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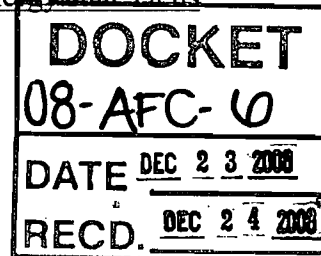
December 23, 2008

BY EMAIL AND OVERNIGHT DELIVERY

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Re: Staff Data Requests Addendum Set 1A (#49 through 58) for the Willow Pass Generating Station (Docket No. 08-AFC-6)

Dear Mr. Benci-Woodward, Presiding Member Douglas, and Associate Member Boyd:

Mirant Willow Pass, LLC, the applicant seeking certification of the Willow Pass Generating Station ("WPGS"), ("Mirant Willow Pass") submits this notice pursuant to Section 1716(f) of the regulations of the California Energy Commission ("Commission")¹ regarding Staff Data Requests Addendum Set 1A (#49 through 58) ("Data Requests"). Mirant Willow Pass is working diligently to prepare responses to the Data Requests and expects to submit its responses to all but one of the Data Requests on or before the due date provided for under the Commission's regulations.

¹ Title 20 of the California Code of Regulations § 1716(f).

December 23, 2008

Page 2

Mirant Willow Pass requires additional time to complete its response to Data Request 56, which requests the following documentation confirming acceptance by the Bay Area Air Quality Management District ("BAAQMD") of modeling results submitted for the WPGS:

Please provide documentation (such as a copy of the BAAQMD comments, a Report of Conversation, or email correspondence with BAAQMD staff) that confirms that the October 2008 dispersion modeling was completed to the satisfaction of the BAAQMD.

Mirant Willow Pass understands that that the BAAQMD's Preliminary Determination of Compliance ("PDOC") for the WPGS will include this confirmation. Based on the comments of BAAQMD staff at the December 19, 2008 workshop, the PDOC is expected to be issued for public review in February 2009. Mirant Willow Pass does not expect to receive the requested confirmation in advance of issuance of the PDOC, but will include in its responses to the Data Requests an update regarding relevant correspondence with BAAQMD, if any.

We appreciate your consideration of this response. Mirant Willow Pass looks forward to working with Staff and the Committee to provide the information needed to analyze the WPGS.

Respectfully submitted,



Lisa A. Cottle
Winston & Strawn LLP

Attorneys for Mirant Willow Pass, LLC

Cc: Docket Office (08-AFC-6)
Proof of Service List

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

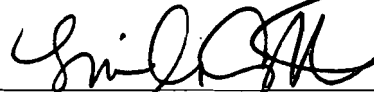
Application for Certification for the
Mirant Willow Pass Generating Station
Project

Docket No. 08-AFC-6

PROOF OF SERVICE

I, Lisa A. Cottle, declare that on December 23, 2008, I served the attached *Notice re Staff Data Requests Addendum Set 1A (# 49 through 58) for the Willow Pass Generating Station (Docket No. 08-AFC-6)* via electronic mail to all parties on the attached service list. I also sent a signed original of the foregoing via overnight delivery to the recipients specified on the first page, and mailed a properly addressed copy via first class mail with postage prepaid to all other parties on the attached service list.

I declare under penalty of perjury that the foregoing is true and correct.



Lisa A. Cottle

Service List (Docket No. 08-AFC-6)

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