



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

DOCKET

09-AFC-3

DATE SEP 13 2010

RECD. SEP 13 2010

APPLICATION FOR CERTIFICATION FOR THE
MARIPOSA ENERGY PROJECT
MARIPOSA ENERGY, LLC

DOCKET No. 09-AFC-3

NOTICE OF MANDATORY STATUS CONFERENCE AND ORDER

PLEASE TAKE NOTICE that the Committee designated by the Energy Commission to conduct proceedings on the Application for Certification (AFC) for the **MARIPOSA ENERGY PROJECT** has scheduled a Mandatory Status Conference to take place as follows:

WEDNESDAY, OCTOBER 6, 2010
STATUS CONFERENCE BEGINS AT 4:00 P.M.

BYRON BETHANY IRRIGATION DISTRICT
7995 BRUNS ROAD,
BYRON, CALIFORNIA, 94514
Wheelchair Accessible
(Map Attached)

For information about attending the Status Conference remotely via the internet or telephone, please see the Remote Attendance section at the end of this Notice.

Purpose of the Status Conference

This Status Conference is sponsored by the Energy Commission to inform the Committee, the parties, and the Community about the project's progress to date in the AFC process.

Conference Participation

The Committee **directs** each party to participate and be represented by an agent with authority to bind and make decisions on the party's behalf.

ORDER

The Applicant and Staff must docket and serve an Issues Statement **NO LATER** than **Thursday, September 23, 2010**. The Issues Statement must (1) recommend a proposed schedule for conducting the certification process up to and including the business meeting and (2) explain the party's position on whether to dispense with the customary Preliminary Staff Assessment and Final Staff Assessment, and, instead, proceed by way of a single Staff Assessment. The parties may raise other issues as necessary to inform the Committee of the current status of the Mariposa Energy Project.

Background Information

On June 15, 2009, Mariposa Energy, LLC submitted an Application for Certification (AFC) to the California Energy Commission to construct and operate an electrical generating plant in northeastern Alameda County, California. The proposed Mariposa Energy Project would be a natural-gas fired, simple-cycle peaking facility with a generating capacity of 200 megawatts (MW). The proposed Mariposa Energy Project would be located approximately seven miles northwest of the City of Tracy, seven miles east of Livermore, six miles south of Byron, and approximately 2.5 miles west of the community of Mountain House in San Joaquin County. The proposed project site in northeastern Alameda County is in an unincorporated area designated for Large Parcel Agriculture by the East County Area Plan. The facility would be located southeast of the intersection of Bruns Road and Kelso Road on a 10-acre portion of a 158-acre parcel (known as the Lee Property) immediately south of the Pacific Gas and Electric Company (PG&E) Bethany Compressor Station and 230-kilovolt (kV) Kelso Substation.

On August 26, 2009, the Energy Commission began review of the proposed Mariposa Energy Project. The Energy Commission has exclusive jurisdiction to license this project and is considering the proposal under the review process established under Public Resources Code section 25540.6. During the review period, the Energy Commission will determine whether the proposed project complies with applicable laws related to public health and safety, environmental impacts, and engineering requirements. The Mandatory Status Conference scheduled by this Notice is sponsored by the Energy Commission to inform the public about the project and to invite public participation in the review process.

The engineering and environmental details of the proposed project are contained in the AFC, which may be viewed at:

<http://www.energy.ca.gov/sitingcases/mariposa/documents/applicant/afc/>

Copies of the AFC are available at the local public agencies that are involved in the review process and at the following libraries: Mountain House Branch Library, Tracy Public Library, Livermore Public Library, San Joaquin County Library, Brentwood Library and Fremont Main Library. Copies are also available at the Energy Commission's Library in Sacramento, the California State Library in Sacramento, and at public libraries in Eureka, Fresno, San Francisco, Los Angeles, and San Diego. In addition, copies will

be distributed to those public agencies that would normally have jurisdiction except for the Energy Commission's exclusive authority to certify sites and related facilities.

