



500 Capitol Mall, Suite 1600
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June 27, 2012

KIMBERLY J. HELLWIG
Direct (916) 319-4742
kjhellwig@stoel.com

VIA EMAIL

Hearing Officer Raoul Renaud
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814



Re: Pío Pico Energy Center Project (11-AFC-01)
Applicant's Transmittal of Exhibits to Intervenor Rob Simpson

Dear Hearing Officer Renaud:

On June 15, 2012, the Committee assigned to the above-referenced proceeding issued its Notice of Prehearing Conference and Evidentiary Hearing and related Schedule ("Notice and Scheduling Order"), which set forth the time by which all parties must docket and serve their respective evidence and supporting testimony for purposes of the Evidentiary Hearing scheduled for July 23, 2012. Pursuant to the Notice and Scheduling Order, Applicant Pío Pico Energy Center LLC was required to serve an electronic copy of its Opening Testimony and related Exhibits on all parties on or before 2:00 PM PST on June 26, 2012. Due to file size limitations of the recipients' servers, as well as the instructions set forth in the Commission's November 30, 2011 General Order (11-GEN ADMIN-01), Applicant could not transmit a copy of the Exhibits in support of its Opening Testimony (the file size exceeded 250MB). To that end, in order to ensure Intervenor Rob Simpson timely received an electronic copy of its exhibits, on June 25, 2012, Applicant sent a disc by Certified Mail-R.R.R. and First Class Mail to Mr. Simpson, via his attorney, Ms. Sommer, as required by the Proof of Service for the Pío Pico Energy Center Project dated June 25, 2012. Copies of the date stamped Certified Mail-R.R.R. and First Class Mail envelopes are attached hereto for reference.¹

Finally, Mr. Simpson's attorney was included in Applicant's email transmittals serving its Opening Testimony on all parties. (See email transmittals from Judith Warmuth dated June 26,

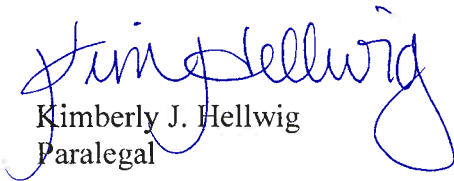
¹ Applicant served by hand delivery a disc containing all exhibits, including its Opening Testimony and related Attachments, to Commission personnel on June 26, 2012.



Docket Unit
June 27, 2012
Page 2

2012 at 1:18PM PST (Opening Testimony and Attachments B and C) and 1:19PM PST (Attachment A).) Therefore, Mr. Simpson, through his attorney, has received all documents required to be served pursuant to the Notice and Scheduling Order

Very truly yours,


Kimberly J. Hellwig
Paralegal

KJH:jmw
Enclosure
cc: Proof of Service List



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June 25, 2012

MELISSA A. FOSTER
Direct (916) 319-4673
mafooster@stoel.com

**VIA CERTIFIED MAIL-R.R.R.
AND FIRST CLASS MAIL**

April Rose Sommer
Attorney for Rob Simpson
P.O. Box 6937
Moraga, CA 94570

**Re: Pio Pico Energy Center Project (11-AFC-01)
Applicant's Exhibits in Support of Opening Testimony**

Dear Ms. Sommer:

Pursuant to the Committee's Notice of Prehearing Conference, Evidentiary Hearing and Schedule ("Schedule"), Applicant Pio Pico Energy Center, LLC herein provides a disc containing Applicant's proposed exhibits in support of its Opening Testimony as such relates to the above-referenced proceeding. Applicant provides this disc to ensure timely delivery as such would not transmit via electronic delivery due to the file size. Applicant's Opening Testimony will follow via email pursuant to the Committee's schedule.

