

**ATTACHMENT A**  
**A.08-09-007**

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

|   |   |
|---|---|
| <p>[Proceeding Name]<br/>                 Application of Pacific Gas &amp; Electric Company for Expedited Approval of the Amended Power Purchase Agreement for the Russell City Energy Company Project (U 39 E)</p> | <p>[Proceeding Number]<br/>                 Application 08-09-007<br/>                 Filed Sept. 10, 2008</p> |
|---|---|

**NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION AND, IF REQUESTED (and  checked), ALJ RULING ON SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP**

|  |          |                               |   |
|--|----------|-------------------------------|---|
| Customer (party intending to claim intervenor compensation): California Pilots Association, Skywest Townhouse Homeowners Association, Hayward Area Planning Association, collectively referred to as Group Petitioners   |          |                               |   |
| Assigned Commissioner: Michael Peavey  |          | Assigned ALJ: Melanie Darling |   |
| I hereby certify that the information I have set forth in Parts I, II, III and IV of this Notice of Intent (NOI) is true to my best knowledge, information and belief. I further certify that, in conformance with the Rules of Practice and Procedure, this NOI and has been served this day upon all required persons (as set forth in the Certificate of Service attached as Attachment 1).<br><br>Signature: /S/ |          |                               |   |
| Date:  | 12-18-08 | Printed Name:                 | Jewell Hargleroad, Attorney for Group Petitioners |

**PART I: PROCEDURAL ISSUES**

(To be completed by the party ("customer") intending to claim intervenor compensation)

| <b>A. Status as "customer" (see Pub. Util. Code § 1802(b)): The party claims "customer" status because it (check one):</b>   | <b>Applies (check)</b> |
|--|------------------------|
| 1. Category 1: Represents consumers, customers, or subscribers of any electrical, gas, telephone, telegraph, or water corporation that is subject to the jurisdiction of the Commission (§ 1802(b)(1)(A))  |                        |
| 2. Category 2: Is a representative who has been authorized by a "customer" (§ 1802(b)(1)(B)).  |                        |
| 3. Category 3: Represents a group or organization authorized pursuant to its articles of incorporation or bylaws to represent the interests of residential customers, to represent "small commercial customers" (§ 1802(h)) who receive bundled electric service from an electrical corporation (§ 1802(b)(1)(C)), or to represent another eligible group. | X                      |
| 4. The party's explanation of its customer status, economic interest (if any), with any documentation (such as articles of incorporation or bylaws) that supports the party's  |                        |

“customer” status. Any attached documents should be identified in Part IV.

| <b>B. Timely Filing of NOI (§ 1804(a)(1)):</b>   | <b>Check</b>                     |
|--|----------------------------------|
| 1. Is the party’s NOI filed within 30 days after a Prehearing Conference?<br>Date of Prehearing Conference: <u>  Oct. 29, 2008  </u>   | Yes <u>  </u><br>No <u>  </u>    |
| 2. Is the party’s NOI filed at another time (for example, because no Prehearing Conference was held, the proceeding will take less than 30 days, the schedule did not reasonably allow parties to identify issues within the timeframe normally permitted, or new issues have emerged)?  | Yes <u>  X  </u><br>No <u>  </u> |
| 2a. The party’s description of the reasons for filing its NOI at this other time:<br>Please see motion to accept late NOI served on Dec. 11 & submitted for filing (hard copies) on Dec. 12, 2008. Additionally, given the proposed settlement further amending the PPA a second time was not served until Dec. 24, 2008 and an additional January 8, 2009 settlement conference was held, it was not until just recently until the moving parties changed position was ascertained for Group Petitioners to determine their position. Within days afterwards, a longtime friend also passed away with young children, requiring counsel to travel to Southern California. |                                  |
| 2b. The party’s information on the proceeding number, date, and decision number for any Commission decision, Commissioner ruling, or ALJ ruling, or other document authorizing the filing of its NOI at that other time: See generally Dec. 15, 2008 notice of ruling recognizing Group Petitioners as Intervenors.  |                                  |

