



TETRA TECH EC, INC.

California Energy Commission

DOCKETED
11-AFC-3

TN # 68536

NOV 15 2012

November 15, 2012

Mr. Eric Solorio
California Energy Commission
Docket No. 11-AFC-3
1516 9th St.
Sacramento, CA 95814

Cogentrix Quail Brush Generation Project - Docket Number 11-AFC-3, Applicant's Monthly Status Report for the Quail Brush Power Project

Docket Clerk:

Pursuant to the provisions of Title 20, California Code of Regulation, and on behalf of Quail Brush Genco, LLC, a wholly owned subsidiary of Cogentrix Energy, LLC, Tetra Tech hereby submits the *Applicant's Monthly Status Report* for the Quail Brush Power Project (11-AFC-3). The Quail Brush Generation Project is a 100 megawatt natural gas fired electric generation peaking facility to be located in the City of San Diego, California.

If you have any questions regarding this submittal, please contact Rick Neff at (704) 525-3800 or me at (303) 980-3653.

Sincerely,

A handwritten signature in blue ink that reads "Constance E. Farmer".

Constance E. Farmer
Project Manager/Tetra Tech

cc: Lori Ziebart, Cogentrix
John Collins, Cogentrix
Rick Neff, Cogentrix
Proof of Service List

TETRA TECH EC, INC.



**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 10/29/2012)**

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DECLARATION OF SERVICE

I, Constance Farmer, declare that on November 15, 2012, I served and filed copies of the attached Applicant's Monthly Status Report for the Quail Brush Power Project, dated November 15, 2012. This document is accompanied by the most recent 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 marked **"hard copy required"** or where no e-mail address is provided.

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.





Memorandum

To: Commissioner Karen Douglas, Presiding Member
Commissioner Andrew McAllister, Associate Member
From: Connie Farmer, Tetra Tech EC, Inc. on behalf of Quail Brush Genco, LLC
Date: November 15, 2012
Subject: Quail Brush Generation Project Status Report (Docket No. 11-AFC-03)

Per the Committee Scheduling Order for the Quail Brush Generation Project (Project), monthly status reports will be prepared to inform the Committee whether or not case development is progressing satisfactorily, and to bring potential schedule delays and other relevant matters to the Committee's attention. This status report is the eighth status report for the Project, and includes a summary of completed Project milestones, upcoming Project deliverables, and potential Project schedule delays since the submittal of the previous status report on October 15, 2012.

Quail Brush Completed Project Milestones:

Since the previous status report on October 15, 2012, Quail Brush has met the following Project milestones:

1. The *SDG&E Letter to Lori Ziebart of Cogentrix Energy LLC, Providing Additional Information on the Need for the Quail Brush Project* was docketed on October 17, 2012.
2. The *Applicant's Responses to Data Requests 58 and 86* was docketed on October 18, 2012.
3. The *Applicant's Cumulative Air Quality Impacts Analysis for the Quail Brush Generation Project and Sycamore Landfill* was docketed on October 18, 2012.
4. The *Applicant's Submittal of SDG&E Request for Offers* was docketed on October 18, 2012.
5. The *Applicant's Responses to Data Requests per the SDAPCD Letter Dated 10-19-12*, was docketed on October 23, 2012.
6. The *Quail Brush Genco, LLC - C. Neff - Request for Confidential Treatment of IMPLAN Modeling Data*, was docketed on October 22, 2012.
7. The *Applicant's Revised Air Quality NO₂ Modeling Files* document was docketed on October 30, 2012.

