DOCKET
04-AFC-1
DATE JUN 30 2005
RECD. JUN 30 2005

BEFORE THE
STATE OF CALIFORNIA
ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION

Application for Certification
For the San Francisco
Electric Reliability Project

Docket No. 04-AFC1

GREENACTION PROTEST OF CALIFORNIANS FOR RENEWABLE ENERGY, INC. (CARE) MOTION TO COMPEL

Greenaction for Health and Environmental Justice provides the following response to CARE's **First Set of Data Requests of Californian for Renewable Energy, inc. (CARE) On Greenaction For Health & Environmental Justice** received and docketed by the State of California Energy Resources Conservation and Development Commission on May 20, 2005.

We apologize to the Commission for taking until today to respond to CARE's Data Request. Greenaction was unaware of the request until we received the **04-AFC-1 Motion to Compel Data responses from Green Action** on June 16, 2005. We have since downloaded and studied the referenced documents and provide the following responses:

1) Greenaction asserts that it is under no obligation to respond to CARE's data request (under Title 20, California Code of Regulations, section 1716) for documents related to environmental grants received by Greenaction from the City and County of San Francisco for the following reasons: 1) Greenaction is not an applicant in the proceedings so the only appropriate time for CARE to delve into Greenaction's background and relationship with the City is during expert testimony and for the sole purpose of determining whether we are qualified to assume that role and; 2) the requested materials are not relevant to the above referenced proceeding.

2) All the information requested by CARE is part of the public record and freely available from San Francisco Department of the Environment (SFE). I spoke to Sraddha Mehta at SFE and she reported to me that CARE made a request for the information on May 6, 2005 and then failed to return to review the requested documents as requested in her May 12, 2005 email to CARE. It is clear to us that CARE is aware that all the documents are available for viewing by CARE without cost. CARE's request appears to be an effort to harass Greenaction for unknown benefit.

Greenaction is deeply disturbed that we did not receive hard copy service on this important issue from CARE. We request the Commission require that CARE, from this point forward, provide hard copies of all of all requests, motions, and responses in this proceeding to all interveners and interested parties, and have them delivered via U.S. Postal Service.

Greenaction is aware of its obligation to provide responses to data requests from other parties and reiterates its apology to the Commission that it has not done so in this case.

Respectfully,

Karl Krupp
Greenaction for Health and Environmental Justice

Verification

I am a named Intervener for Greenaction and am authorized to make this verification on its behalf. The statements in the forgoing document are true of my own knowledge, except matters, which are therein stated on information and belief, and as to those matters I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 29th day of June, 2005, at San Francisco, California.

Karl Krupp
Community Health Advocate
Greenaction for Health & Environmental Justice
June 29, 2005

Sent by email on June 29, 2005:

CALIFORNIA ENERGY COMMISSION

docket@energy.state.ca.us

APPLICANT

Bhale@sfwater.org
kkubick@sfwater.org

APPLICANT'S CONSULTANTS

Steve4155@astound.net
jcarrier@sc2m.com

COUNSEL FOR APPLICANT

Jeanne.sole@sfgov.org
drp.gene@spcglobal.net
jmiller@caiso.com

INTERVENORS

Jeffrey.russell@mirant.com
Michael.carroll@lw.com
joeboss@joeboss.com
sarveyBob@aol.com
karl@greenation.org
steven@sfpower.org
michaelboyd@sbcglobal.net
L_brown123@yahoo.com

Sent by U.S. Post to the following address on June 29, 2005:

12 copies to the California Energy Commission at:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 04-AFC-01
DOCKET UNIT, MS-4
1516 Ninth Street
Sacramento, CA 95814-5512

1 copy each to:

Barbara Hale, Power Policy Manager
San Francisco Public Utilities Commission
1155 market Street, 4th Floor
San Francisco, CA 94102

Steve De Young
De Young Environmental Consulting
4155 Arbolado Drive
Walnut Creek, CA 94598

Applicant Project Manager
Karen Kubick
SF Public Utilities Commission
1155 Market St., 8th Floor
San Francisco, CA 94103

John Carrier
CH2MHill
2485 Natomas Park Drive, Suite 600
Sacramento, CA 95833-2942

Lynne Brown – Member, CARE
Resident, Bayview Hunters Point
24 Harbor Road
San Francisco, California 94124

Electricity Oversight Board
770 L Street, Suite 1250
Sacramento, CA 95814

Emilio Varanini III
Special Counsel
California Power Authority
717 K Street, Suite 217
Sacramento, CA 95814

Independent System Operator
Jeffery Miller
151 Blue Ravine Road
Folsom, CA 95630

Department of Water Resources
SERS
Dave Alexander
3301 El Camino Avenue, Ste. 120
Sacramento, CA 95821-9001

Michael J. Carroll
Latham & Watkins LLP

650 Town Center Drive, Suite 2000
Costa Mesa, CA 92626

Jeffrey S. Russell
Vice President, West Region Operations
Mirant California, LLC
1350 Treat Blvd., Suite 500
Walnut Creek, CA 94597

Potrero Boosters Neighborhood
Association
Dogpatch Neighborhood Association
Joseph Boss
934 Minnesota Street
San Francisco, CA 94107

Robert Sarvey
501 West Grantline Road
Tracy, CA 95376

San Francisco Community Power
c/o Steven Moss
2325 Third Street #344
San Francisco, CA 94107

Californians for Renewable Energy, Inc.
(CARE)
Michael E. Boyd, President
5439 Soquel, California 95073

I declare that under penalty of perjury that the foregoing is true and correct

Karl Krupp
Community Health Advocate
Greenaction for Health & Environmental Justice
June 29, 2005