**PART II: SCOPE OF ANTICIPATED PARTICIPATION**

(To be completed by the party (“customer”) intending to claim intervenor compensation)

| <b>A. Planned Participation (§ 1804(a)(2)(A)(i)):</b>  |
|--|
| <ul style="list-style-type: none"> <li>• The party’s description of the nature and extent of the party’s planned participation in this proceeding (as far as it is possible to describe on the date this NOI is filed).</li> <li>• Group has participated in the two settlement conferences; begun review of and intend to fully contest and object to the second amended PPA which PG&amp;E &amp; RCEC have executed and is subject to the pending joint motion to be approved which Group Petitioners object. Further, Group petitioners intend to submit data request to PG&amp;E, present supporting testimony and take administrative notice of the related proceedings held by the CEC as well as other contractual documents, such as the FAA Grant Agreement concerning the Hayward Airport.</li> <li>• The party’s statement of the issues on which it plans to participate. All issues identified in the scoping memo; identified as part of the protest of DRA and TURN; and all issues raised by the joint motion to approve the second amended</li> </ul> |

and “restated” PPA. It is unlawful, unreasonable and not to the public’s benefit.

**B. The party’s itemized estimate of the compensation that the party expects to request, based on the anticipated duration of the proceeding (§ 1804(a)(2)(A)(ii)):**

| Item                                | Hours | Rate \$          | Total \$ | # |
|-------------------------------------|-------|------------------|----------|---|
| <b>ATTORNEY FEES</b>                |       |                  |          |   |
| [Attorney 1] Hargleroad             | 85    | \$475            | \$40,375 |   |
| [Attorney 2]                        |       |                  |          |   |
| <b>Subtotal:</b>                    |       |                  |          |   |
| <b>EXPERT FEES</b>                  |       |                  |          |   |
| [Expert 1] FAA witnesses (2-3)      | TBD   | Subpena expenses |          |   |
| [Expert 2] Dept. of Aeronautics (1) | TBD   |                  |          |   |
| <b>Subtotal:</b>                    |       |                  |          |   |
| <b>OTHER FEES</b>                   |       |                  |          |   |
| [Person 1]                          |       |                  |          |   |
| [Person 2]                          |       |                  |          |   |
| <b>Subtotal:</b>                    |       |                  |          |   |
| <b>COSTS</b>                        |       |                  |          |   |
| [Item 1] Copies/overnight           |       |                  | \$300    |   |
| [Item 2]                            |       |                  |          |   |
| [Item 3]                            |       |                  |          |   |
| <b>Subtotal:</b>                    |       |                  | \$40,675 |   |
| <b>TOTAL ESTIMATE \$:</b>           |       |                  | \$40,675 |   |

Comments/Elaboration (use reference # from above):

When entering items, type over bracketed text; add additional rows to table as necessary. Estimate may (but does not need to) include estimated claim preparation time. Claim preparation is typically compensated at ½ of preparer’s normal hourly rate.

**PART III: SHOWING OF SIGNIFICANT FINANCIAL HARDSHIP**  
 (To be completed by party (“customer”) intending to claim intervenor compensation; see Instructions for options for providing this information)

|   |                               |
|---|-------------------------------|
| <p><b>A. The party claims “significant financial hardship” for its claim for intervenor compensation in this proceeding on the following basis:</b></p> | <p><b>Applies (check)</b></p> |
|---|-------------------------------|

|  |   |
|--|---|
| 1. “[T]he customer cannot afford, without undue hardship, to pay the costs of effective participation, including advocate’s fees, expert witness fees, and other reasonable costs of participation” (§ 1802(g)); or                                    |   |
| 2. “[I]n the case of a group or organization, the economic interest of the individual members of the group or organization is small in comparison to the costs of effective participation in the proceeding” (§ 1802(g)).                              | X |
| 3. A § 1802(g) finding of significant financial hardship in another proceeding, made within one year prior to the commencement of this proceeding, created a rebuttable presumption of eligibility for compensation in this proceeding (§ 1804(b)(1)). |   |
| ALJ ruling (or CPUC decision) issued in proceeding number:<br><br>Date of ALJ ruling (or CPUC decision):   |   |

|   |
|---|
| <p><b>B. The party’s explanation of the factual basis for its claim of “significant financial hardship” (§ 1802(g)) (necessary documentation, if warranted, is attached to the NOI):</b></p>  |
| <p>Attached are the articles of incorporation establishing these are voluntary non-profit organizations. Also, Skywest is a homeowners association which dues are governed by state law to be used for limited purposes generally outside the scope of these proceedings.</p> |

**PART IV: THE PARTY’S ATTACHMENTS DOCUMENTING SPECIFIC  
ASSERTIONS MADE IN THIS NOTICE**

(The party (“customer”) intending to claim intervenor compensation identifies and attaches documents (add rows as necessary.) Documents are not attached to final ALJ ruling.)

