

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

California Energy Commission DOCKETED 11-AFC-3 TN # 66152 JUL 06 2012

APPLICATION FOR CERTIFICATION FOR THE QUAIL BRUSH GENERATION PROJECT

DOCKET NO. 11-AFC-03

JUL 00 2012

COMMITTEE ORDER GRANTING PETITION TO INTERVENE

Upon consideration of the Petition to Intervene (Petition) filed on behalf of HomeFed Fanita Rancho LLC, the Committee designated to conduct proceedings in this matter makes the following findings:

1. On or about June 14, 2012, a Petition to Intervene in the above-captioned proceeding was filed by:

HomeFed Fanita Rancho LLC Jeffrey A. Chine Heather S. Riley Allen Matkins Leck Gamble Mallory & Natsis LLP 501 West Broadway, 15th floor San Diego, CA 92101 Voice: (619) 233-1155 <u>ichine@allenmatkins.com</u> <u>hriley@allenmatkins.com</u> <u>jkaup@allenmatkins.com</u>

- 2. The Petition was timely filed and contains the information required by Section 1207 of the Commission's regulations.¹
- 3. The Petition is unopposed.
- 4. The Petition sets forth the intervenor's alleged grounds for intervention, its interests in this matter, its position in the proceedings, and the extent to which it intends to participate in the proceedings.

¹ All references to regulations are to Title 20 of the California Code of Regulations unless otherwise specified.

THEREFORE, pursuant to Commission regulations Section 1207, the Committee **ORDERS** that the Petition in this matter be **GRANTED** and that HomeFed Fanita Rancho LLC be placed upon the Proof of Service List as an Intervenor. Intervenor may exercise the rights and shall fulfill the obligations of a party as set forth in Section 1712 of the Commission's regulations to the extent required or allowed by the Committee.

Dated: July 5, 2012, at Sacramento, California.

Original Signed By:

KAREN DOUGLAS Commissioner and Presiding Member Quail Brush Generation Project AFC Committee

Original Signed By:

ANDREW McALLISTER Commissioner and Associate Member Quail Brush Generation Project AFC Committee



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APPLICANT

Cogentrix Energy, LLC C. Richard "Rick" Neff, Vice President Environmental, Health & Safety 9405 Arrowpoint Boulevard Charlotte, NC 28273 rickneff@cogentrix.com

Cogentrix Energy, LLC John Collins Lori Ziebart 9405 Arrowpoint Blvd. Charlotte, NC 28273 johncollins@cogentrix.com loriziebart@cogentrix.com

APPLICANT'S CONSULTANTS

Tetra Tech EC, Inc. Connie Farmer Sr. Environmental Project Manager 143 Union Boulevard, Suite 1010 Lakewood, CO 80228 connie.farmer@tetratech.com

Tetra Tech EC, Inc. Barry McDonald VP Solar Energy Development 17885 Von Karmen Avenue, Ste. 500 Irvine, CA 92614-6213 <u>e-mail service preferred</u> barry.mcdonald@tetratech.com

COUNSEL FOR APPLICANT

Bingham McCutchen LLP Ella Foley Gannon Camarin Madigan Three Embarcadero Center San Francisco, CA 94111-4067 *e-mail service preferred* ella.gannon@bingham.com camarin.madigan@bingham.com

INTERVENORS

Roslind Varghese 9360 Leticia Drive Santee, CA 92071 roslindv@gmail.com

Rudy Reyes 8527 Graves Avenue, #120 Santee, CA 92071 rreyes2777@hotmail.com

Dorian S. Houser 7951 Shantung Drive Santee, CA 92071 <u>e-mail service preferred</u> <u>dhouser@cox.net</u>

Kevin Brewster 8502 Mesa Heights Road Santee, CA 92071 Izpup@yahoo.com

Phillip M. Connor Sunset Greens Home Owners Association 8752 Wahl Street Santee, CA 92071 connorphil48@yahoo.com

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DOCKET NO. 11-AFC-03 PROOF OF SERVICE (Revised 7/5/2012)

INTERESTED AGENCIES

California ISO <u>e-mail service preferred</u> <u>e-recipient@caiso.com</u>

City of Santee Department of Development Services Melanie Kush Director of Planning 10601 Magnolia Avenue, Bldg. 4 Santee, CA 92071 <u>mkush@ci.santee.ca.us</u>

Morris E. Dye Development Services Dept. City of San Diego 1222 First Avenue, MS 501 San Diego, CA 92101 <u>mdye@sandiego.gov</u>

Mindy Fogg Land Use Environmental Planner Advance Planning County of San Diego Department of Planning & Land Use 5201 Ruffin Road, Suite B San Diego, CA 92123 <u>e-mail service preferred</u> Mindy.Fogg@sdcounty.ca.gov

ENERGY COMMISSION -DECISIONMAKERS

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ENERGY COMMISSION – PUBLIC ADVISER

Jennifer Jennings Public Adviser's Office <u>e-mail service preferred</u> publicadviser@energy.ca.gov

DECLARATION OF SERVICE

I, Maggie Read, declare that on July 6, 2012, I served and filed a copy of the COMMITTEE ORDER GRANTING PETITION TO INTERVENE, dated July 5, 2012. This document is accompanied by the most recent Proof of Service list, located on the web page for this project at: <u>http://www.energy.ca.gov/sitingcases/quailbrush/index.html</u>.

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 preferred."

AND

For filing with the Docket Unit at the Energy Commission:

- ____ by sending an electronic copy to the e-mail 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-AFC-03 1516 Ninth Street, MS-4 Sacramento, CA 95814-5512 docket@energy.ca.gov

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>michael.levy@energy.ca.gov</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.

Original Signed By:

Maggie Read Hearing Adviser's Office