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Senior Environmental Counsel

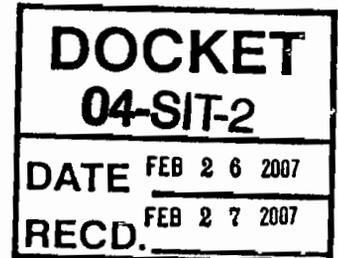
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February 26, 2007

Commissioner John L. Geesman
Commissioner Jeffrey Byron
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814-5512

Re: Notice of Proposed Action to Adopt Revisions to the Energy Commission's Rules of Practice and Procedure; Docket No. 04-SIT-2



Dear Commissioners Geesman and Byron:

The Siting Committee issued proposed revisions to the Rules of Practice and Procedure and "Appendix B" concerning Information Requirements for an Application by notice dated December 13, 2006 ("the Siting Regulations"). This comment is submitted in response to the Committee's notice. Sempra appreciates the efforts of the Committee and Commission Staff to revise the Siting Regulations.

Changes made in the proposal in response to comments of interested parties in writing and at the Committee Workshop held November 13, 2006 have improved the proposed amendments. Some of Sempra's and others' comments were accepted and some not; however, overall the revised proposal is improved and Sempra generally supports its adoption.

Sempra still has concerns with regard to the "front loading" of the process to obtain some information that may be more appropriately left to the discovery phase of proceedings. We also remain concerned about the need to identify the location of proposed air quality offsets and specifying mitigation in addition to that provided by Air Pollution Control District rules. However, the changes made to the air quality section of Appendix B in the Committee's proposed version do reduce our concerns regarding the scope and timing of submittal of required information regarding offsets.

The Staff responses to comments and the discussion at the workshops have been limited to responses to changes originally proposed by Staff. Our previous comments touched upon a number of other matters, and so have not been explicitly addressed. As we stated at the November 13, 2006 workshop, ongoing discussions of siting process issues in informal workshops seems to be a good way of further improving the process as well as communication among interested parties concerning how various complex and challenging procedural issues may be addressed. We found the November 13th workshop to be a productive interchange for all concerned. Therefore, Sempra would welcome an opportunity to participate in similar informal workshops on selected siting process issues in the future.

Sincerely yours,

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