| Attachment No. | Description            |
|----------------|------------------------|
| 1              | Certificate of Service |
|                |                        |

**ADMINISTRATIVE LAW JUDGE RULING<sup>1</sup>**

(ALJ completes)

|  | Check<br>all that<br>apply |
|--|----------------------------|
| <b>1. The Notice of Intent (NOI) is rejected for the following reasons:</b>  |                            |
| a. The NOI has not demonstrated status as a “customer” for the following reason(s):  |                            |
| b. The NOI has not demonstrated that the NOI was timely filed (Part I(B)) for the following reason(s):                       |                            |
| c. The NOI has not adequately described the scope of anticipated participation (Part II, above) for the following reason(s): |                            |
| <b>2. The NOI has demonstrated significant financial hardship for the reasons set forth in Part III of the NOI (above).</b>  |                            |
| <b>3. The NOI has not demonstrated significant financial hardship for the following reason(s):</b>                           |                            |
| <b>4. The ALJ provides the following additional guidance (see § 1804(b)(2)):</b>   |                            |

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<sup>1</sup> An ALJ Ruling will not be issued unless: (a) the NOI is deficient; (b) the ALJ desires to address specific issues raised by the NOI (to point out similar positions, areas of potential duplication in showings, unrealistic expectations for compensation, or other matters that may affect the customer’s claim for compensation); or (c) the NOI has included a claim of “significant financial hardship” that requires a finding under § 1802(g).

**IT IS RULED that:**

|   | Check<br>all that<br>apply |
|---|----------------------------|
| 1. The Notice of Intent is rejected.  |                            |
| 2. Additional guidance is provided to the customer as set forth above.  |                            |
| 3. The customer has satisfied the eligibility requirements of Pub. Util. Code § 1804(a).  |                            |
| 4. The customer has shown significant financial hardship.   |                            |
| 5. The customer is preliminarily determined to be eligible for intervenor compensation in this proceeding. However, a finding of significant financial hardship in no way ensures compensation. |                            |

Dated \_\_\_\_\_, at San Francisco, California.

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ADMINISTRATIVE LAW JUDGE

**Attachment 1:  
Certificate of Service by Customer**

I hereby certify that I have this day served a copy of the foregoing **NOTICE OF INTENT TO CLAIM INTERVENOR COMPENSATION** by (check as appropriate):

- hand delivery;
- first-class mail; and/or
- electronic mail

to the following persons appearing on the official Service List:

**CALIFORNIA PUBLIC UTILITIES COMMISSION**

Service Lists

Proceeding: A0809007 - PG&E - FOR APPROVAL

Filer: PACIFIC GAS AND ELECTRIC COMPANY (U39E)

List Name: LIST

Last changed: November 5, 2008

**Parties**

MARC D. JOSEPH  
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ADAMS, BROADWELL, JOSEPH & CARDOZO  
NETWORK  
601 GATEWAY BLVD., STE. 1000  
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SOUTH SAN FRANCISCO, CA 94080  
94102  
FOR: CALIFORNIA UNIONS FOR RELIABLE  
REFORM NETWORK  
ENERGY

MICHEL PETER FLORIO  
ATTORNEY AT LAW  
THE UTILITY REFORM

711 VAN NESS

SAN FRANCISCO, CA

FOR: THE UTILITY

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CALIF PUBLIC UTILITIES COMMISSION  
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505 VAN NESS AVENUE  
94111-6533  
SAN FRANCISCO, CA 94102-3214  
CORPORATION/RUSSELL CITY  
FOR: DRA ENERGY COMPANY, LLC

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DAVIS WRIGHT

505 MONTGOMERY

SAN FRANCISCO, CA

FOR: CALPINE

ALICE L. REID  
LAW DEPARTMENT  
AVENUE  
PACIFIC GAS AND ELECTRIC COMPANY  
94542  
PO BOX 7442 FOR: SELF  
SAN FRANCISCO, CA 94120  
FOR: PACIFIC GAS AND ELECTRIC COMPANY

ROB SIMPSON  
27126 GRANDVIEW  
  
HAYWARD, CA

MARTIN HOMECE  
PO BOX 4471  
DAVIS, CA 95617  
FOR: CALIFORNIANS FOR RENEWABLE ENERGY,  
INC. (CARE)

