right to present evidence and
	5. Petitioner will be represente	d by ARCA	ENGINEER C56761
		Civil	ENGINEER C56761
		<u> </u>	
	10/15/08	as,	Mifflee
-	Date		Signature
			_
	Check box if continuation pages (Proof of Service Must be Attac		

STATE OF CALIFORNIA

In the Matter of: $ORANGE$	Ari ni
	- AFC - 04
POWER PLANT) PETITION FOR I	NTERVENTION
POTABLE WATER	
OPTION AGREEMENT	
Petitioner, ARCHIE D. Mc PHEE, states:	
1. Petitioner, ARCHIE D. McPHEE, petitions	to intervene in the
above-entitled proceeding.	
2. Petitioner's address and telephone number are: 40482 GAVILAN MTN. RO. F. 92028. TEL. # 760-723-5908	ALLBROOK CA
3. Petitioner's position and interest in the proceeding are I AM A CANDIDATE FOR THE PUBLIC UTILITY (FPUD) SEAT M AN F PUD RATEPAYER I AM COND LARGE POTABLE WATER DESIGN T 4. Petitioner does does not wish to reserve the right to p to cross-examine witnesses. 5. Petitioner will be represented by ARCHIE D. Manual Civil ENGINEER	VO. 2. I AM CENNED WITH DISCREPANCIES. present evidence and
Date Check box if continuation pages are attached. (Proof of Service Must be Attached)	

STATE OF CALIFORNIA

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In the Matter of: ORANGE GROVE ENERGY POWER PLANT POTABLE WATER OPTION AGREEMENT) Docket No. 08-AFC-04 PETITION FOR INTERVENTION))
Petitioner, ARCHIE D. 1	
above-entitled proceeding.	- D. Mc PHEE, petitions to intervene in the
2. Petitioner's address and to 40482 GAVI	elephone number are: LAN MTN. RO. FALLBROOK CA THE 760-723-5908
AN FRUD RAT	nterest in the proceeding are OIDATE FOR THE "FALLBROOK TY (FPUD) SEAT NO. 2". I AM EPAYER I AM CONCERNED WITH E WATER DESIGN DISCREPANCIES.
4. Petitioner does to cross-examine witnesses.	does not wish to reserve the right to present evidence and
5. Petitioner will be represen	ted by ARCHIE D. McPHEE. CIVIL ENGINEER C56761
10/15/08	an Meslee
Date	Signature
Check box if continuation pag (Proof of Service Must be At	

FALLBROOK, CA 92028

STATE OF CALIFORNIA State Energy Resources Conservation and Development Commission

In the Matter of: ORANGE GROVE ENERGY DOWER PLANT DOTABLE WATER OPTION AGREEMENT)	Docket No. 08-AFC-04 PETITION FOR INTERVENTION
Petitioner, ARCHIE D. Mc PHE	
1. Petitioner, <u>ARCHIED. Mc</u> above-entitled proceeding.	PHEE, petitions to intervene in the
2. Petitioner's address and telephone number 40482 GAVILAN N	er are: MTN. RD. FALLBROOK (A. 123-5908
3. Petitioner's position and interest in the property of the p	
4. Petitioner does does not wish to cross-examine witnesses.	to reserve the right to present evidence and
5. Petitioner will be represented by ARC	CHIE D. MCPHEE LENGINEER C56761
10 [15 [08 Ch	Mepher
Date Check box if continuation pages are attached (Proof of Service Must be Attached)	Signature

STATE OF CALIFORNIA State Energy Resources Conservation and Development Commission

In the Matter of: $ORANGE$	
GROVE ENERGY) Docket No. 08-AFC-04	
POWER PLANT) PETITION FOR INTERVENTION	
POTABLE WATER	
OPTION AGREEMENT	
Petitioner, ARCHIE D. Mc PHEE, states:	
1. Petitioner, <u>ARCHIED. McPHEE</u> , petitions to intervene in the above-entitled proceeding.	
2. Petitioner's address and telephone number are: 40482 GAVILAN MTN. RO. FALLBROOK () 92028. TEL-# 760-723-5908	4
92028. TEL-# 160-123-5408	
3. Petitioner's position and interest in the proceeding are I AM A CANDIDATE FOR THE FALLBROOK PUBLIC UTILITY (FPUD) SEAT NO. 1. I AM AN FPUD RATEPAYER I AM CONCERNED WITH LARGE POTABLE WATER DESIGN DISCREPANCIES. 4. Petitioner does does not wish to reserve the right to present evidence and	
to cross-examine witnesses.	
5. Petitioner will be represented by ARCHIE D. Mc PHEE CIVIL ENGINEER C 56761	
CIVIL ENGINEER (56761	
10/15/08 admessee	
Date Signature	
Check box if continuation pages are attached. (Proof of Service Must be Attached)	

