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

APPLICATION FOR CERTIFICATION FOR THE SAN FRANCISCO ELECTRIC RELIABILITY PROJECT

Docket No. 04-AFC-01
PROOF OF SERVICE
Revised 2/17/06

DOCKET UNIT

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DOCKET
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DATE MAR 1 2006
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BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION
OF THE STATE OF CALIFORNIA

IN THE MATTER OF: APPLICATION FOR CERTIFICATION FOR MIRANT CORPORATION'S **POTRERO UNIT 7 POWER PLANT PROJECT**	DOCKET NO. 00-AFC-4 **COMMISSION ORDER TERMINATING PROCEEDING**

I. BACKGROUND

On February 17, 2006, the Standing Siting Committee issued an "Order Denying Continued Suspension and Terminating Proceeding" in this case. We considered this matter at our March 1, 2006 business meeting.

II. DISCUSSION

Section 1720.2 of our regulations [20 Cal. Code of Regs., §1720.2] provides that a Committee may terminate a proceeding based upon an Applicant's failure to pursue the application or notice with due diligence. We find that the considerable period of inactivity in this case falls within this provision, and agree that no useful purpose would be served by continuing the period of suspension.

We therefore affirm and adopt the Committee **ORDER**.

III. ORDER

The Application for Certification proceeding for the Potrero Unit 7 Power Plant Project is hereby terminated. The docket in this case (No. 00-AFC-4) shall be closed.

Dated March 1, 2006, at Sacramento, California.

JOSEPH DESMOND
Chairman

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Vice Chair

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DECLARATION OF SERVICE

I, Katherine Nicholls, declare that on March 2, 2006, I deposited copies of the attached COMMISSION ORDER TERMINATING PROCEEDINGS on the POTRERO UNIT 7 Power Plant Project, for informational purposes, in the United States mail at Sacramento, California with first class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above. Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. I declare under penalty of perjury that the foregoing is true and correct.

[signature]

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