Information Only  
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ELECTRIC COMPANY  
DOUGLASS & LIDDELL  
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92123  
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CENTRAL FILES  
SAN DIEGO GAS AND  
  
8330 CENTURY PARK  
  
SAN DIEGO, CA

WENDY KEILANI  
ELECTRIC COMPANY  
REGULATORY CASE MANAGER  
COURT - CP31E  
AN DIEGO GAS & ELECTRIC COMPANY  
92123  
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SAN DIEGO, CA 92123

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ATTORNEY AT  
  
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CALIF PUBLIC UTILITIES COMMISSION  
COMMISSION  
ENERGY PRICING AND CUSTOMER PROGRAMS BRA DIVISION OF  
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CA 94102-3214

MELANIE DARLING  
CALIF PUBLIC UTILITIES  
ROOM 2106  
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MELISSA SEMCER  
CALIF PUBLIC UTILITIES COMMISSION  
COMMISSION  
ENERGY DIVISION  
AREA 4-A  
505 VAN NESS AVENUE  
SAN FRANCISCO, CA 94102-3214

PETER SKALA  
CALIF PUBLIC UTILITIES  
ENERGY DIVISION  
AREA 4-A  
505 VAN NESS AVENUE  
SAN FRANCISCO

Executed this day of January, 2009\_, at Hayward, California.

---

[Signature]

Jewell J. Hargleroad

---

[Printed name and address]

# STATE OF CALIFORNIA



## OFFICE OF THE SECRETARY OF STATE

I, *EDMUND G. BROWN JR.*, Secretary of State of the State of California, hereby certify:

That the annexed transcript has been compared with the record on file in this office, of which it purports to be a copy, and that same is full, true and correct.

IN WITNESS WHEREOF, I execute  
this certificate and affix the Great  
Seal of the State of California this

SEP 28 1973



*Edmund G. Brown Jr.*  
Secretary of State

ENDORSED  
FILED

In the office of the Secretary of State  
of the State of California

SEP 27 1973

EDMUND G. BROWN, Secretary of State  
By BILL HOLDEN  
Deputy

ARTICLES OF INCORPORATION

OF

SKYWEST TOWNHOUSE HOMEOWNERS' ASSOCIATION, INC.

ARTICLE I

The name of the corporation (hereinafter called the "Association")  
is SKYWEST TOWNHOUSE HOMEOWNERS' ASSOCIATION, INC.

ARTICLE II

The principal office for the transaction of the business of the  
Association is located in Alameda County, State of California.

ARTICLE III

This Association is organized pursuant to the General Nonprofit  
Corporation Law of the State of California.

ARTICLE IV

This Association does not contemplate pecuniary gain or profit  
to the members thereof, and the specific and primary purposes for  
which it is formed are to provide for maintenance, preservation and  
architectural control of the residence Lots and Common Area as set  
forth in that certain Declaration of Covenants, Conditions and Restric-  
tions applicable to the real property in Alameda County, California  
commonly known as SKYWEST TOWNHOUSES, which such Declaration is re-  
corded or to be recorded in the office of the Alameda County Recorder,  
and to promote the health, safety and welfare of the residents within  
said property and any additions thereto as may hereafter be brought  
within the jurisdiction of this Association for this purpose.

In furtherance of said purposes, this Association shall have  
power to:

(a) perform all of the duties and obligations of the Association as set forth in that certain Declaration of Covenants, Conditions and Restrictions, hereinafter called the "Declaration", applicable to the property and recorded or to be recorded in the Office of the Alameda County Recorder;

(b) fix, levy, collect and enforce payment by any lawful means, all charges or assessments pursuant to the terms of the Declaration; to pay all expenses in connection therewith and all office and other expenses incident to the conduct of the business of the Association, including all licenses, taxes or governmental charges levied or imposed against the property of the Association;

(c) acquire (by gift, purchase or otherwise), own, hold, improve, build upon, operate, maintain, convey, sell, lease, transfer, dedicate for public use or otherwise dispose of real or personal property in connection with the affairs of the Association;

(d) borrow money and mortgage, pledge, deed in trust or hypothecate any or all of its real or personal property as security for money borrowed or debts incurred;

(e) dedicate, sell or transfer all of or any part of the Common Area to any public agency, authority or utility for such purposes and subject to such conditions as may be agreed to by the members;

(f) participate in mergers and consolidations with other nonprofit corporations organized for the same purposes or annex additional residential property and Common Area;

(g) have and to exercise any and all powers, rights and privileges which a corporation organized under the General Nonprofit Corporation Law of the State of California by law may now or hereafter have or exercise.