8. The *Applicant's Revised Alternative Analysis* was docketed on October 30, 2012.
9. The *Applicant's Public Record Documents Supporting the Need for the Project* was docketed on October 30, 2012.
10. The *Applicant's Brush Management Plan* was docketed on October 31, 2012.
11. The *Applicant's Hydrology Responses to Comments from Don Weston at the October 19, 2012 CEC Public Workshop* was docketed on October 31, 2012.
12. The *Applicant's Revised NO2 Modeling Analysis* was docketed on October 31, 2012.
13. The *Applicant's Data Requests 17 - 18 to Intervenor Rudy Reyes* was docketed on October 31, 2012.
14. The *Applicant's Alternatives Analysis Errata* was docketed on October 31, 2012.
15. The *Applicant's Revised CALPUFF Nitrogen Deposition Rates* was docketed on October 31, 2012.
16. The *Applicant's Responses to Outstanding CEC and Intervenor Houser Data Requests* was docketed on October 31, 2012.
17. The *Application for Confidential Designation - Request for Confidential Treatment for Proposed Air Mitigation Plan* was docketed on October 31, 2012.
18. The *Application for Confidential Designation - Request for Confidential Treatment for Proposed Air Mitigation Plan* was docketed on October 31, 2012. This document provides proposed CEQA mitigation for non-attainment pollutants and precursor emissions in response to Data Request 3 and per discussion with Joseph Hughes and Eric Solorio during the October 3, 2012 public workshop.
19. The *Applicant's Responses to CEC Staff Data Requests 87 through 89* were docketed on November 1, 2012.
20. The *Applicant's Addendum to the Re-Study of C1C2 Phase II Interconnection Study* was docketed on November 5, 2012.
21. The *Applicant's Opposition to Motion by Intervenor Homefed Fanita Rancho, LLC to Extend Discovery Period* was docketed on November 6, 2012.
22. The *Applicant's Opposition to Motion by Helping Hand Tools for Cancellation of Application or New Scheduling Order* was docketed on November 6, 2012.

23. The *Applicant Slides from the CEC October 3, 2012 Workshop* was docketed on November 14, 2012.
24. The *Applicant Slides from the CEC October 19, 2012 Workshop* was docketed on November 14, 2012.
25. The Applicant and consultants participated in a CEC workshop on October 19, 2012 where fire protection, worker safety, biological resources, soil and water resources, noise, and visual resources were discussed.

Upcoming Project Deliverables:

The following is a list of upcoming Project deliverables, including deliverables due from the Applicant prior to the next status report (December 15) as well as an update on responses to data requests for which Quail Brush has been unable to provide an anticipated response date due to the necessary involvement of other agencies.

- Per discussions with CEC staff and the San Diego Fire Department during the public workshop held on October 19, 2012, Quail Brush will prepare a Fire and Emergency Response Study that will be docketed on approximately November 30, 2012.
- Quail Brush will provide the biological resources mitigation package, including information regarding land mitigation/weed abatement related to nitrogen deposition by November 30, 2012.
- Quail Brush will provide the Biological Assessment to EPA Region IX for their use in initiating Section 7 of the Endangered Species Act consultation with the U.S. Fish and Wildlife Service by November 15, 2012.
- Quail Brush plans to docket the redacted Power Purchase Agreement by November 30, 2012.
- Quail Brush will file initial responses to Intervenor Houser Data Requests 36-40 by November 19, 2012.
- Quail Brush will file initial responses to Intervenor Rudy Reyes Data Requests 1-46 by November 19, 2012.
- Quail Brush will file initial responses to Intervenor Helping Hand Tools Data Requests 1-27 by November 19, 2012.
- Quail Brush will file initial responses to Intervenor HomeFed Fanita Rancho, LLC Data Requests 1-84 by November 20, 2012.

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- Quail Brush will file initial responses to CEC Data Requests 94 – 95 by November 20, 2012.
- Quail Brush will file responses to Intervenor Preserve Wild Santee and Center for Biological Diversity Data Requests 1-17 by November 28, 2012.
- Quail Brush will file responses to Intervenor Houser Data Requests 36-40 by November 29, 2012.
- Quail Brush will file responses to Intervenor Sunset Greens HOA Data Requests 53-57 by November 29, 2012.
- Quail Brush will file responses to Intervenor Rudy Reyes Data Requests 1-46 by November 29, 2012.
- Quail Brush will file responses to Intervenor Helping Hand Tools Data Requests 1-27 by November 29, 2012.
- Quail Brush will file responses to Intervenor HomeFed Fanita Rancho, LLC Data Requests 1-84 by November 30, 2012.
- Quail Brush will file responses to CEC Data Requests 90-93 by November 29, 2012.
- Quail Brush will file responses to CEC Data Requests 94-95 by November 30, 2012.

