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June 15, 2010

VIA EMAIL AND HAND DELIVERY

The Honorable James D. Boyd
Presiding Member
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

The Honorable Anthony Eggert
Associate Member
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

Hearing Officer Paul Kramer
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

Re: Carlsbad Energy Center Project (07-AFC-6)
Request for Scheduling Order

Dear Commissioners Boyd and Eggert and Hearing Officer Kramer:

At the close of evidentiary hearings for the Carlsbad Energy Center Project ("CECP" or "Project") on February 4, 2010, the parties were informed that a briefing schedule would follow on February 18, 2010. To date, no such order has been issued. By this letter, Carlsbad Energy Center LLC ("Applicant") requests an order be issued so the parties may file their respective briefs on contested topics related to this proceeding, which will pave the way for the Committee to prepare and publish the Presiding Members Proposed Decision ("PMPD").

As this Committee is aware, Applicant filed the CECP application for certification ("AFC") in September 2007. Applicant understands that staffing issues, budget cuts and an influx of renewable energy projects presented to the Commission have affected the finalization of the CECP AFC proceedings. Hence, the proceedings have now lingered far longer than Applicant anticipated.

Many important aspects of CECP have been enumerated during the CECP AFC process. Some of the more key aspects include: 1) employment of advanced, fast start, high-efficiency combustion turbine technology; 2) elimination of 225 million gallons per day of seawater

cooling; and, 3) facilitation of the shutdown of Encina Power Station Units 1-3. Nevertheless, the most important attribute of CECP is its location. The Project is located in San Diego County, a region badly in need of electrical reliability.

Applicant is prepared to brief all "contested" topics on a shortened schedule, thereby allowing the Committee to make its determinations and finalize the PMPD as soon as possible. To that end, we request the Committee issue a revised scheduling order, which includes the briefing schedule, and a date by which Applicant may expect the PMPD as the Applicant is seeking a Final Decision for CECP in 2010.

Very truly yours,

John A. McKinsey

JAM:kjh
cc: See enclosed Proof of Service

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

APPLICATION FOR CERTIFICATION FOR THE CARLSBAD ENERGY CENTER PROJECT	**Docket No. 07-AFC-6** **PROOF OF SERVICE** **(Revised 2/16/2010)**

Carlsbad Energy Center LLC's Request for Scheduling Order

CALIFORNIA ENERGY COMMISSION
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DECLARATION OF SERVICE

I, Judith M. Warmuth, declare that on June 15, 2010, I deposited copies of the aforementioned document in the United States mail at 500 Capitol Mall, Suite 1600, Sacramento, California 95814, 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.

Judith M. Warmuth