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**STATE OF CALIFORNIA**  
**Energy Resources Conservation and**  
**Development Commission**

In the Matter of:

Docket No. 08-AFC-8A

The Application for Certification for the  
Hydrogen Energy California Project

**SIERRA CLUB STATUS REPORT No. 5**

Pursuant to the Revised Committee Scheduling Order for the Hydrogen Energy California Project (HECA), issued on January 30, 2013, Intervenor Sierra Club respectfully files this Status Report No. 5.

On February 15, 2012, Sierra Club received responses from Applicant to our 3<sup>rd</sup> Set of Data Requests; Sierra Club is currently reviewing those responses. Sierra Club is also in the process of reviewing the San Joaquin Valley Air Pollution Control District's Notice of Preliminary Determination of Compliance ("PDOC") for HECA, which was issued February 14, 2013.

Sierra Club attended the Staff Workshop on Water Supply Issues which was held February 20, 2013 in Sacramento. Sierra Club appreciates that Staff is closely scrutinizing important questions related to water supplies for this project, including: whether the modeling assumptions are adequately supported, whether the proposed water use would contribute to overdraft, whether the water can be put to a more beneficial use, and whether alternative local water supplies that are more degraded can be used as alternatives.

Dated: March 1, 2013

Signed:





**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**

**AMENDED APPLICATION FOR CERTIFICATION  
FOR THE HYDROGEN ENERGY  
CALIFORNIA PROJECT**

**Docket No. 08-AFC-08A  
PROOF OF SERVICE  
(Revised 2/11/13)**

**SERVICE LIST:**

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**OTHER ENERGY COMMISSION  
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*After docketing, the Docket Unit will  
provide a copy to the persons listed  
below. Do not send copies of  
documents to these persons  
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so.*

KAREN DOUGLAS  
Commissioner and Presiding Member

ANDREW McALLISTER  
Commissioner and Associate Member

Raoul Renaud  
Hearing Adviser

Galen Lemei  
Adviser to Presiding Member

Jennifer Nelson  
Adviser to Presiding Member

David Hungerford  
Adviser to Associate Member

Patrick Saxton  
Adviser to Associate Member

Eileen Allen  
Commissioners' Technical  
Adviser for Facility Siting

**DECLARATION OF SERVICE**

I, Andrea Sanchez, declare that on March 1, 2013, I served and filed copies of the attached Status Report No. 5, dated March 1, 2013. This document is accompanied by the most recent Proof of Service, which I copied from the web page for this project at: [http://www.energy.ca.gov/sitingcases/hydrogen\\_energy/](http://www.energy.ca.gov/sitingcases/hydrogen_energy/).

The document has been sent to the other persons on the Service List above in the following manner:

*(Check one)*

**For service to all other parties and filing with the Docket Unit at the Energy Commission:**

x I e-mailed the document to all e-mail addresses on the Service List above and personally delivered it or deposited it in the US mail with first class postage to those persons noted above as "hard copy required";  
**OR**

       Instead of e-mailing the document, I personally delivered it or deposited it in the US mail with first class postage to all of the persons on the Service List for whom a mailing address is given.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that I am over the age of 18 years.

Dated: March 1, 2013

s/Andrea Sanchez