Data Requests to Intervenor:

Quail Brush submitted the *Applicant's Data Request 17-18 to Intervenor Rudy Reyes* on October 31, 2012. Responses to these data requests are due by November 30, 2012.

Quail Brush submitted the *Applicant's Data Request 1-18 Set One to Sunset Greens Homeowners Association* on September 13, 2012. Responses have not been received from Sunset Greens Homeowners Association to date. Quail Brush docketed the *Applicant's Petition to Compel Data Request Responses from Intervenor Sunset Greens Homeowners Association* on November 13, 2012. The Applicant has been contacted by the Sunset Greens Homeowners Association's counsel and has accepted their proposal to submit these responses by Dec 7, 2012.

Potential Project Schedule Delays:

The Committee Scheduling Order for the Project included a request to bring potential schedule delays to the Committee's attention. As described in the *Energy Commission Staff Response to Motions by Intervenor Homefed Fanita Rancho, LLC and Helping Hand Tools* docketed on

Commissioner Karen Douglas, Presiding Member
Commissioner Andrew McAllister, Associate Member
Cogentrix Quail Brush Generation Project Status Memorandum (11-AFC-03)

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November 9, 2012, there will be a delay of the release of the CEC Preliminary Staff Assessment (PSA) due to the delay in the San Diego Air Pollution Control District (SDAPCD) Preliminary Determination of Completeness (PDOC), and the timing of the Fire and Emergency Response Study submittal. The CEC staff has also requested an extension of the discovery period to December 14, 2012 in this document.

Attached to this status report is an updated Quail Brush schedule.

Applicant's Proposed Schedule for Quail Brush Generation Project November 15, 2012

Activity	Calendar Day
Status Reports	November 15, 2012
Applicant submits Biological Assessment to EPA Region IX	November 15, 2012
Applicant files initial responses to Intervenor Houser Data Requests 36-40	November 19, 2012
Applicant files initial responses to Intervenor Rudy Reyes Data Requests 1-46	November 19, 2012
Applicant files initial responses to Intervenor Helping Hand Tools Data Requests 1-27	November 19, 2012
Applicant files initial responses to Intervenor HomeFed Fanita Rancho, LLC Data Requests 1-84	November 20, 2012
Applicant files initial responses to CEC Data Requests 94 – 95	November 20, 2012
Applicant files responses to Intervenor Preserve Wild Santee and Center for Biological Diversity Data Requests	November 28, 2012
Applicant files responses to Intervenor Houser, Sunset Greens HOA, Rudy Reyes, and Helping Hand Tools Data Requests	November 29, 2012
Applicant files responses to CEC Data Requests 90-93	November 29, 2012
Applicant files responses to Intervenor HomeFed Fanita Rancho, LLC Data Requests	November 30, 2012
Applicant files responses to CEC Data Requests 94-95	November 30, 2012
Applicant files Fire and Emergency Response Study	November 30, 2012
Applicant files redacted Power Purchase Agreement	November 30, 2012
Applicant files biological resources mitigation package	November 30, 2012
Status Conference (if needed)	TBD
SDAPCD issues Preliminary Determination of Compliance (PDOC)	December 14, 2012
Discovery phase ends	December 14, 2012
Status Reports	December 15, 2012
Preliminary Staff Assessment (PSA) filed	January 16, 2013
SDAPCD issues Final Determination of Compliance (FDOC)	January 31, 2013

Activity	Calendar Day
Preliminary Staff Assessment workshop(s)	February 1, 2013
Public and Agency comments on PSA due	February 18, 2013
Final Staff Assessment filed	March 8, 2013
Prehearing Conference	TBD
Evidentiary Hearings	TBD
Committee files Presiding Member's Proposed Decision (PMPD)	TBD
Hearing on PMPD	TBD
Committee files Errata or Revised PMPD (if necessary)	TBD
Commission issues Final Decision	TBD