

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET, Rm. 100
SACRAMENTO, CA 95814-5512
(916) 651-2020

rrenaud@energy.state.ca.us



September 12, 2011

Mr. Bruce D. Dawson
Liquid Capital of Colorado
1401 Onyx Circle
Longmont, Colorado 80504

Re: Energy Savings Pros, LLC., dba
Energy Pros ("ESP")

Dear Mr. Dawson:

Thank you for your letter dated August 30, 2011, setting forth your concerns regarding the DyoCore turbine and the rebates under the Emerging Renewables Program (ERP). In your letter you clearly set forth your view of the facts, and request monetary relief from the Energy Commission.

As you probably know, this matter is now the subject of a Complaint filed by Energy Commission Staff against DyoCore, alleging that the output rating of the DyoCore turbine was grossly overstated by DyoCore. In accord with Energy Commission regulations, a committee of two commissioners, Commissioners Peterman and Boyd, has been appointed to conduct hearings about the allegations of the Complaint. I have been assigned as the Hearing Officer.

We are not in a position to comment on the factual claims you make in your letter because this matter is currently pending. You can become a party to the proceeding, and thus have the opportunity to present evidence supporting your position, by intervening in the case. For information on becoming an intervenor, please consult the Public Adviser section of the Commission website, http://www.energy.ca.gov/public_adviser/index.html.

DOCKET**11-CAI-03**DATE SEP 12 2011RECD. SEP 12 2011

You may access all the documents and information concerning the proceeding on the commission website, at the following URL:

http://www.energy.ca.gov/renewables/emerging_renewables/11-cai-03/index.html.

Sincerely,

Original signed by: _____

Raoul A. Renaud

Hearing Adviser II

cc: Carla Peterman, Commissioner and Presiding Member

James D. Boyd, Vice Chair and Associate Member

Jonathan Knapp

Renee Webster-Hawkins



**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**

***IN THE MATTER OF THE COMPLAINT AGAINST
DYOCore, INC. BROUGHT BY
ENERGY COMMISSION STAFF***

***Docket No. 11-CAI-03
(Revised 9/6/2011)***

COMPLAINANT

California Energy Commission
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RESPONDENT

DyoCore, Inc.
Ralph Bettencourt, CEO
David Raine, CTO
3125 Tiger run Court, #104
Carlsbad, CA 92010
ralph@dyocore.com
dave@dyocore.com

INTERVENORS

Solar Point Resources Inc.
Jane E. Luckhardt
Stephen J. Meyer
Downey Brand, LLP
621 Capitol Mall, 18th Floor
Sacramento, CA 95814
jluckhardt@downeybrand.com
smeyer@downeybrand.com

**INTERESTED
ENTITIES/AGENCIES**

Bay Area Energy Solutions
1326 Marsten Road
Burlingame, CA 94010
www.bayenergy.com

California Solar Systems
1411 Rusch Court
Santa Rosa, CA 95401
barryw@855casolar.com

Synergy Corp.
863 N Bush Avenue
Clovis, CA 93611
marlin.magic@sbcglobal.net

Crizer Wind Energy, Inc.
1191 4th Street
Los Osos, CA 93402
crizerwindenergy@sbcglobal.net

My Wind Power
4037 Phelan Road, A267
Phelan, CA 92371
www.info@mywindpower.biz

Solar Point Resources
P.O. Box 4761
San Jose, CA 95150

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2235 Solitude Court
Rocklin, CA 95765
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420 Avalon Street
Morro Bay, CA 93442
corky@windandsolarsolutions.com

*CA Green Team
720 North China Lake Boulevard
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tammy@cagreenteam.com
rayw@cagreenteam.com

Prevailing Wind Power
324 N Gertruda
Redondo Beach, CA 90277
bob@prevailingwindpower.com

**INTERESTED ENTITIES/AGENCIES
(cont.)**

Green Solar Solutions, Inc.
22267 Vacation Dr.
Canyon Lakes, CA 92587
greensolarsolutions@yahoo.com

Desert Power, Inc.
77380 Michigan Dr.
Palm Desert, CA 92211

San Diego Small Wind
3125 Tiger Run Ct. #103
San Marcos, CA 92009

Apple Acres, Inc. DBA Gridnot
P.O. Box 645
Lucerne Valley, CA 92356
info@gridnot.com

**ENERGY COMMISSION –
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DECLARATION OF SERVICE

I, Maggie Read, declare that on September 12, 2011, I served and filed copies of the attached Letter to Mr Bruce D. Dawson of Liquid Capital of Colorado from Raoul Renaud, dated September 12, 2011. A copy of the original document, filed with the Docket Unit or the Chief Counsel, as required by the applicable regulation, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [\[http://www.energy.ca.gov/renewables/emerging_renewables/11-cai-03/\]](http://www.energy.ca.gov/renewables/emerging_renewables/11-cai-03/).

The document has been sent to the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit or Chief Counsel, as appropriate, in the following manner:

(Check all that Apply)

For service to all other parties:

- ☐ Served electronically to all e-mail addresses on the Proof of Service list;
- ☐ Served by delivering on this date, either personally, or for mailing with the U.S. 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 "e-mail service preferred."

AND

For filing with the Docket Unit at the Energy Commission:

- ☒ by sending an original paper copy and one electronic copy, mailed with the U.S. Postal Service with first class postage thereon fully prepaid and e-mailed respectively, to the address below (preferred method); **OR**
- ☐ by depositing an original and 12 paper copies in the mail with the U.S. Postal Service with first class postage thereon fully prepaid, as follows:

CALIFORNIA ENERGY COMMISSION – DOCKET UNIT

Attn: Docket No. 11-CAI-03
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

OR, if filing a Petition for Reconsideration of Decision or Order pursuant to Title 20, § 1720:

- ☐ Served by delivering on this date one electronic copy by e-mail, and an original paper copy to the Chief Counsel at the following address, either personally, or for mailing with the U.S. Postal Service with first class postage thereon fully prepaid:

California Energy Commission
Michael J. Levy, Chief Counsel
1516 Ninth Street MS-14
Sacramento, CA 95814
mlevy@energy.state.ca.us

I declare under penalty of perjury under the laws of the State of California 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:
Maggie Read
Hearing Adviser's Office