

August 1, 2008

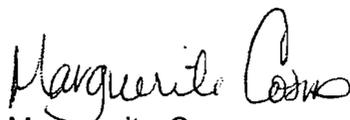
Ms. Angela Hockaday
California Energy Commission
Docket Unit
1516 Ninth Street
Sacramento, CA 95814-5512

Subject: **SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY'S
OBJECTIONS TO DATA REQUEST NO.S 56, 57, and 58
DOCKET NO. 07-AFC-9**

Dear Ms. Hockaday:

Enclosed for filing with the California Energy Commission are one (1) original and twelve (12) copies of the **SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY'S OBJECTIONS TO DATA REQUEST NO.S 56, 57, and 58**, for the Canyon Power Plant Energy Project (07-AFC-9).

Sincerely,


Marguerite Cosens

Scott A. Galati
David Wiseman
GALATI & BLEK
555 Capitol Mall, Suite 600
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(916) 441-6575

STATE OF CALIFORNIA

Energy Resources
Conservation and Development Commission

In the Matter of:

Application for Certification for the
Canyon Power Plant

DOCKET NO. 07-AFC-9

**SOUTHERN CALIFORNIA PUBLIC
POWER AUTHORITY'S (SCPPA)
OBJECTIONS TO DATA REQUESTS
FROM THE CALIFORNIA ENERGY
COMMISSION STAFF**

SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY (SCPPA) hereby files the following Objections to Staff issued Data Request No.s 56, 57 and 58 dated July 15, 2008.

GENERAL OBJECTIONS

In accordance with the California Code of Regulations section 1716(f), the SCPPA objects to California Energy Commission (CEC) Staff issued Data Request No.s 56, 57, and 58 for the reasons stated hereinafter. Staff issued Data Request No.s 57 and 58 are immediately ancillary and wholly dependent upon the validity and relevance of Data Request No. 56. Data Request No. 56 seeks information which is neither reasonably available to SCPPA nor reasonably necessary to make any decision on the Canyon Power Plant's (CPP) Application for Certification (AFC). In addition to the distinctive

non-relevant character of the information sought, obtaining the information requested would be extremely burdensome and a costly use of public funds.

SPECIFIC OBJECTIONS

In addition to the General Objections, SCPPA has the following specific objections to CEC Staff's Data Requests.

Data Request No. 56

Please have a qualified geoarchaeologist (able to demonstrate the completion of graduate-level coursework in geoarchaeology or Quaternary science) research the project area and propose a research design to:

- a. Efficiently sample those areas of the site where project excavations would extend into native soils;
- b. Acquire data to determine the precise physical character and ages of the various sedimentary deposits and paleosols beneath the surface in those parts of the proposed project site where the maximum depths of excavation into native soils would be reached;
- c. Acquire data to determine the depositional rates for the sedimentary facies at the project site; and
- d. Provide an interpretation of the field data that addresses the historical geomorphology of the project area, the likelihood of there being buried archaeological deposits there, and the anticipated age, cultural affiliation, and significance of any such deposits.

Objection to Data Request No. 56

All general objections are hereby incorporated by reference into this section.

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Data Request No. 57

Please submit the resume (including copies of graduate course transcripts) of the geoarchaeologist and the research design to staff for review and approval.

Objection to Data Request No. 57

While SCPPA agrees a Cultural Resource Specialist may be required to work on permitting, compliance or other matters in connection with the permitting, construction and/or operation of the CPP, a specific geoarchaeologist is not needed for CEC Staff to complete their Cultural Resources analysis. Consistent with the required information needs of Staff in past siting cases, this information is not reasonably necessary for Cultural Staff to complete and conduct a competent and comprehensive analysis. All objections to Data Request No.s 56 and 58 are hereby incorporated by reference.

Data Request No. 58

When a geoarchaeological research design for the proposed site has been approved by staff, please have the author of the research design conduct the approved testing and submit a report to staff.

Objection to Data Request No. 58

The geoarchaeological research design would be required in the event SCPPA were to gather, and provide the information requested. The information to be obtained from this Data Request is not reasonably necessary for Cultural Staff to complete and conduct a competent and comprehensive analysis. All objections to Data Request No.s 56 and 57 are hereby incorporated by reference.



David Wiseman
Counsel for CPP

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

APPLICATION FOR CERTIFICATION
For the *CANYON POWER PLANT*
PROJECT

Docket No. 07-AFC-9

PROOF OF SERVICE
(REVISED 7/24/2008)

INSTRUCTIONS: All parties shall either (1) send an original signed document plus 12 copies or (2) mail one original signed copy AND e-mail the document to the address for the Docket as shown below, AND (3) all parties shall also send a printed or electronic copy of the document, which includes a proof of service declaration to each of the individuals on the proof of service list shown below:

*** CALIFORNIA ENERGY COMMISSION**

Attn: Docket No. 07-AFC-9
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docket@energy.state.ca.us

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DECLARATION OF SERVICE

I, Marguerite Cosens, declare that on August 1, 2008, I deposited copies of the attached **SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY'S OBJECTIONS TO DATA REQUEST NO.S 56, 57, and 58** 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.



Marguerite Cosens