

BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION OF THE STATE OF CALIFORNIA

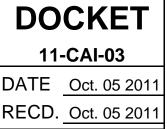
IN THE MATTER OF THE COMPLAINT AGAINST DYOCORE, INC. BROUGHT BY ENERGY COMMISSION STAFF DOCKET NO.: 11-CAI-03

DATED: OCTOBER 5, 2011

ERRATA TO THE ENERGY COMMISSION STAFF'S PREHEARING CONFERENCE STATEMENT

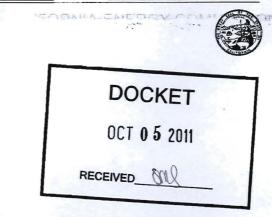
In the Staff's Prehearing Conference statement filed on October 4, 2011, Staff stated on the last page that we were attaching a copy of notice of filing to the 1400 affected parties. The copy was not attached, however, because Staff did not have the actual URL of the location of the filing until today. Attached hereto is a copy of the notice sent today.

Respecfully submitted,



/s/ Allan Ward

Allan Ward Assistant Chief Counsel CALIFORNIA ENERGY COMMISSION 1516 NINTH STREET SACRAMENTO, CA 95814-5512 www.energy.ca.gov



October 5, 2011

To All affected Parties in the matter of the Complaint Against DYOCORE, INC. brought by ENERGY COMMISSION STAFF

RE: DyoCore Wind Turbine Complaint Proceeding Docket No. 11-CAI-03

Please take note that the Staff's Prehearing Conference Statement and Exhibit List, and Prehearing Conference Statement Witness List have been posted to the Energy Commission's website. If you would like to see the documents, please see attached instructions or follow the URL:

http://www.energy.ca.gov/renewables/emerging renewables/11-cai-03/notices/

If you would like a hard copy of the documents or a CD, please contact Rhea Moyer, Office of Chief Counsel, at (916) 654-3951 or email at <u>rmoyer@energy.ca.gov</u>

Sincerely,

Eller Wind I

Allan Ward Assistant Chief Counsel

INTRUCTIONS ON ACCESSING THE DOCUMENTS IN THE CALIFORNIA ENERGY COMMISSION WEBSITE

California Energy Commission Ho	me Page - Windows Internet Explorer		
🚱 🖉 🔹 🟮 http://energy.ca.gov	1	x 6	X Live Search
Ele Edit Yew Icols Help			% •
👷 🏟 👷 🛛 🗑 Energyliet, the I	Intranet for 🏮 California Energy Commis 🗙		🚹 • 🗋 - 🖶 • 🔂 2000 • 🕲 • 🗉 🎽
,GOV ENE	Cornia RGY COMMISSION	Skip to: <u>Content</u> <u>Footer</u> <u>Accessibility</u>	Search This Site California
Home Reports & News Clim	nate Change Efficiency Electricity & Nat Gas Local Govt. Power Plants	Renewable Energy R & D Transmission Transportation Fu	nding
Office of Governor Edmund G. Brown Jr.	Welcome to the California Energy Commission	Renewable Energy Programs Desert Renewables Plan (DRECP)	
Visit his Website	In the Spotlight	Emerging Renewables Program	On Our Website
John Laird	DRIVE: California's Alternative & Renewable Fuel & Vehicle Technology Pri Cal-Adapt: Exploring California's Climate Change Research	Go Solar California Large Solar Power Projects	Careers at the Energy Commission
Quick Links A-Z Listing of Main Pages on Website	Japan Earthquake and Nuclear Emergency Nuclear Assessment (AB 1632) New Light Bulb Standards for a More Efficient California		Calendar
Power Plant Projects Licensing & Compliance	2011 Integrated Energy Policy Investment Plan for the Alternate Fuels Program (AB 118)		< Oct 2011 > S M T W T F S Oct 2011 Oct 2011
About Us	Appliance Efficiency Regulations, 2011 Rulemaking Alternative and Denourable Eucle and Vakielan Denoram (AB 118)		02 03 04 05 06 07 08

Enter the California Energy Commission's website: <u>www.energy.ca.gov</u> address into your internet browser. Your computer screen should look similar to the screenshot above. Now, click on the **Renewable Energy** tab and select **Emerging Renewable Program.**

