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May 22, 2009

DOCKET
08-AFC-11
DATE <u>May 22 2009</u>
RECD. <u>May 22 2009</u>

File No. 022745-0094

VIA FEDEX

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 08-AFC-11
1516 Ninth Street, MS-4
Sacramento, California 95814-5512

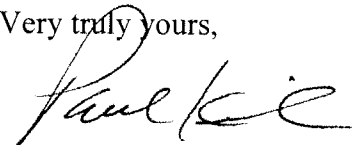
Re: CPV Vaca Station Power Plant Project: Docket No. 08-AFC-11

Dear Sir/Madam:

Pursuant to California Code of Regulations, title 20, sections 1209, 1209.5, and 1210, enclosed herewith for filing please find a copy of a letter from Susan McLaughlin, Yolo-Solano AQMD, to Marc Campopiano re approval of request for extension of Preliminary Determination of Compliance.

Please note that the enclosed submittal was filed today via electronic mail to your attention and served on all parties to the above-referenced project.

Very truly yours,



Paul E. Kihm
Senior Paralegal

Enclosure

cc: 08-AFC-11 Proof of Service List (w/encl. via e-mail and U.S. Mail)
Michael J. Carroll, Esq. (w/encl.)
Marc T. Campopiano, Esq. (w/encl.)



May 19, 2009

Marc T. Campopiano
Latham & Watkins LLP for
CPV Vaca Station
650 Town Center Dr., 20th Floor
Costa Mesa, CA 92626

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

Dear Mr. Campopiano:

The District has reviewed your letter dated May 4, 2009 (received May 6, 2009) regarding a request for extension of the application for Preliminary Determination of Compliance (PDOC) for CPV Vaca Station. As requested in your letter, the District will grant an extension beyond the 180 day time period required, until July 9, 2009. As discussed previously, the District anticipates that CPV Vaca Station will make every effort to provide the necessary information as expeditiously as possible. The District may consider further request for extension, if such request is received by July 9, 2009.

If you have any questions on this matter, please contact Courtney Graham at (530) 757-3655 or toll-free in the (530), (916), and (707) area codes at (800) 287-3650.

Sincerely,

Susan K. McLaughlin
Supervising Air Quality Engineer

**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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APPLICANT'S CONSULTANT

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ENERGY COMMISSION

Jeffrey D. Byron
Commissioner and Presiding Member
CALIFORNIA ENERGY COMMISSION
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jbyron@energy.state.ca.us

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 22, 2009, I served and filed copies of the attached:

**LETTER FROM SUSAN MCLAUGHLIN TO MARC CAMPOPIANO REGARDING
EXTENSION OF PRELIMINARY DETERMINATION OF COMPLIANCE**

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 22, 2009, at Costa Mesa, California.



Paul Kihm