

# MICHAEL D. BURNS COMPANY, INC.

HEATING, AIR CONDITIONING & SHEET METAL SINCE 1976

February 24, 2012

California Energy Commission  
1516 Ninth Street, MS-31  
Sacramento, CA 95814

Re: Docket # 10-BSTD-01

<b>DOCKET</b>	
<b>10-BSTD-01</b>	
DATE	FEB 24 2012
RECD.	MAR 06 2012

**Subject: Building Energy Efficiency Standards Acceptance Testing and Documentation  
OPPOSE LIMITING QUALIFIED PERSONNEL TO ONLY AABC, TABB and NEBB  
CERTIFIED INDIVIDUALS OR FIRMS**

Dear Commissioners:

My name is Kelley Robertson and I am the Vice President of Michael D. Burns Company, Inc. We have been a Union HVAC contractor in the Bay Area since 1976.

I am a member of the Sheet Metal and Air Conditioning Contractors National Association (SMACNA) and write to clarify that I **oppose** any proposal to narrow or limit the responsibility for acceptance testing and documentation to **ONLY** those individuals and companies who are certificated by the Associated Air Balance Council (AABC), National Environmental Balancing Bureau (NEBB), the Testing Adjusting and Balancing Bureau (TABB).

Clearly, acceptance testing and documentation under the 2013 Title 24 Energy Efficiency Standards for non-residential structures will require highly trained individuals to perform the work. Whether or not certified by AABC, NEBB or TABB, all licensed mechanical engineers and licensed mechanical contractors who are installing contractors, start-up contractors, or service contractors are highly qualified and should be allowed to serve as acceptance testing Field Technicians for HVAC equipment and controls. Additional training and/or certification should be available to all these individuals as necessary.

This more inclusive approach will ensure highly qualified individuals are performing the work while achieving full and cost-effective compliance with Title 24 in non-residential structures.

Finally, I strongly support creating a place on the Title 24 acceptance forms to clearly identify the responsible party. This will increase accountability and compliance.

Thank you for your consideration of my concerns.

Sincerely,



Kelley Robertson  
Vice President  
Michael D. Burns Co., Inc.

1277 N. 15th ST., SAN JOSE, CA 95112-1426

Phone 408-286-8700

Fax 408-280-5405