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November 4, 2008

KIMBERLY HELLWIG
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kjhellwig@stoel.com

BY HAND DELIVERY AND PER PROOF OF SERVICE

Mr. Michael Monasmith
Siting Project Manager
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

DOCKET	
07-AFC-6	
DATE	<u>NOV 04 2008</u>
RECD.	<u>NOV 04 2008</u>

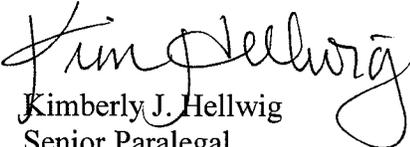
**Re: Carlsbad Energy Center Project (07-AFC-6)
San Diego Regional Water Quality Control Board Letter re Carlsbad Energy
Center Project's NPDES Permit Application**

Dear Mr. Monasmith:

Enclosed herewith for docketing, please find the San Diego Regional Water Quality Control Board's letter to Mr. Tim Hemig, Vice President of Carlsbad Energy Center LLC, confirming receipt of the National Pollutant Discharge Elimination System Permit Application and Report of Waste Discharge related to the Carlsbad Energy Center Project.

Should you have any questions or concerns regarding this matter, please do not hesitate to contact Mr. John McKinsey of this office at (916) 447-0700.

Respectfully submitted,


Kimberly J. Hellwig
Senior Paralegal

KJH:kjh

Enclosures

cc: See Enclosed Proof of Service



California Regional Water Quality Control Board

San Diego Region



Linda S. Adams
Secretary for
Environmental Protection

Over 50 Years Serving San Diego, Orange, and Riverside Counties
Recipient of the 2004 Environmental Award for Outstanding Achievement from USEPA

Arnold Schwarzenegger
Governor

9174 Sky Park Court, Suite 100, San Diego, California 92123-4340
(858) 467-2952 • Fax (858) 571-6972
[http:// www.waterboards.ca.gov/sandiego](http://www.waterboards.ca.gov/sandiego)

November 3, 2008

CERTIFIED MAIL:
7006 2760 0000 1615 7165

Tim Hemig
Vice President
Carlsbad Energy Center LLC
4600 Carlsbad Boulevard
Carlsbad, CA 92008

In reply refer to:
9 000001821:MMATA

Dear Mr. Hemig:

SUBJECT: NPDES PERMIT APPLICATION FOR THE CARLSBAD ENERGY CENTER PROJECT (CECP) WASTE DISCHARGE TO THE PACIFIC OCEAN

This letter acknowledges receipt of your NPDES permit application and Report of Waste Discharge (RWD) dated August 15, 2008 and received August 18, 2008. Supplemental information was received on September 22, 2008 and the filing fee in the amount of \$ 18,682 was received on September 23, 2008.

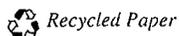
The RWD is for a proposed discharge of brine (associated with Reverse Osmosis) from a new power plant to be constructed near the existing Encina Power Station. Intake sea water would be extracted from the existing Encina Power Station intake structure and the waste discharge would be to the existing power plant effluent channel into the Pacific Ocean.

The application and supplemental information appear to contain the information necessary to draft waste discharge requirements (WDRs)/NPDES permit and thus, the application is considered complete for purposes of preparing tentative requirements. During the drafting of the tentative WDRs for the CECP we may be contacting you for additional data and clarification of information submitted with the application.

Tentative waste discharge requirements will be prepared based on the information submitted in the RWD and presented to this Regional Board for its consideration of adoption at a future Board Meeting. The draft WDRs will be made available to all parties for review and comments no less than 30 days prior to the Regional Board meeting.

The heading portion of this letter includes a Regional Board code number noted after "In reply refer to:" In order to assist us in the processing of your correspondence, please include this code number in the heading or subject line portion of all correspondence and reports to the Regional Board pertaining to this matter.

California Environmental Protection Agency



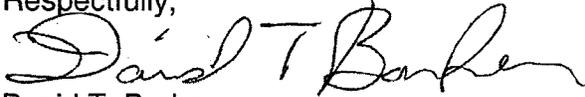
Tim Hemig
Vice President
Carlsbad Energy Center LLC

2

November 3, 2008

If you have any questions, please contact Ms. Michelle Mata at (858) 467-2981 or by email at mmata@waterboards.ca.gov.

Respectfully,



David T. Barker
Supervising Water Resource Control Engineer

DTB:bdk:mm

cc:

Keith S. Richards
Vice President
Carlsbad Energy Center LLC
4600 Carlsbad Boulevard
Carlsbad, CA 92008

cc'd by email only:

George Piantka, NRG Energy

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

APPLICATION FOR CERTIFICATION
FOR THE **CARLSBAD ENERGY CENTER
PROJECT**

Docket No. 07-AFC-6 PROOF OF
SERVICE
(Revised 10/30/2008)

**Carlsbad Energy Center Project (07-AFC-6)
San Diego Regional Water Quality Control Board Letter re
Carlsbad Energy Center's NPDES Application**

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 07-AFC-6
1516 Ninth Street, MS-15
Sacramento, CA 95814-5512
docket@energy.state.ca.us

APPLICANT

David Lloyd
Carlsbad Energy Center, LLC
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Tim Hemig, Vice President
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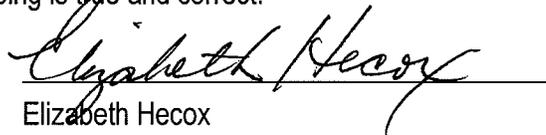
DECLARATION OF SERVICE

I, Elizabeth Hecox, declare that on November 4, 2008, I deposited copies of the attached document 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.

OR

Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.

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


Elizabeth Hecox