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DATE	MAY 05 2011
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STATE OF CALIFORNIA
Energy Resources Conservation
and Development Commission

Application for Certification for the)
MARIPOSA ENERGY PROJECT (MEP)) Docket No. 09-AFC-3
_____))
_____)

**APPLICANT’S MOTION TO CORRECT
EVIDENTIARY HEARING TRANSCRIPTS**

Pursuant to California Code of Regulations, Title 20, section 1716.5, Mariposa Energy Project, LLC (“Applicant”) moves that the Committee make corrections to the evidentiary hearing transcripts as identified in Attachment 1 to this motion.

Dated: May 5, 2011

ELLISON, SCHNEIDER & HARRIS L.L.P.

By 

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ATTACHMENT 1

MARIPOSA ENERGY PROJECT
09-AFC-03

TRANSCRIPT CORRECTIONS

Date	Page	Line	Original	Revised
2/24 ¹	20	13	Trace fire is willing to accept the applicant's proposal.	Trace fire Tracy Fire is willing to accept the applicant's proposal.
2/24	36	25	I mean, the ECAP as admitted by Measure D...	I mean, the ECAP as admitted <u>amended</u> by Measure D...
2/24	46	6	As I made a request, English not accurately my primary language, please speak slow.	As I made a request, English not Accurately <u>actually</u> my primary language, please speak slow.
2/24	62	23	...argumentative or objectional...	...argumentative or objectional <u>objectionable</u> ...
2/24	118	5	...and is likely to be constructed.	...and is <u>not</u> likely to be constructed.
2/24	122	10	...you draw a decision or make a decision...	...you draw a decision <u>conclusion</u> or make a decision...
2/24	125	9	I could site a lot of examples of infrastructure.	I could site <u>cite</u> a lot of examples of infrastructure.
2/24	125	13	...more grazing for cattseles.	...more grazing for cattseles <u>cattle</u> .
2/24	131	1	MR. MARTINELLI: Mr. Martinelli, you apparently also maintained that this is a key need of infrastructure for east Alameda County.	MR. MARTINELLI <u>Mainland</u> : Mr. Martinelli, you apparently also maintained that this is a key need of infrastructure for east Alameda County.
2/24	138	9	It's an expansion of intensity...	It's an expansion <u>expression</u> of intensity...
2/24	149	19	I can't easily grasp anything...	I can't easily grasp anything <u>everything</u> ...
2/24	172	25	So my question is is it compaticle...	So my question is is it compaticle <u>compatible</u> ...
2/24	205	16	...you didn't site any reasons...	...you didn't site <u>cite</u> any reasons...
2/24	253	21 22	Semsibaugh.	Semns sibaugh.
2/24	254 442 444	5 24 7,8, 14	Brammel	Brammel <u>Bramell</u>
2/24	367	15	STAFF COUNSEL WILLIS: And then Mr. Sweeney...	STAFF COUNSEL WILLIS: And then Mr. Sweeney <u>Swaney</u>
2/24	403	11	We don't quite now what...	We don't quite now <u>know</u> what...
2/25	21	15	...reference to the Kate Stone model on thermal plume analysis. However, Kate Stone is from Australia, however, it has been used as evidence in previous power plant hearings.	...reference to the Kate Stone <u>Katestone</u> model on thermal plume analysis. However, Kate Stone <u>Katestone</u> is from Australia, however, it has been used as evidence in previous power plant hearings.

¹ The page and line numbers used for 2/24 and 3/7 correspond to the corrected transcripts for those evidentiary hearings posted on March 23, 2011.

