



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
CALICO SOLAR PROJECT
 (FORMERLY SES SOLAR 1)

DOCKET No. 08-AFC-13

COMMITTEE ORDER GRANTING PETITION TO INTERVENE

Upon consideration of the Petition to Intervene filed by Petitioner the Newberry Community Services District (“Petitioner”), the Committee designated to conduct proceedings in this matter makes the following findings:

1. On June 28, 2010, a Petition to Intervene in the above-captioned proceeding was filed by:

**Newberry Community Services District
 Wayne W. Weierbach
 30884 Newberry Road
 PO Box 206
 Newberry Springs, CA 92365-0206
 760.257.3613 Voice
 760.257.4314 Facsimile
 NewberryCSD@gmail.com**

DOCKET	
08-AFC-13	
DATE	<u>JUL 07 2010</u>
RECD.	<u>JUL 07 2010</u>

2. The Petition was timely filed and contains the information required by section 1207 of the Commission’s regulations (Cal. Code of Regs., tit. 20, § 1207.);
3. No party or other person has filed any opposition to said Petition; and
4. Petitioner's interests are relevant to the above-captioned proceeding.

THEREFORE, the Committee **Orders** that the Petition to Intervene in this matter be **GRANTED** and that Petitioner be placed upon the Proof of Service List as an Intervenor. Petitioner 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 of Regs., tit. 20, § 1712.)

The Energy Commission welcomes and values intervenor participation in its energy facility siting process. A link to the Commission’s regulations is posted on the Energy Commission website page at <http://www.energy.ca.gov/siting/title20/>. As an intervenor, Petitioner is

required to file and serve documents on other parties and to follow the Commission's procedures and orders regarding presenting witnesses and evidence.

Petitioner is further required to review the rules regarding filings, the rules of evidence that apply at the evidentiary hearings, the rules prohibiting off the record contacts with Commissioners or the Hearing Adviser about the merits of a project, and the rules about filing data requests. (Cal. Code Regs., tit. 20, §§ 1001 through 1217, 1712 et seq.)

PETITIONER'S FAILURE TO FULFILL THESE RESPONSIBILITIES MAY RESULT IN THE COMMITTEE LIMITING OR PRECLUDING PETITIONER'S PARTICIPATION IN THE PROCEEDINGS.

Petitioner may obtain help with participating in the siting process from the Energy Commission's Public Adviser's Office at (916) 654-4489 or (800) 822-6228, or e-mail: **[publicadviser@energy.state.ca.us]**.

The Application for Certification in this matter was found data adequate on May 6, 2009. Under the Commission's regulations, all data requests in this matter were required to be submitted by no later than November 2, 2009, unless the Committee allows untimely requests for good cause shown. (Cal. Code Regs., tit. 20, § 1716.) The Committee will not permit unnecessary, irrelevant, or unreasonably burdensome data requests and may, on the motion of a party or on its own motion, exercise its authority pursuant to sections 1203 and 1204 (Cal. Code Regs., tit. 20, §§ 1203, 1204) to enforce the provisions of section 1716, setting forth procedures for obtaining information (Cal. Code Regs., tit. 20, § 1716), in order to eliminate undue delay in the completion of these proceedings.

The Executive Director or her designee shall ensure that Petitioner is immediately provided with a copy of the Application for Certification.

Dated: July 7, 2010, at Sacramento, California.



ANTHONY EGGERT

Commissioner and Presiding Member
Calico Solar AFC Committee



JEFFREY D. BYRON
Commissioner and Associate Member
Calico Solar AFC Committee



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APPLICATION FOR CERTIFICATION
For the CALICO SOLAR (Formerly SES Solar One)

Docket No. 08-AFC-13
PROOF OF SERVICE
(Revised 7/7/10)

APPLICANT

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INTERVENORS

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DECLARATION OF SERVICE

I, RoseMary Avalos, declare that on July 7, 2010, I served and filed copies of the attached Committee Order Granting Petition to Intervene, dated July 7, 2010. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [\[www.energy.ca.gov/sitingcases/solarone\]](http://www.energy.ca.gov/sitingcases/solarone).

The documents have been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

(Check all that Apply)

FOR SERVICE TO ALL OTHER PARTIES:

- sent electronically to all email addresses on the Proof of Service list;
- by personal delivery;
- by delivering on this date, for mailing with the United States Postal Service with first-class postage thereon fully prepaid, to the name and address of the person served, for mailing that same day in the ordinary course of business; that the envelope was sealed and placed for collection and mailing on that date to those addresses **NOT** marked "email preferred."

AND

FOR FILING WITH THE ENERGY COMMISSION:

- sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (*preferred method*);

OR

- depositing in the mail an original and 12 paper copies, as follows:

CALIFORNIA ENERGY COMMISSION

Attn: Docket No. 08-AFC-13
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

I declare under penalty of perjury that the foregoing is true and correct, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.

Original signed by: _____
ROSEMARY AVALOS
Hearing Adviser's Office