Public Adviser and Public Participation

The Energy Commission Public Adviser is available to assist the public in participating in the application review process. For those individuals who require general information on how to participate, please contact the Public Adviser's Office at (916) 654-4489 or (800) 822-6228, or email: **[publicadviser@energy.state.ca.us]**.

If you have a disability and need assistance to participate in this event, contact Lourdes Quiroz no less than five days prior to the hearing at 916-654-5146 or e-mail: **[lquiroz@energy.state.ca.us]**.

Information

Questions of a legal or procedural nature should be directed to Kenneth Celli, the Hearing Adviser, at (916) 651-8893, or e-mail: **[kcelli@energy.state.ca.us]**.

Technical questions concerning the project should be addressed to Craig Hoffman, Staff Project Manager, at (916) 654-4781, or e-mail: **[choffman@energy.state.ca.us]**.

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail: **[mediaoffice@energy.state.ca.us]**.

Information regarding the status of the project, as well as notices and other relevant documents pertaining to this proceeding, may be viewed on the Energy Commission's Internet web page at: **[http://www.energy.ca.gov/sitingcases/mariposa/index.html]**.

Dated: Monday, September 13, 2010, at Sacramento, California.

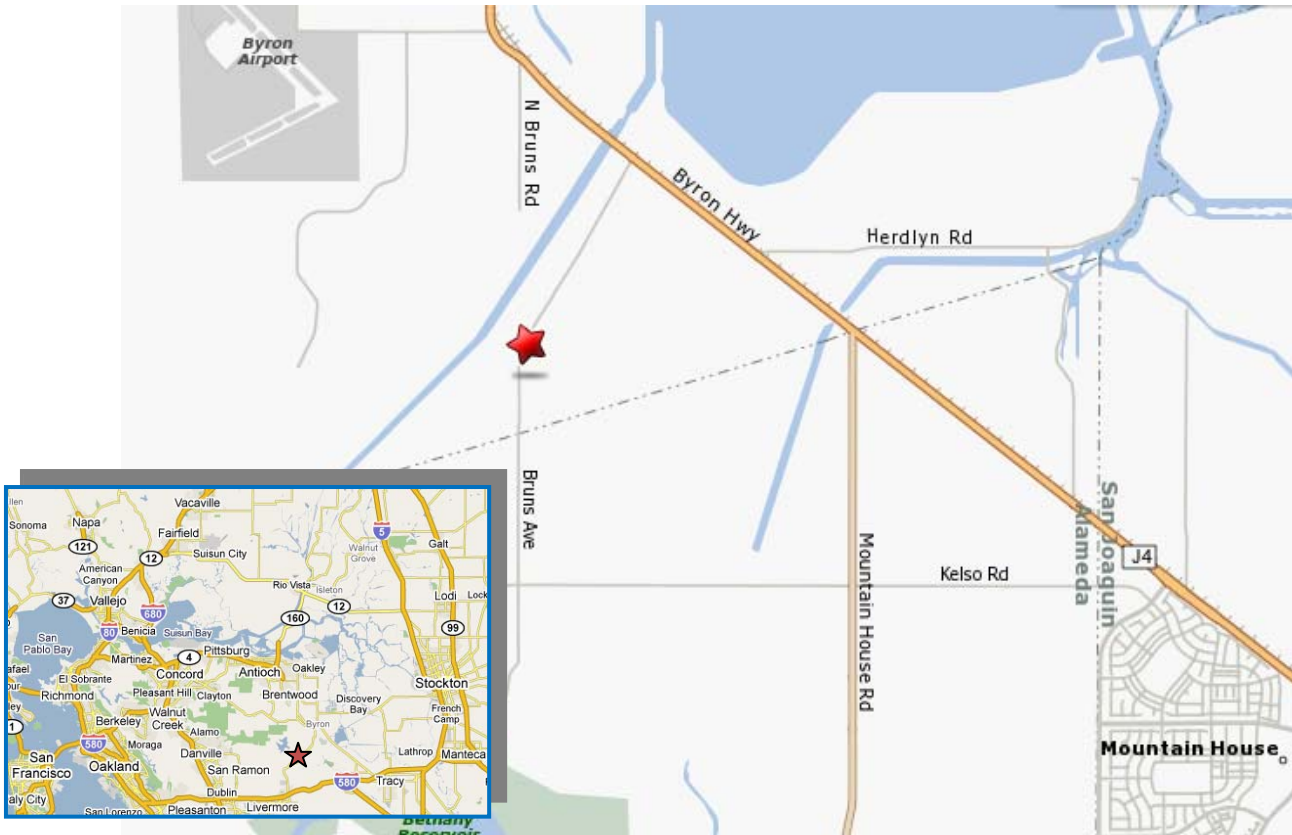


JEFFREY D. BYRON
Commissioner and Presiding Member
Mariposa Energy Project AFC Committee



ROBERT B. WEISENMILLER
Commissioner and Associate Member
Mariposa Energy Project AFC Committee

**Byron Bethany Irrigation District
7995 Bruns Road
Byron, California, 94514**



**WEDNESDAY, OCTOBER 6, 2010
STATUS CONFERENCE BEGINS AT 4:00 P.M.**

REMOTE ATTENDANCE

TELECONFERENCE OPTION: You may participate in the Mandatory Status Conference by telephone and/or by computer via our "WebEx" web conferencing system. For details on how to participate, please see the "Participation through WebEx" directions below.

PARTICIPATION IN THE MANDATORY STATUS CONFERENCE THROUGH WEBEX THE ENERGY COMMISSION'S ON-LINE MEETING SERVICE

1. **COMPUTER LOG-ON WITH A DIRECT PHONE NUMBER:**

- Please go to <https://energy.webex.com> and enter the **meeting number** unique to the specific hearing date:

➤ 10/6/10 - meeting number: **925 564 123**

- When prompted, enter your information and the **meeting password:** **Mariposa#1**