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TRANSCRIPT CORRECTIONS

Date	Page	Line	Original	Revised
2/25	25	18	It is -- does not specify -- does that specify that	It is -- does not specify -- does <u>not</u> specify that
2/25	99	17	So you need to find of finesse	So you need to <u>kind of</u> finesse
2/25	143	22	The right 580	The <u>I-580</u>
3/7	8	4	DR. YUSUF: I'm Dr. Fatima Yusuf.	DR. YUSUF: I'm Dr. <u>Fati</u> ma Yusuf.
3/7	8	9	...this and Mountain House...	...this <u>and in</u> Mountain House...
3/7	18	20	And then as far as the energy as well -- (inaudible) and maintenance technicians and that kind of job.	And then as far as the <u>energy engineering</u> as well -- (inaudible) and maintenance technicians and that kind of job.
3/7	33	1	...and this is a requirement by CSE...	...and this is a requirement by <u>CSE CEC</u> ...
3/7	41	1,2	...indicates that all environmental impacts are healthy mitigated to below significance level, all of them.	...indicates that all environmental impacts are <u>healthy already</u> mitigated to below significance level, all of them.
3/7	46	7	One would be if there were original impact or in the case of Mountain House community . . .	One would be if there were <u>original visual</u> impact or in the case of Mountain House community. . .
3/7	49	11	. . .major infrastructure facilities of statewide important to...	. . .major infrastructure facilities of statewide <u>important to importance</u> ...
3/7	50	22	. . .or emitting anything in your environment already that has an infrastructure character and the presents of the power...	. . .or <u>emitting omitting</u> anything in your environment already that has an infrastructure character and the <u>presents- presence</u> of the power...
3/7	51	18	But we use NEPA guidance, because the CEQA differs to NEPA for some of the guidance for environmental justice analysis.	But we use NEPA guidance, because the CEQA <u>differs defers</u> to NEPA for some of the guidance for environmental justice analysis.
3/7	111	3	And there would be little to know people...	And there would be little to <u>know no</u> people. . .
3/7	141	14	. . .notices when the ASC comes in and that mailing list is --	. . . notices when the <u>ASC AFC</u> comes in and that mailing list is --
3/7	172	18	...had a been a liar...	...had a <u>I</u> been a <u>liar lawyer</u> ...
3/7	199	20	. . .which is I believe the Castantaz site.which is I believe the <u>Castantaz Costantza</u> site. . .
3/7	203	12	...do some type of environmental review through the San Joaquin County LAVCO.	...do some type of environmental review through the San Joaquin County <u>LAVCO LAFCO</u> .
3/7	215	25	. . .ask the other questions that you have that don't require him to read the tone...	. . .ask the other questions that you have that don't require him to read the <u>tone tome</u> ...
3/7	219	23	HEARING OFFICER CELLI: So it's siting PG&E 2008.	HEARING OFFICER CELLI: So it's <u>siting citing</u> PG&E 2008.
3/7	223	6	. . .about the project impact mute.	. . .about the project impact <u>mute moot</u> .
3/7	228	13, 14	. . .technologies like bio fuels or solar, those are peaking facilities.	. . .technologies like bio fuels or solar, those <u>aren't</u> peaking facilities.

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MARIPOSA ENERGY PROJECT
09-AFC-03

TRANSCRIPT CORRECTIONS

Date	Page	Line	Original	Revised
3/7	233	1	. . .saying that sale or power generation is not a peaking facility?	. . .saying that sale or solar power generation is not a peaking facility?
3/7	252	10	HEARING OFFICER CELLI: Can you site to where you're looking when you ask the question, Mr. Simpson?	HEARING OFFICER CELLI: Can you site <u>cite</u> to where you're looking when you ask the question, Mr. Simpson?
3/7	288	16-17	I use ambient temperature the four to six...	I use ambient temperature the four to six forty six...
3/7	289	23	Turbans	turbans <u>turbines</u>
3/7	290	11, 16	Turbans	turbans <u>turbines</u>
3/7	298	1	MR. SARVEY: I'd like to make a motion that we continue the hearing after the public comment period to another day.	MR. SARVEY <u>SIMPSON</u> : I'd like to make a motion that we continue the hearing after the public comment period to another day.
3/7	313	2	We've proposed a condition of certification regarding gas floats to be included in the testimony.	We've proposed a condition of certification regarding gas floats <u>blows</u> to be included in the testimony.
3/7	313	22	. . .consequences to 1002 within the context of the potential...	. . .consequences to H <u>L</u> -002 within the context of the potential...
3/7	335	8	FBE go for every lead and they only get .1 person successful lead.	FBE <u>FBI</u> go for every lead and they only get .1 person successful lead.
3/7	341	17	In the mean tile...	In the mean tile <u>meantime</u> ...
3/7	342	1	... adequacy of the CPUC as inspection program.	...adequacy of the CPUC as <u>gas</u> inspection program.
3/7	344	9	When I heard the issue of PG&E and subpoena I got in my car and I've come to address that.	When I heard the issue of PG&E and subpoena I got in my ear <u>truck</u> and I've come to address that.
3/7	369	8	The mere fact somebody zeros's somebody else's prehearing...	The mere fact somebody zeros's <u>Xerox's</u> somebody else's prehearing...
3/7	377	21	...is federal by a compressor that hooks to an eight inch diameter line.	...is federal <u>fed</u> by a compressor that hooks to an eight inch diameter line.
3/7	381	3	And I've seen nothing, not a single spread of evidence to suggest...	And I've seen nothing, not a single spread <u>shred</u> of evidence to suggest...
3/7	402	14	It's mute.	It's mute <u>moot</u> .
3/7	410 411	25 4	corresponding greenhouse	corresponding greenhouse <u>grazing cattle</u>
3/7	450	14	...a water conservation off that program...	...a water conservation off that <u>offset</u> program...
3/7	469	18	So if the Commission set aside with the correspondence, then we're satisfied with that.	So if the Commission set aside <u>is satisfied</u> with the correspondence, then we're satisfied with that.
3/7	476	1	Well, this is just a renew all I take it of the existing findings.	Well, this is just a renew all <u>renewal</u> I take it of the existing findings.

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PROOF OF SERVICE

I, Karen A. Mitchell, declare that on May 5, 2011, I served the attached *APPLICANT'S MOTION TO CORRECT EVIDENTIARY HEARING TRANSCRIPTS* via electronic and U.S. mail to all parties on the attached service list.

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



Karen A. Mitchell

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09-AFC-3

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