ARTICLE V.

The authorized number and qualifications of the members of this

Association, the different classes of membership, the voting and other rights and privileges of members and the obligations of members shall be as set forth in the By-Laws of this Association.

ARTICLE VI

The affairs of this Association shall be managed by a Board of Seven (7) Directors, who need not be members of the Association. The names and addresses of the persons who are appointed to act as Directors until the selection of their successors are:

| <u>NAME</u>                | <u>ADDRESS</u>   |
|----------------------------|--|
| <u>Barbara Davis</u>       | <u>2040 Hearst Avenue<br/>Berkeley, California 94709</u> |
| <u>Marshall H. Russell</u> | <u>888 Vermont Street<br/>Oakland, California 94610</u>  |
| <u>Grady McIlroy</u>       | <u>1112 Bismarck Lane<br/>Alameda, California 94501</u>  |
| <u>Robert A. Little</u>    | <u>1816 Dahill Lane<br/>Hayward, California 94541</u>    |
| <u>Lawrence E. Volmert</u> | <u>5853 Amy Drive<br/>Oakland, California 94618</u>      |
| <u>James Dunlavey</u>      | <u>8 Ashbrook Place<br/>Moraga, California 94556</u>     |
| <u>Robert Rosenberg</u>    | <u>165 Canon Drive<br/>Orinda, California 94563</u>      |

ARTICLE VII

Upon dissolution of the Association, the assets of the Association shall be distributed to an appropriate public agency to be used for purposes similar to those for which this Association was created. In the event that such distribution is refused acceptance, such assets shall be granted, conveyed and assigned to any nonprofit corporation, association, trust or other organization organized and operated for such similar purpose.

IN WITNESS WHEREOF, for the purpose of forming this corporation under the laws of the State of California, we, the undersigned, consti-

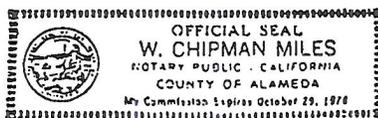
...tuting the incorporators of this Association, have executed these  
Articles of Incorporation this 21<sup>st</sup> day of September, 1973.

Barbara Davis  
Marshall H. Russell  
Grady McIlroy  
Robert A. Little  
Lawrence E. Volmert  
James Dunlavey  
Robert Rosenberg

STATE OF CALIFORNIA )  
                                  ) ss.  
COUNTY OF ALAMEDA )

On this 21 day of September, 1973, before me, a Notary  
Public for the State of California, personally appeared Barbara Davis,  
Marshall H. Russell, Grady McIlroy, Robert A. Little,  
Lawrence E. Volmert, James Dunlavey, and Robert Rosenberg,  
known to me to be the persons whose names are subscribed to the within  
Articles of Incorporation, and acknowledged to me that they executed  
the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my  
official seal on the day and year first above written.



W. Chipman Miles  
Notary Public in and for said  
County and State

State of California  
Secretary of State



*[Handwritten signature]*

I, BRUCE McPHERSON, Secretary of State of the State of California, hereby certify:

That the attached transcript of   2   page(s) has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.



IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this day of

APR 11 2006

*[Handwritten signature of Bruce McPherson]*

BRUCE McPHERSON  
Secretary of State

CERTIFICATE OF AMENDMENT OF THE ARTICLES OF  
INCORPORATION OF

HAYWARD AREA PLANNING ASSOCIATION, **ENDORSED - FILE**  
in the office of the Secretary of State  
of the State of California

The undersigned certify that:

MAR 29 2006

1. They are the President and the Secretary of Hayward Area Planning Association, Inc., a California Corporation.

2. The Articles of Incorporation are amended to read as follows:

I. The name of this Corporation is "Hayward Area Planning Association, Inc."

II. The Corporation elects to be governed by all the provisions of the new law not otherwise applicable to it under Part 5 of the California Corporations Code Section 9913(a).

III. This corporation is a nonprofit Public Benefit Corporation and is not organized for the private gain of any person. It is organized under the Nonprofit Public benefit Corporation Law for public purposes.

IV. The specific purpose of this Corporation is to engage in developmental planning for the City of Hayward, California area to balance environmental, economic, and social needs.

V. This corporation is organized and operated exclusively for public purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code. No substantial part of the activities of this corporation shall consist of carrying on propaganda, or otherwise attempting to influence legislation, and the Corporation shall not participate or intervene in any political campaign (including the publishing or distribution of statements) on behalf of any candidate for public office.