STATE OF CALIFORNIA State Energy Resources Conservation and Development Commission

In the Matter of: ORANGE) GROVE ENERGY) DOWER PLANT)	Docket No. 08-AFC-04 PETITION FOR INTERVENTION
POTABLE WATER) PATION AGREEMENT)	
Petitioner, ARCHIE D. Mc7	PHEE, states:
1. Petitioner, <u>ARCHIE D.</u> above-entitled proceeding.	Mc PHEE, petitions to intervene in the
2. Petitioner's address and telephone 40482 GAVILAN 92028. TEL- # 7	number are: 1 MTN. RO. FALLBROOK CA, 60-723-5908
AN FPUD KATEPA	the proceeding are TE FOR THE "FALLBROOK" (FPUD) SEAT NO. 2". I AM YER I AM CONCERNED WITH ATER DESIGN DISCREPANCIES.
4. Petitioner does does not to cross-examine witnesses.	t wish to reserve the right to present evidence and
5. Petitioner will be represented by	ARCHIE D. McPHEE CIVIL ENGINEER 056761
10/15/08 Date	Signature
Check box if continuation pages are at (Proof of Service Must be Attached)	C

STATE OF CALIFORNIA

In the Matter of: ORANGE GLOVE ENERGY POWER PLANT POTABLE WATER OPTION AGREEMENT	Docket No. O8-AFC-04 PETITION FOR INTERVENTION))
Petitioner, ARCHIE D. M	CPHEE, states:
1. Petitioner, ARCHIE above-entitled proceeding.	D. McPHEE, petitions to intervene in the
2. Petitioner's address and telep 40482 GAVIL 92028. TEL-E	phone number are: AN MTN. RO. FALLBROOK CA, 760-723-5908
AN FRUD RATE	erest in the proceeding are DATE FOR THE FALLBROOK Y (FPUD) SEAT NO. 2" I AM PAYER I AM CONCERNED WITH WATER DESIGN DISCREPANCIES.
4. Petitioner does does to cross-examine witnesses.	pes not wish to reserve the right to present evidence and
5. Petitioner will be represented	dby ARCHIE D. Mc PHEE CIVIL ENGINEER C56761
10/15/08	anther lee
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STATE OF CALIFORNIA

In the Matter of: ORANGE GROVE ENERGY DOWER PLANT POTABLE WATER OPTION AGREEMENT)	Docket No. 08-AFC-04 PETITION FOR INTERVENTION		
Petitioner, ARCHIE D. Mc PHEE	states:		
1. Petitioner, <u>ARCHIE D. McF</u> above-entitled proceeding.	PHEE, petitions to intervene in the		
2. Petitioner's address and telephone number 40482 GAVILAN M 92028. TEL-# 760-	are: 1TN. RO. FALLBROOK CA, 173-5908		
3. Petitioner's position and interest in the proceeding are I AM A CANDIDATE FOR THE FALLBROOK PUBLIC UTILITY (FPUD) SEAT NO. 2". I AM AN FPUD RATEPAYER I AM CONCERNED WITH LARGE POTABLE WATER DESIGN DISCREPANCIES.			
4. Petitioner does does not wish to to cross-examine witnesses.	reserve the right to present evidence and		
5. Petitioner will be represented by ARC	ENGINEER C56761		
	5 M. P.		
10/15/08 Cm	Signature		
Check box if continuation pages are attached. (Proof of Service Must be Attached)	,		

