

**BEFORE THE
STATE OF CALIFORNIA
ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION**

Application for Certification
For the San Francisco
Electric Reliability Project

Docket No. 04-AFC-1

**MOTION TO INTERVENE WITH FINANCIAL HARDSHIP
OF CALIFORNIANS FOR RENEWABLE ENERGY, INC. (CARE)**

Pursuant to Rule 1207 of the Commission's regulations (Cal. Code of Regs. Title 20, § 1207) CALifornians for Renewable Energy, Inc. (CARE) request leave to intervene in the "Application for Certification of the San Francisco Electric Reliability Project". CARE requests that this Motion be granted for the reasons set forth below. CARE requests intervention with financial hardship, and requests leave of the Commission to file its documents and pleadings electronically, with electronic service on the other parties and the Dockets Unit, as has been granted in prior AFC proceedings to which CARE has been granted an opportunity to participate through intervention.

I.

The following persons should be included in the official service list in these proceedings and all notices and communications with respect to these proceedings should be addressed, by electronic service if available, to:

Lynne Brown – Member, CARE
Resident, Bayview Hunters Point
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San Francisco, CA 94124
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II.

CALifornians for Renewable Energy, Inc. (CARE) is a non-profit public benefit corporation organized under the laws of California in 1999 recognized as a tax-exempt under §501 (c)(3) of the US Tax Code for the purpose of educating the public about, and encouraging public agencies to consider, alternative forms of renewable energy as a means of avoiding (1) dependence on declining supplies of fossil fuels and (2) the harmful air emissions their use occasions.

CARE is the only party to this proceeding actively representing the community interest's of residential customers who are members of CARE in the Proposed Project area who reside in the affected community of Bayview Hunters Point in San Francisco, who have born the disparate environmental and socioeconomic burden of PG&E's antiquated Bayview Hunters Point power plant and Mirant's Unit 3 Potrero Hill power plant.

CARE has brought a civil rights complaint (file#03-003-HQ) against the City and County of San Francisco with the US Department of Energy Office of Civil Rights and Diversity against the California Independent System Operator Corporation (Cal ISO), the California Energy Commission, (CEC), the City and County of San Francisco (CCSF), and Pacific Gas and Electric (PG&E) for their failure to close the Hunters Point power plant based on a discriminatory reliability standard by the Cal ISO, also for the CCSF and CEC advocating new fossil fuel generation being sited in the southeast San Francisco (i.e., Hunters Point and Potrero Hill) which is predominantly a low-income community of color (African American), and the Cal ISO's denial of Voting Rights to the affected community on Cal ISO board governance.

CARE petitions for intervention on behalf of its membership who are California citizens, ratepayers, consumers, who are stakeholders in the energy and natural gas markets. CARE has an interest that may be directly affected by the outcome of the above-captioned proceeding and CARE's participation is in the public interest of the citizens of the State of California and its members, who are predominantly low-income, native peoples, and peoples of color. Based on the foregoing, CARE respectfully requests that the Commission grant this motion to intervene with financial hardship.

CARE intervenes in opposition to CCSF's project instead supporting the construction of the PG&E Jefferson Martin 230KV transmission project and the associated PG&E Hunters Point to Potrero 115KV transmission upgrade as the environmentally preferred alternative to the siting of future fossil fuel power plants such as CCSF is proposing in southeast San Francisco in addition to the continued operation of the antiquated PGE's Hunters Point power plant and Mirant's Unit 3 power plant. CARE does not oppose the alternative site staff has identified as environmentally preferred at the San Francisco airport site identified in the United Golden Gate (phase I & II) siting cases under Docket(s) 00-AFC-5 and 01-AFC-3 respectively.

III.

CARE has participated as an Intervener in the Jefferson Martin 230KV transmission project, before the California Public Utilities Commission (CPUC) under PG&E Application 02-09-043. CARE has also been an active participant in other CEC siting proceedings since 1999 by providing both expert testimony, and technical assistance to our member's Intervention, and/or formal Intervention by CARE. Some example dockets including but not limited to are the 800 MW Delta Energy Center docket (98-AFC-3), 600 MW Metcalf Energy Center (99-AFC-3), and the 1100 MW East Altamont Center (01-AFC-4). CARE is also a formal Intervenor representing consumer ratepayer stakeholders in California's energy and natural gas markets, before the Federal Energy Regulatory Commission (FERC). Some example dockets including but not limited to, are EL00-95, ER02-1656, PA02-2, EL02-113, EL02-114, EL02-115, EL03-37, EL03-137, and upon CARE's complaint, EL01-2, EL01-65, and EL04-11.

As potential end-users of service provided by CCSF, which will be paid for by all PG&E's ratepayers over the next ten years, CARE's membership will be directly affected by the outcome of this proceeding. Granting CARE's motion at this stage of the proceeding will not disrupt the proceedings or harm any existing parties.

V.

WHEREFORE, for the reasons set forth above, CARE respectfully requests that it be permitted to intervene in the above-captioned proceeding with financial hardship and be made a party for all purposes.

Respectfully submitted,



Lynne Brown
Resident, Bayview Hunters Point
24 Harbor Road
San Francisco, CA 94124



Michael E. Boyd
President
CALifornians for Renewable Energy, Inc.
(CARE)
5439 Soquel Drive
Soquel, CA 95073

June 23rd, 2004

Verification

I am an officer of the Intervening Corporation herein, and am authorized to make this verification on its behalf. The statements in the foregoing 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 23rd day of June 2004, at Soquel, California.

Michael E. Boyd

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