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DOCKET
06-AFC-4
DATE 9/29/2009
RECD. 9/29/2009

September 29, 2009

File No. 037484-0006

**VIA FEDEX**

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 06-AFC-4
1516 Ninth Street, MS-4
Sacramento, California 95814-5512

Re: Southeast Regional Energy Center Power Plant Project: Docket No. 06-AFC-4

Dear Sir/Madam:

Pursuant to California Code of Regulations, title 20, Sections 1209, 1209.5, and 1210, enclosed herewith for filing please find please find a letter from Donal O'Callaghan to Melissa Jones regarding withdrawal of Application for Certification for the above-referenced matter.

Please note that the enclosed submittal was filed today via electronic mail to your attention and to all parties on the attached proof of service list.

Very ~~truly~~ yours,

Paul E. Kihm
Senior Paralegal

Enclosure

cc: 06-AFC-4 Proof of Service List (w/encl., via e-mail and U.S. Mail)
Michael J. Carroll, Esq. (w/encl.)

4305 Santa Fe Avenue, Vernon, California 90058
Telephone (323) 583–8811

September 28, 2009

Ms. Melissa Jones
Executive Director
California Energy Resources Conservation and Development Commission
1516 Ninth Street
Sacramento, CA 95814-5512

Re: Southeast Region Energy Project (06-AFC-04) – Withdrawal of Application for Certification

Dear Ms. Jones:

Pursuant to Title 20, California Code of Regulations, Section 1709.8, the City of Vernon hereby withdraws its application for certification for the Southeast Region Energy Project (06-AFC-04). I attest under penalty of perjury to the truth and accuracy of this notice.

Vernon will soon be filing a new application for certification with the California Energy Commission for the development of a 330 megawatt plant that will be the cleanest natural gas power plant ever built in the United States. The power from this new proposed plant will provide long-term, reliable energy resources for the more than 1,800 businesses in Vernon over the next 20 years. Currently, these businesses employ more than 50,000 residents from surrounding communities. With a stable and clean energy supply to meet future loads, these businesses will be in a strong position to create new jobs and protect these existing critical jobs for local residents.

In addition, Vernon recently purchased 30,000 acres of property in Kern County with the intent of developing significant wind and solar-generated electricity to advance the renewable component of its energy resources and to assist other utilities in meeting their renewables objectives. The city is actively working with Kern County, state and federal agencies to move this ambitious plan forward. The initial proposed wind energy project is expected to generate 175 megawatts of renewable energy. The proposed 330 megawatt plant will integrate with the intermittent renewable resources from Kern County to meet the City's native demand for reliable, clean energy.

The City of Vernon is working hard to achieve the goal of becoming a leader in environmentally responsible energy generation and environmentally sustainable city management. We appreciate the efforts of your staff in reviewing the Southeast Region Energy Project, and we look forward to working with you on our newly proposed project. Please do not hesitate to contact me if you have any questions.

Very truly yours,

CITY OF VERNON

Donal O'Callaghan
City Administrator

cc: Julia Levin, Commissioner and Presiding Member
James D. Boyd, Commissioner and Associate Member
Gary Fay, Hearing Officer
Mike Monasmith, Project Manager
Jared Babula, Staff Counsel
Mike Carroll, Latham & Watkins LLP
Light & Power – Document Control

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

| | | |
|---|---|---|
| In the Matter of: | ) | Docket No. 06-AFC-4 |
| | ) | |
| Application for Certification, | ) | **PROOF OF SERVICE LIST** |
| for the SOUTHEAST REGIONAL ENERGY | ) | |
| CENTER (FORMERLY CITY OF VERNON) | ) | (Revised September 22, 2009] |
| by the City of Vernon | ) | |
| | ) | |

APPLICANT

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**Public Adviser**
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## DECLARATION OF SERVICE

I, Paul Kihm, declare that on September 29, 2009, I served and filed copies of the attached:

**LETTER FROM DONAL O'CALLAGHAN TO MELISSA JONES RE WITHDRAWAL OF APPLICATION FOR CERTIFICATION**

to all parties identified on the Proof of Service List above in the following manner:

**California Energy Commission Docket Unit**

☒ Transmission via electronic mail and by depositing one original paper copy with FedEx overnight mail delivery service at Costa Mesa, California, with delivery fees thereon fully prepaid and addressed to the following:

**CALIFORNIA ENERGY COMMISSION**
Attn: DOCKET NO. 06-AFC-4
1516 Ninth Street, MS-4
Sacramento, California 95814-5512
docket@energy.state.ca.us

**For Service to All Other Parties**

☒ Transmission via electronic mail to all email addresses on the Proof of Service list; and

☒ by depositing one paper copy with the United States Postal Service via first-class mail at Costa Mesa, California, with postage fees thereon fully prepaid and addressed as provided on the Proof of Service list to those addresses **NOT** marked "email preferred."

I further declare that transmission via electronic mail and U.S. 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. Executed on September 29, 2009, at Costa Mesa, California.

Paul Kihm