



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

FILED

12-04-09
03:53 PM

Application of Pacific Gas and Electric
Company for Approval of the Novation of the
California Department of Water Resources
Agreements Related to the Calpine
Transaction, and Associated Cost Recovery.
U39

Application 09-10-034
(Filed October 30, 2009)

MOTION OF CALPINE CORPORATION FOR PARTY STATUS

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Dated: December 4, 2009

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MOTION OF CALPINE CORPORATION FOR PARTY STATUS

Pursuant to Rule 1.4(a) and Rule 11.1(b) of the California Public Utilities Commission (“Commission”) Rules of Practice and Procedure, Calpine Corporation (“Calpine”) hereby moves for party status in the above-captioned proceeding.

In this proceeding, Pacific Gas and Electric Company (“PG&E”) requests Commission approval of five contracts which constitute the novation of two 2002 contracts between the California Department of Water Resources (“DWR”) and affiliates of Calpine. Calpine expects to fully participate in this proceeding and does not believe its participation will broaden the issues to be considered by the Commission.

Calpine requests that all correspondence, pleadings, notices, orders, rulings and other communications concerning this proceeding be provided to the following:

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WHEREFORE, Calpine respectfully requests that it be granted party status in this proceeding.

Respectfully submitted,

/s/ Jeffrey P. Gray

Jeffrey P. Gray

Vidhya Prabhakaran

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**[PROPOSED] ADMINISTRATIVE LAW JUDGE'S RULING ON
MOTION OF CALPINE CORPORATION FOR PARTY STATUS**

On December 4, 2009, Calpine Corporation ("Calpine") moved for party status in A.09-10-034. Calpine has a direct and significant interest in this proceeding, and Calpine's intervention will not unduly broaden the issues under consideration in this proceeding.

Therefore, **IT IS RULED** that, good cause appearing,

1. The request of the Calpine for party status in A.09-10-034 is granted.
2. Calpine shall serve all parties of record and any other entities designated for service with any pleadings filed by Calpine in this proceeding.

Dated _____, 2009 at San Francisco, California.

Administrative Law Judge

CERTIFICATE OF SERVICE

I, Judy Pau, certify:

I am employed in the City and County of San Francisco, California, am over eighteen years of age and am not a party to the within entitled cause. My business address is 505 Montgomery Street, Suite 800, San Francisco, California 94111-3834.

On December 4, 2009, I caused the following to be served:

MOTION OF CALPINE CORPORATION FOR PARTY STATUS

via electronic mail to all parties on the service lists A.09-10-034 and A.09-10-022 who have provided the Commission with an electronic mail address and by First class mail on the parties listed as "Parties" and "State Service" on the attached service lists who have not provided an electronic mail address.

/s/
Judy Pau

VIA U.S. MAIL AND EMAIL

President Michael R. Peevey
Administrative Law Judge Timothy Kenney