After you login, a prompt will appear on-screen for you to provide **your** phone number. In the **Number box**, type your area code and phone number and click OK. **You will receive a call back on your phone for the audio of the meeting.** International callers can use the "Country/Region" button to help make their connection.

2. **COMPUTER LOG-ON FOR CALLERS WITH AN EXTENSION PHONE NUMBER, ETC:**

- Please go to <https://energy.webex.com> and enter the **unique meeting number:**

- 10/6/10 - meeting number: **925 564 123**

- When prompted, enter your information and the **meeting password:** **Mariposa#1**

After you login, a prompt will ask for your phone number. Click "CANCEL."

- **Instead** call 1-866-469-3239 (toll-free in the U.S. and Canada). When prompted, enter the meeting number above and your unique Attendee ID number which is listed in the top left area of your screen after you login.

3. **TELEPHONE ONLY (NO COMPUTER ACCESS):**

- Call **1-866-469-3239** (toll-free in the U.S. and Canada) and when prompted enter the **meeting number:**

- 10/6/10 - meeting number: **925 564 123**

If you have difficulty joining the meeting, please call the WebEx Technical Support number at 1-866-229-3239. To see if your computer is compatible, visit [<http://support.webex.com/support/system-requirements.html>].

Please be aware that the meeting's WebEx audio and on-screen activity may be recorded.



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APPLICATION FOR CERTIFICATION
FOR THE **MARIPOSA ENERGY PROJECT**
(MEP)

Docket No. 09-AFC-3

PROOF OF SERVICE
(Revised 2/8/2010)

APPLICANT

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Jennifer Jennings
Public Adviser
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APPLICANT'S CONSULTANTS

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ENERGY COMMISSION

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INTERESTED AGENCIES

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INTERVENORS

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Kristy Chew
Advisor to Commissioner Byron
E-Mail Service preferred
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Craig Hoffman
Siting Project Manager
choffman@energy.state.ca.us

DECLARATION OF SERVICE

I, RoseMary Avalos, declare that on September 13, 2010, I served and filed copies of the attached NOTICE OF MANDATORY STATUS CONFERENCE on this Case. 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:

[\[http://www.energy.ca.gov/sitingcases/mariposa/index.html\]](http://www.energy.ca.gov/sitingcases/mariposa/index.html).

The document has 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. 09-AFC-3

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