

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-5512
www.energy.ca.gov



California Energy Commission

**DOCKETED
11-AFC-3**

TN # 66338

JULY 25 2012

July 25, 2012

The Honorable Duncan Hunter
United States House of Representatives
223 Cannon House Office Building
Washington, D.C. 20515 - 0507

Dear Congressman Hunter:

On August 29, 2011, Quail Brush Genco, LLC, submitted an Application for Certification (AFC) to construct and operate the Quail Brush Generating Project (QBGP). The QBGP is proposed to be developed on a 21.6-acre parcel, located in the City of San Diego, California. The proposed site is located west of the City of Santee, south of the Sycamore Landfill and north of State Route 52.

On November 16, 2011, the California Energy Commission accepted the AFC as complete. On January 25, 2012, the Energy Commission held an Informational Hearing and Site Visit. On March 22, 2012, the staff held an additional public outreach workshop to inform the public and local agencies about the Energy Commission's environmental and engineering review process. Staff has met with representatives of the City of San Diego and also the City Manager of the City of Santee to discuss staff's ongoing review of the AFC.

Over the coming months, Energy Commission staff will conduct additional workshops that will provide the public and local, state and federal agencies the opportunity to ask questions about, and provide input on, the proposed project. After Energy Commission staff develops its analysis and recommendations regarding the project, the Energy Commission will conduct hearings to determine whether to approve QBGP for construction and operation, and what conditions should apply if the project is approved. Separate public notices will be issued for all workshops and hearings at least 10 days prior to each meeting.

We are available to brief you and your staff on the California Energy Commission's power plant review process and the specifics of the QBGP application. If you would like to schedule a briefing, please contact Lyndon Greco, Acting Director of Governmental Affairs at (916) 654-4937. If your staff has technical questions on the proposed project, please contact the Energy Commission's Project Manager, Eric Solorio, at (916) 651-0966 or by email at eric.solorio@energy.ca.gov. If your constituents would like to participate in the Energy Commission's review of the project, they can contact the

The Honorable Duncan Hunter
July 25, 2012
Page 2

Energy Commission's Public Adviser, Jennifer Jennings, at (916) 654-4489 or toll free in California at (800) 822-6228 or at publicadviser@energy.ca.gov.

The status of the project, copies of notices, an electronic version of the AFC, and other relevant documents are available on the California Energy Commission's Internet web site at: <http://www.energy.ca.gov/sitingcases/quailbrush/index.html>. You can also subscribe to receive e-mail notification of notices at <http://www.energy.ca.gov/listservers/index.html>.

Sincerely,

Robert P. Oglesby
Executive Director

cc: Karen Douglas, Commissioner and Presiding Member of the Quail Brush Siting Committee
Andrew McAllister, Commissioner and Associate Member of the Quail Brush Siting Committee
Lyndon Greco, Acting Director of Governmental Affairs
Eric Solorio, Project Manager
Jennifer Jennings, Public Adviser
District Office, 1870 Cordell Court, Suite 206, El Cajon, CA 92020



**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 *QUAIL BRUSH GENERATION PROJECT***

**DOCKET NO. 11-AFC-03
PROOF OF SERVICE
(Revised 7/18/2012)**

APPLICANT

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

Cogentrix Energy, LLC
John Collins, VP Development
Lori Ziebart, Project Manager
Quail Brush Generation Project
9405 Arrowpoint Blvd.
Charlotte, NC 28273
e-mail service preferred
johncollins@kogentrix.com
loriziebart@kogentrix.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
e-mail service preferred
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
e-mail service preferred
dhouser@cox.net

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

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

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
ichine@allenmatkins.com
hriley@allenmatkins.com
jkaup@allenmatkins.com

Preserve Wild Santee
Van Collinsworth
9222 Lake Canyon Road
Santee, CA 92071
savefanita@cox.net

*Center for Biological Diversity

John Buse
Aruna Prabhala
351 California Street, Suite 600
San Francisco, CA 94104
jbuse@biologicaldiversity.org
aprabhala@biologicaldiversity.org

INTERESTED AGENCIES

California ISO
e-mail service preferred
e-recipient@caiso.com

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

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

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
e-mail service preferred
Mindy.Fogg@sdcounty.ca.gov

*indicates change

**ENERGY COMMISSION –
DECISIONMAKERS**

KAREN DOUGLAS
Commissioner and
Presiding Member
e-mail service preferred
karen.douglas@energy.ca.gov

ANDREW McALLISTER
Commissioner and
Associate Member
e-mail service preferred
andrew.mcallister@energy.ca.gov

Raoul Renaud
Hearing Adviser
e-mail service preferred
raoul.renaud@energy.ca.gov

Galen Lemei
Presiding Member's Advisor
e-mail service preferred
galen.lemei@energy.ca.gov

David Hungerford
Associate Member's Advisor
e-mail service preferred
david.hungerford@energy.ca.gov

ENERGY COMMISSION STAFF

Eric Solorio
Project Manager
e-mail service preferred
eric.solorio@energy.ca.gov

Stephen Adams
Staff Counsel
e-mail service preferred
stephen.adams@energy.ca.gov

Eileen Allen
Commissioners' Technical
Adviser for Facility Siting
e-mail service preferred
eileen.allen@energy.ca.gov

**ENERGY COMMISSION –
PUBLIC ADVISER**

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

DECLARATION OF SERVICE

I, Diane Scott, declare that on July 25, 2012, I served and filed copies of the attached Executive Director's letters to the following Elected Officials: Senator Joel Anderson, Senator Barbara Boxer, Senator Dianne Feinstein, Representative Duncan Hunter, Assemblymember Brian Jones, Chairman Ron Roberts, Mayor Jerry Sanders and Mayor Randy Voepel, dated July 20, 2012. This document is accomplished by the most Proof of Service list, located on the web page for this project at: <http://www.energy.ca.gov/sitingcases/quailbrush/index.html>.

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 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
michael.levy@energy.ca.gov

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.

Diane Scott
Siting, Transmission and Environmental Protection Division