

**DOCKET**

**05-AFC-3**

DATE MAY 24 2012

RECD. MAY 25 2012

May 24, 2012

**Via E-Mail**

Karen Douglas  
Presiding Member  
California Energy Commission  
1516 Ninth Street  
Sacramento, CA 95814  
c/o Ollie Awolowo [oawolowo@energy.ca.gov](mailto:oawolowo@energy.ca.gov)

Robert B. Weisenmiller  
Chairman and Associate Member  
California Energy Commission  
1516 Ninth Street  
Sacramento, CA 95814  
c/o Catherine Cross [ccross@energy.ca.gov](mailto:ccross@energy.ca.gov)

Re: Sun Valley Energy Project, AFC No. 05-AFC-3  
Request for Additional 12 Month Suspension

Dear Commissioners Douglas and Weisenmiller:

Valle del Sol Energy, LLC (VSE) requests an additional 12-month suspension of the Application for Certification for the Sun Valley Energy Project ("Project") proceeding (Docket No. 05-AFC-03). VSE appreciates the Order Suspending Proceeding you granted on May 31, 2011. Unfortunately, obtaining emission reduction credits, offsets or other measures needed to meet the requirements of the South Coast Air Quality Management District ("District") to address Project emissions of oxides of sulfur and particulate matter remains extremely challenging. This issue forced the initial review of the Project to stop after the Preliminary Staff Assessment. VSE is optimistic about finding a solution to the current lack of emission reduction credits in the District. The Walnut Creek Energy Park recently found a solution to allow the Walnut Creek project to meet District requirements and proceed to construction. Replacing Huntington Beach Units 3 and 4 with Walnut Creek will provide air quality and reliability benefits to Southern California. Similarly, the Sun Valley Project would like to be a part of the transition to more efficient and reliable operation for Southern California.

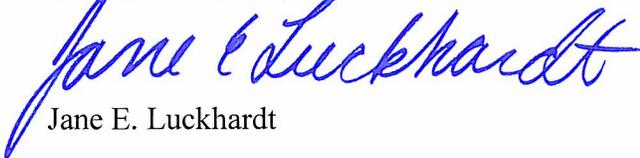
If this extension is not granted and the Project has to begin with a new application for certification the work to date completed by California Energy Commission Staff will be lost. In addition, the Project will incur approximately \$500,000 in additional costs and months of delay. The minimum time for development and construction of a power plant like this Project is 4 years

once a site is selected. VSE has site control and is ready to proceed with permitting when a viable solution to the emission reduction credit issue becomes available. VSE continues to believe that this Project has the potential to provide peaking support for the integration of additional renewable generation to help California meet its long term greenhouse gas goals.

VSE appreciates your consideration of this request. If needed to make a decision on this request, VSE will provide additional information to the Committee or Commission Staff.

Very truly yours,

DOWNEY BRAND LLP



Jane E. Luckhardt

JEL:ln

cc: Robert Worl (California Energy Commission, [rworl@energy.ca.us](mailto:rworl@energy.ca.us))  
Kourtney Vaccaro (Hearing Officer, California Energy Commission, [kvacarro@energy.ca.us](mailto:kvacarro@energy.ca.us))



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 SUN VALLEY ENERGY PROJECT (SVEP)*

Docket No. 05-AFC-03

PROOF OF SERVICE

*(Revised 4/26/2012)*

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\*indicates change

**DECLARATION OF SERVICE**

I, Lois Navarrot, declare that on May 25, 2012, I served a copy of the **Letter to Commissioners Douglas and Weisenmiller regarding Request for Additional 12 Month Suspension dated May 24, 2012**. This document is accompanied by the most recent Proof of Service list, located on the web page for this project at: [www.energy.ca.gov/sitingcases/sunvalley/index.html](http://www.energy.ca.gov/sitingcases/sunvalley/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. 05-AFC-3  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

**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  
[mlevy@energy.state.ca.us](mailto:mlevy@energy.state.ca.us)

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.

\_\_\_\_\_  
/s/  
Lois Navarrot

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