🖉 Emerging Renewables Program - Windows Internet Explorer					
S S + Is http://energy.ca.gov/renewables/energing_renewables/index.html		▼ 49	💌 🔩 🗙 Live Search 🖉 🔹		
Elle Edit Yew Iook Help			Q •		
😪 🏟 🔠 - 📓 EnergyNet, the Intranet for 🜒 Energing Renewables Pr 🗙			💁 • 🕤 - 🖶 • 📴 Bage • 📵 🗉 🎽		
Skip to: Content Footer Accessibility					
Home Reports & News Climate Change Efficiency Electricity & Nat Gas Local Govt. Power Plants Renewable Energy R & D Transmission Transportation Funding					
Renewable Energy Rebates & Incentives Incentives for Solar / PV Systems	Emerging Renewables Program The primary goal of the Energy Commission's Emerging Renewables Program is to develop a self-sustaining market for "emerging" renewable energy technologies in distributed generation applications. The Emerging Renewables Program (formerly called the "Emerging Renewables 'Buydown' Program') was created to stimulate market demand for renewable energy systems				
Incentives for Wind & Fuel Cells	that meet certain eligibility requirements by offering rebates to reduce (buy-down) the initial cost of the system to <u>More</u>	the customer.			
Renewable Energy Program	Complete Assignt DusCare Inc				
 Renewable Energy Home Emerging Renewables Program 	Complaint Against DyoCore, Inc. Notices. Orders and Documents				
Existing Renewable	Frequently Asked Questions				

Click on the **Notices, Orders and Documents** link. Next, scroll down the page and locate the title "**Commission Staff Documents**" (see screen shot below).



Select the **Staff's Prehearing Conference Statement and Exhibits, and other documents related on the Dyocore proceeding** and upload the document into your computer.



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

(Revised 10/5/2011)

Docket No. 11-CAI-03

COMPLAINANT

California Energy Commission Robert P. Oglesby Executive Director 1516 Ninth Street Sacramento, CA 95814 <u>e-mail service preferred</u> roglesby@energy.state.ca.us

California Energy Commission Payam Narvand Program Manager 1516 Ninth Street Sacramento, CA 95814 <u>e-mail service preferred</u> pnarvand@energy.state.ca.us

COUNSEL FOR COMPLAINANT

California Energy Commission Gabe Herrera Senior Staff Counsel 1516 Ninth Street Sacramento, CA 95814 <u>e-mail service preferred</u> <u>gherrera@energy.state.ca.us</u>

California Energy Commission Jonathan Knapp Staff Counsel 1516 Ninth Street Sacramento, CA 95814 <u>e-mail service preferred</u> <u>iknapp@energy.state.ca.us</u>

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

*Energy Pros Shad Derifield Brian Pierce, Jr. c/o Robert F. Kane Law Offices of Robert F. Kane 870 Market Street, Suite 1128 San Francisco, CA 94012 rkane1089@aol.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 <u>barryw@855casolar.com</u>

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

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

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

Wind Solar Solutions 420 Avalon Street Morro Bay, CA 93442 corky@windandsolarsolutions.com

CA Green Team 720 North China Lake Boulevard Ridgecrest, CA 93555 tammy@cagreenteam.com rayw@cagreenteam.com

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

INTERESTED ENTITIES/AGENCIES (cont.)

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 -DECISIONMAKERS

Carla Peterman Commissioner and Presiding Member <u>CPeterma@energy.state.ca.us</u>

James D. Boyd Vice Chair and Associate Member jboyd@energy.state.ca.us

Raoul Renaud Hearing Officer rrenaud@energy.state.ca.us

ENERGY COMMISSION -CHIEF COUNSEL

Jennifer Martin-Gallardo Staff Counsel <u>e-mail service preferred</u> imarting@energy.state.ca.us

ENERGY COMMISSION -PUBLIC ADVISER

Jennifer Jennings Public Adviser <u>*e-mail service preferred*</u> <u>publicadviser@energy.state.ca.us</u>

DECLARATION OF SERVICE

I, <u>Rhea Moyer</u>, declare that on <u>October 5, 2011</u>, I served and filed copies of the attached <u>Errata to the Energy</u> <u>Commission Staff's Prehearing Conference Statement</u>, dated <u>October 5, 2011</u>. 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/].

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:

- x Served electronically to all e-mail addresses on the Proof of Service list;
- x Served by delivering on this date, either personally, or for mailing with the U.S. Postal Service with firstclass 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:

- <u>x</u> 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 <u>mlevy@energy.state.ca.us</u>

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.

/s/ Rhea Moyer Rhea Moyer