STATE OF CALIFORNIA

In the Matter of: ORANGE GROVE ENERGY Docket No. 08-AFC-04 PETITION FOR INTERVENTION DOTABLE WATER OPTION AGREEMENT DOTABLE WATER DOTABLE WATER				
Petitioner, ARCHIE D. Mc PHEE, states:				
1. Petitioner, <u>ARCHIED. MCPHEE</u> , petitions to intervene in the above-entitled proceeding.				
2. Petitioner's address and telephone number are: 40482 GAVILAN MTN. RO. FALLBROOK CA 92028. TEL-# 760-723-5908	r p î			
3. Petitioner's position and interest in the proceeding are I AM A CANDIDATE FOR THE FALLBROOK PUBLIC UTILITY (FPUD) SEAT NO. 2". I AM AN FPUD RATEPAYER I AM CONCERNED WITH LARGE POTABLE WATER DESIGN DISCREPANCIES. 4. Petitioner does does not wish to reserve the right to present evidence and				
5. Petitioner will be represented by ARCHIE D. Mc PHEE Civil ENGINEER C 56761				
10/15/08 DD Meple				
Date Signature Check box if continuation pages are attached. (Proof of Service Must be Attached)				

STATE OF CALIFORNIA

In the	Matter of: ORANGE)	a Armi mut		
GRO	WE ENERGY)	Docket No. 08-AFC-04		
	NER PLANT)	PETITION FOR INTERVENTION		
POT	ABLE WATER)			
0 P T 	TION AGREEMEN	~			
Petitio	oner, ARCHIE D. 1	Mc PHEE,	states:		
	1. Petitioner, <u>ARCHIA</u> above-entitled proceeding.	ED. McPA	, petitions to intervene in the		
	2. Petitioner's address and to	elephone number a	re: TN. RO. FALLBROOK (A, 123-5908		
	92028. TEL	# 160-	123-5908		
	3. Petitioner's position and in AM A CAN A PUBLIC UTILL	DIDATE PULL	FOR THE FALLBROOK D) SEAT NO. 2" I AM		
	AN FPUD RATEPAYER I AM CONCERNED WITH LARGE POTABLE WATER DESIGN DISCREPANCIES.				
	LARGE POLADE	EWATER	DESIGN DISCREPANCES.		
	4. Petitioner does does not wish to reserve the right to present evidence and to cross-examine witnesses.				
	5. Petitioner will be represented by ARCHIE D. Mc PHEE Civil ENGINEER C 56761				
		Civil	ENGINEER C56761		
					
	10/15/08	a)	Mefler		
	Date		Signature		
	Check box if continuation pag (Proof of Service Must be A				



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
ORANGE GROVE POWER
PLANT PROJECT

DOCKET NO. 08-AFC -4 PROOF OF SERVICE Revised 8/25/08

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. 08-AFC-4
1516 Ninth Street, MS-15
Sacramento, CA 95814-5512
docket@energy.state.ca.us

APPLICANT

Stephen Thome
J-Power USA Development
1900 East Golf Road, Suite 1030
Schaumberg, IL 60173
sthome@jpowerusa.com

Mike Dubois J-Power USA Development 1900 East Golf Road, Suite 1030 Schaumberg, IL 60173 mdubois@jpowerusa.com

APPLICANT CONSULTANT

Joe Stenger, PG. REA TRC 2666 Rodman Drive Los Osos CA 93402 istenger@trcsolutions.com

COUNSEL FOR APPLICANT

Jane Luckhardt
Downey Brand, LLP
555 Capitol Mall, 10th Floor
Sacramento, CA 95814
jluckhardt@downeybrand.com

Wayne Song Morgan, Lewis & Bockius LLP 300 S Grand Avenue, 22nd Floor Los Angeles, CA 90071 wsong@morganlewis.com

INTERESTED AGENCIES

California ISO
P.O. Box 639014
Folsom, CA 95763-9014
e-recipient@caiso.com

Steve Taylor
San Diego Gas & Electric
8306 Century Park Court
San Diego, CA 92123
srtaylor@semprautilities.com

INTERVENORS

*Anthony J. Arand 219 Rancho Bonito Fallbrook, CA 92028 tony@envirepel.com

ENERGY COMMISSION

JAMES D. BOYD Commissioner and Presiding Member <u>jboyd@energy.state.ca.us</u> ARTHUR ROSENFELD Commissioner and Associate Member pflint@energy.state.ca.us

Kenneth Celli Hearing Officer kcelli@energy.state.ca.us

Felicia Miller
Project Manager
fmiller@energy.state.ca.us

Jared Babula Staff Counsel ibabula@energy.state.ca.us

Public Adviser's Office pao@energy.state.ca.us

DECLARATION OF SERVICE

I, <u>Maria Santourdjian</u> declare that on <u>October 17, 2008</u>, I deposited copies of the attached <u>Petition to Intervene for Orange Grove Project</u> in the United States mail at <u>Sacramento, CA</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.

Maria Santourdjian