Very truly yours,

Melissa A. Foster

MAF:jmw

Enclosure

cc: Proof of Service (letter only)

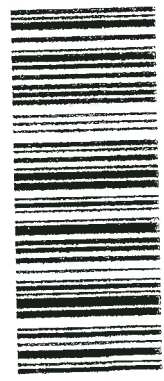
CERTIFIED MAIL

FIRST CLASS

FIRST CLASS

FIRST CLASS

A. Foster
/es LLP
itol Mall, Suite 1600
nto, CA 95814-3361



7160 3901 9849 2470 6600

US POSTAGE
01741557 0174
\$6.40
06/27/2012
Returns from 30612
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April Rose Sommer
Attorney for Rob Simpson
P.O. Box 6937
Moraga, CA 94570

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USPS MAIL CARRIER
DETACH ALONG PERFORATION

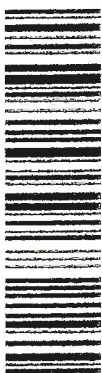
7186514.1 0042399-00001

PS Form 3811, January 2005

Domestic Return Receipt

First Class Mail

2. Article Number



7160 3901 9849 2470 6600

3. Service Type **CERTIFIED MAIL**

4. Restricted Delivery? (Extra Fee) ☐ Yes

1. Article Addressed to:

April Rose Sommer
Attorney for Rob Simpson
P.O. Box 6937
Moraga, CA 94570

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery

C. Signature

X

D. Is delivery address different from item 1? If YES, enter delivery address below:

☐ Agent
☐ Addressee
☐ Yes
☐ No

Reference Information

42399-1

Melissa A. Foster

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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

APPLICATION FOR CERTIFICATION
FOR THE **PIO PICO ENERGY CENTER PROJECT**

Docket No. 11-AFC-01
PROOF OF SERVICE
(Revised 6/25/2012)

PIO PICO ENERGY CENTER, LLC
Applicant's Submittal of Letter to April Rose Sommer,
Attorney for Rob Simpson, dated June 25, 2012 (without disc)

APPLICANT

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Pio Pico Energy Center
P.O. Box 95592
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grchandler@apexpowergroup.com

David Jenkins, Project Manager
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INTERVENOR

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Attorney for Rob Simpson
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ADVISER**

Jennifer Jennings
Public Adviser
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DECLARATION OF SERVICE

I, Judith M. Warmuth, declare that on June 26, 2012:

☐ I deposited copies of the aforementioned document and, if applicable, a disc containing the aforementioned document in the United States mail at 500 Capitol Mall, Suite 1600, Sacramento, California 95814, with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list herein and consistent with the requirements of California Code of Regulations, Title 20, sections 1209, 1209.5, and 1210.

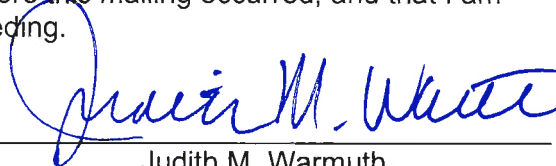
OR

☒ I transmitted the document(s) herein via electronic mail only pursuant to California Energy Commission Standing Order re Proceedings and Confidentiality Applications dated November 30, 2011. All electronic copies were sent to all those identified on the Proof of Service list herein and consistent with the requirements of California Code of Regulations, Title 20, sections 1209, 1209.5, and 1210.

OR

☐ On the date written above, I placed a copy of the attached document(s) in a sealed envelope, with delivery fees paid or provided for, and arranged for it/them to be delivered by messenger that same day to the office of the addressee, as identified on the Proof of Service list herein and consistent with the requirements of California Code of Regulations, Title 20, sections 1209, 1209.5, and 1210.

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.



Judith M. Warmuth



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

APPLICATION FOR CERTIFICATION
FOR THE **PIO PICO ENERGY CENTER PROJECT**

Docket No. 11-AFC-01
PROOF OF SERVICE
(Revised 6/25/2012)

PIO PICO ENERGY CENTER, LLC
Applicant's Submittal dated June 27, 2012 of Transmittal of
Exhibits to Intervenor Rob Simpson

APPLICANT

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David Jenkins, Project Manager
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INTERVENOR

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DECISIONMAKERS**

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Public Adviser
e-mail service preferred
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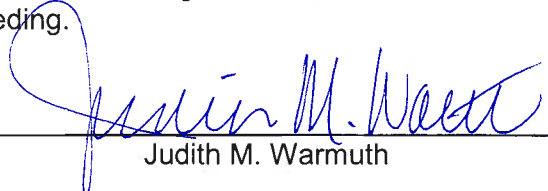
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.



Judith M. Warmuth