



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT  
COMMISSION OF THE STATE OF CALIFORNIA  
1516 NINTH STREET, SACRAMENTO, CA 95814  
1-800-822-6228 – WWW.ENERGY.CA.GOV

IN THE MATTER OF:

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

DOCKET No. 07-AFC-6

**COMMITTEE ORDER GRANTING PETITION TO INTERVENE**

Upon consideration of the Petition to Intervene filed by Petitioner Center for Biological Diversity ("Petitioner"), the Committee designated to conduct proceedings in this matter makes the following findings:

1. On August 28, 2008, a Petition to Intervene in the above-captioned proceeding was filed by:

Center for Biological Diversity  
c/o William B. Rostov  
EARTHJUSTICE  
426 17th St., 5th Floor  
Oakland, California 94612  
(510) 550-6725 Voice; (510) 550-6749 Facsimile  
[wrostov@earthjustice.org](mailto:wrostov@earthjustice.org)

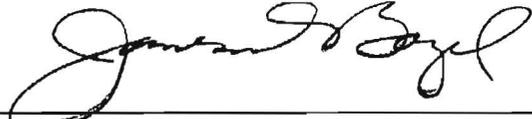
<b>DOCKET</b> 07-AFC-6
DATE <b>SEP 10 2008</b>
RECD. <b>SEP 10 2008</b>

2. The Petition was timely filed and contains the information required by section 1207 of the Commission's regulations (Cal. Code Regs., tit. 20, § 1207);
3. No party or other person has filed an opposition to said Petition; and
4. Petitioner's interests are relevant to the above-captioned proceeding.

**THEREFORE**, the Committee Orders that the Petition to Intervene in this matter be GRANTED and that Petitioner be placed upon the Proof of Service List as an Intervenor. Petitioner may exercise the rights and shall fulfill the obligations of a party as set forth in Section 1712 of the Commission's regulations. (Cal. Code Regs., tit. 20, § 1712.)

Further, the Executive Director or her designee shall ensure that Petitioner is immediately provided with a copy of the Application for Certification.

Dated: September 10, 2008, at Sacramento, California.



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JAMES D. BOYD  
Vice-Chairman and Presiding Member  
Carlsbad AFC Committee



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KAREN DOUGLAS  
Commissioner and Associate Member  
Carlsbad AFC Committee



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

**Docket No. 07-AFC-6  
PROOF OF SERVICE  
(Revised 9/10/2008)**

**INSTRUCTIONS: All parties shall 1) send an original signed document plus 12 copies OR 2) mail one original signed copy AND e-mail the document to the web address below, AND 3) all parties shall also send a printed OR electronic copy of the documents that shall include a proof of service declaration to each of the individuals on the proof of service:**

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

**APPLICANT**

David Lloyd  
Carlsbad Energy Center, LLC  
1817 Aston Avenue, Suite 104  
Carlsbad, CA 92008  
[David.Lloyd@nrgenergy.com](mailto:David.Lloyd@nrgenergy.com)

Tim Hemig, Vice President  
Carlsbad Energy Center, LLC  
1817 Aston Avenue, Suite 104  
Carlsbad, CA 92008  
[Tim.Hemig@nrgenergy.com](mailto:Tim.Hemig@nrgenergy.com)

**APPLICANT'S CONSULTANTS**

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Santa Ana, CA 92707  
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Megan Sebra  
CH2M Hill, Inc.  
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[Megan.Sebra@ch2m.com](mailto:Megan.Sebra@ch2m.com)

**COUNSEL FOR APPLICANT**

John A. McKinsey  
Stoel Rives LLP  
980 Ninth Street, Ste. 1900  
Sacramento, CA 95814  
[jamckinsey@stoel.com](mailto:jamckinsey@stoel.com)

**INTERESTED AGENCIES**

California ISO  
P.O. Box 639014  
Folsom, CA 95763-9014  
[e-recipient@caiso.com](mailto:e-recipient@caiso.com)

City of Carlsbad  
Joseph Garuba,  
Municipals Project Manager Manager  
Ron Ball, Esq., City Attorney  
1200 Carlsbad Village Drive  
Carlsbad, CA 92008  
[jgaru@ci.carlsbad.ca.us](mailto:jgaru@ci.carlsbad.ca.us)  
[rball@ci.carlsbad.ca.us](mailto:rball@ci.carlsbad.ca.us)

Allan J Thompson  
Attorney for the City  
21 "C" Orinda Way #314  
Orinda, CA 94563

**INTERVENORS**

California Unions for Reliable Energy ("CURE")  
Suma Peesapati  
Marc D. Joseph  
Adams Broadwell Joseph & Cardozo  
601 Gateway Boulevard, Suite 1000  
South San Francisco, CA 94080  
[spesapati@adamsbroadwell.com](mailto:spesapati@adamsbroadwell.com)

**\*Center for Biological Diversity**  
**c/o William B. Rostove**  
**EARTHJUSTICE**  
426 17<sup>th</sup> St., 5<sup>th</sup> Floor  
Oakland, CA 94612  
[wrostov@earthjustice.org](mailto:wrostov@earthjustice.org)

**ENERGY COMMISSION**

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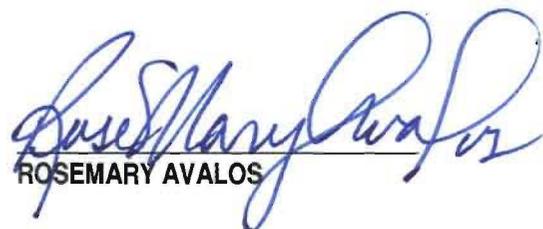
**DECLARATION OF SERVICE**

I, RoseMary Avalos, declare that on September 10, 2008, I deposited copies of the attached Committee Order Granting Petition to Intervene, in the United States mail at Sacramento, CA 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.

  
ROSEMARY AVALOS