VI. The property of this corporation is irrevocably dedicated to public purposes and no part of the net income or assets of this Corporation shall

ever inure to the benefit of any director, officer or member thereof or to the benefit of any private person. Upon the dissolution or winding up of the Corporation, its assets remaining after payment, or provision for payment, of all debts and liabilities of this Corporation shall be distributed to a nonprofit fund, foundation or corporation which is organized and operated exclusively for public purposes and which has established its tax exempt status under Section 501(c)(3) of the Internal Revenue Code and subject to Chapters 16 and 17 of the California Corporations Code.

VII. Reserved

VIII. Each director has one (1) vote on the Board of Directors.

IX. Numbers II, III, IV and V of the original Articles of Incorporation are stricken.

3. The foregoing Amendment of Articles of Incorporation has been duly approved by the board of directors.

4. The foregoing amendment of Articles of Incorporation has been duly approved by the required vote of the members.

We further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of our own knowledge.

December 8, 2005

*Sherman Lewis*

SHERMAN LEWIS

Chairman of the Board of Directors

Member

*Evelyn M. Cormier*

EVELYN CORMIER,

Secretary and Member



A.08-09-007 ALJ/MD2/avs

**Darling, Melanie**

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**From:** Jewell Hargleroad [jewellhargleroad@mac.com]  
**Sent:** Thursday, January 15, 2009 2:31 PM  
**To:** Darling, Melanie; mdjoseph@adamsbroadwell.com; Mike Florio; Paull, Karen P.; jeffgray@dwt.com; Rob Simpson; martinhomec@gmail.com; liddell@energyattorney.com; centralfiles@semprautilities.com; wkeilani@semprautilities.com; diane.fellman@fpl.com; Hayley Goodson; Middlekauff, Charles (Law); Nixon, Larry; Zimmermann, Mark; Horner, Trina; bcragg@goodinmacbride.com; cem@newsdata.com; RegRelCPUCCases; kerry.hattevik@nrgenergy.com; Sean.Beatty@mirant.com; mrw@mrwassoc.com; dmarcus2@sbcglobal.net; lguliasi@reliant.com; abb@eslawfirm.com; glw@eslawfirm.com; jdh@eslawfirm.com; dcarroll@downeybrand.com; LauckhartR@bv.com; Jane Luckhardt; kdw@woodruff-expert-services.com; dws@r-c-s-inc.com; Peck, David B.; Deal, Matthew; Tisdale, Matthew; Semcer, Melissa; Skala, Pete  
**Subject:** A.08-09-007 (Russell City Energy Center): Group petitioners NOI  
**Attachments:** CPUC RCEC grp pet NOI.pdf; ATT2982262.htm; CPUC NOI SKYWEST ARTICLES of INCORP.pdf; ATT2982263.htm; CPUC RCEC NOI HAPA endorsed articlesa.pdf; ATT2982264.htm

Attached are the following pdf documents for service on behalf of the Group Petitioners California Pilots Association, Hayward Area Planning Association and Skywest Townhouse Association: Notice of Intent To Claim Intervenor Compensation

Jewell J. Hargleroad  
Law Office Of Jewell J. Hargleroad  
1090 B Street, No. 104  
Hayward, California 94541  
Telephone: 510-331-2975  
jewellhargleroad@mac.com

January 19, 2009

**Via Overnight Delivery**

Docket Office  
Calif. Public Utilities Commission  
505 Van Ness Ave., Rm. 2001  
San Francisco, CA 94102

Re: A.08-09-007: Russell City Energy Center  
Inadvertently Omitted Attachments From Hardcopies

Dear Sir or Madam:

Enclosed are copies of the articles of incorporation of the Group Petitioners/Intervenors California Pilots Association, Hayward Area Planning Association and Skywest Townhouse Homeowners Association which were inadvertently omitted from the hardcopies provided to you by mail last week of Group Petitioners Notice of Intent to Claim Intervenor Compensation (NOI) executed on January 15, 2009. This supporting documentation was attached, however, to the copy of the NOI electronically served on January 15, 2009.

Please let me know whether there is anything further I may need to do to complete the filing and accept my apologies for any inconvenience to your office for this inadvertent omission.

Respectfully Submitted,

/s/

Jewell J. Hargleroad

cc: Administrative Law Judge  
Melanie Darling