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May 4, 2009

DOCKET	
08-AFC-11	
DATE	<u>May 04 2009</u>
RECD.	<u>May 04 2009</u>

Mr. Mat Ehrhardt
Executive Director – Air Pollution Control Officer
Yolo-Solano Air Quality Management District
1947 Galileo Ct., Suite 103
Davis, CA 95618

Re: CPV Vaca Station Project (08-AFC-11):
Request for Extension of Preliminary Determination of Compliance

Dear Mr. Ehrhardt:

As you are aware, CPV Vacaville, LLC (“Applicant”) has filed an Application for Certification (AFC) with the California Energy Commission for the CPV Vaca Station Project (08-AFC-11) (“Project”). The Project is located within the jurisdictional boundaries of the Yolo-Solano Air Quality Management District (“District”).

In accordance with the Energy Commission’s Schedule for the Project and District Rule 418 *et seq.*, the District is scheduled to issue a Preliminary Determination of Compliance (“PDOC”) on May 9, 2009.

Applicant hereby requests extending the issuance date of the PDOC for two months, until July 9, 2009. Applicant understands that the District needs additional information about Applicant’s offset strategy to complete the PDOC. Applicant expects to provide this additional information within approximately 30 days. Applicant further understands that the extension may cause a corresponding delay in the Energy Commission’s Schedule for the Project.

If I can answer any questions about this request, please do not hesitate to contact me.

Very truly yours,



Marc T. Campopiano
of LATHAM & WATKINS LLP

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

In the Matter of:)	Docket No. 08-AFC-11
)	
Application for Certification,)	PROOF OF SERVICE
for the CPV VACA STATION POWER PLANT)	
PROJECT)	(February 18, 2009)
by CPV Vacaville, LLC)	
_____)	

APPLICANT

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CPV VACA STATION POWER PLANT PROJECT
CEC Docket No. 08-AFC-11

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DECLARATION OF SERVICE

I, Paul Kihm, declare that on May 4, 2009, I served and filed copies of the attached:

LETTER FROM MARC CAMPOPIANO TO MAT EHRHARDT

to all parties identified on the Proof of Service List above in the following manner:

California Energy Commission Docket Unit

- Transmission via electronic mail and by depositing one original paper copy with FedEx overnight mail delivery service at Costa Mesa, California, with delivery fees thereon fully prepaid and addressed to the following:

CALIFORNIA ENERGY COMMISSION
Attn: DOCKET NO. 08-AFC-11
1516 Ninth Street, MS-4
Sacramento, California 95814-5512
docket@energy.state.ca.us

For Service to All Other Parties

- Transmission via electronic mail to all email addresses on the Proof of Service list; and
- by depositing one paper copy with the United States Postal Service via first-class mail at Costa Mesa, California, with postage fees thereon fully prepaid and addressed as provided on the Proof of Service list to those addresses **NOT** marked "email preferred."

I further declare that transmission via electronic mail and U.S. Mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210.

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 4, 2009, at Costa Mesa, California.



Paul Kihm