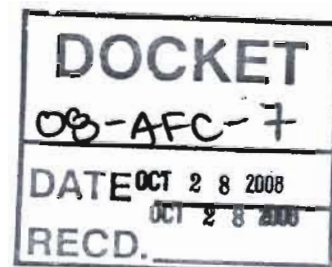




BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
1516 NINTH STREET, SACRAMENTO, CA 95814
1-800-822-6228 – WWW.ENERGY.CA.GOV

Application for Certification
for the ***GWF TRACY COMBINED CYCLE
POWER PLANT PROJECT***

Docket No. 08-AFC-7



COMMITTEE ORDER GRANTING PETITION TO INTERVENE

Upon consideration of the Petition to Intervene filed by the Petitioners and Petitioners' counsel, the Committee designated to conduct proceedings in this matter makes the following findings:

1. On October 14, 2008, a Petition to Intervene in the above-captioned proceeding was filed on behalf of Charles Tusso, Steve Tusso, and Annette Elissagaray (Petitioners) by:

Howard Seligman, Esq.
Seligman & Willett, Inc
7540 Shoreline Drive
Stockton, California 95219
(209) 951-8140 Voice
hselitenni@aol.com

2. The Petition was timely filed and contains the information required by section 1207 of the Commission's regulations (Cal. Code Regs., tit. 20, § 1207);
3. There has been no opposition filed to said Petition; and
4. Petitioners' interests are relevant to the above-captioned proceeding.

THEREFORE, the Committee **ORDERS** that the Petition to Intervene in this matter be **GRANTED** and that Petitioners be placed upon the Proof of Service List as Intervenors. Petitioners may exercise the rights and shall fulfill the obligations of a party as set forth in section 1712 of the Commission's regulations. (Cal. Code Regs., tit. 20, § 1712.)

Further, the Executive Director or her designee shall ensure that Petitioners are immediately provided with a copy of the Application for Certification.

Dated October 28, 2008, at Sacramento, California.



KAREN DOUGLAS
Commissioner and Presiding Member
GWF Tracy AFC Committee



ARTHUR H. ROSENFELD
Commissioner and Associate Member
GWF Tracy AFC Committee



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 *GWF TRACY COMBINED CYCLE
POWER PLANT PROJECT*

Docket No. 08-AFC-7
PROOF OF SERVICE
(Revised 10/28/2008)

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. 01-AFC-16
1516 Ninth Street, MS-15
Sacramento, CA 95814-5512
docket@energy.state.ca.us

APPLICANT

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APPLICANT'S CONSULTANTS

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INTERESTED AGENCIES

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DECLARATION OF SERVICE

I, Maggie Read, declare that on October 28, 2008, I deposited copies of the attached Committee Order Granting Petition to Intervene and new Proof of Service list, 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.



MAGGIE READ
Hearing Adviser's Office