

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

Cabrillo Power I, LLC

)

Docket Nos. ER07-290-000
ER08-165-000

**MOTION TO INTERVENE AND COMMENTS IN SUPPORT
OF THE
CALIFORNIA INDEPENDENT SYSTEM OPERATOR CORPORATION**

Pursuant to Rule 214 of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (“Commission”), 18 C.F.R. § 385.214 (2007), the California Independent System Operator (“CAISO”) submits this Motion to Intervene and Comments in the captioned proceeding. In support thereof, the CAISO states as follows:

I. Description of the Proceeding

On November 1, 2007, Cabrillo Power I LLC (“Cabrillo I”) tendered for filing its Notice of Cancellation for FERC Rate Schedule No. 2, the Reliability Must-Run Service Agreement (“RMR Agreement”) between Cabrillo I and CAISO. Cabrillo I requests an effective date of January 1, 2008 for the Notice of Cancellation, consistent with the termination date of the underlying contract.

The Commission issued a Combined Notice of Filings setting November 23, 2007 as the deadline for interventions in this proceeding.

II. Description of the CAISO and Communications

The CAISO is a non-profit public benefit corporation organized under the laws of the State of California with a principal place of business at 151 Blue Ravine Road, Folsom, CA 95630. The CAISO is the Control Area Operator responsible for the reliable operation of a grid comprising of the transmission systems of a number of public utilities including San Diego Gas

& Electric Company (“SDG&E”), as well as the coordination of the ancillary services and real-time electricity markets in California.

The CAISO requests that all communications and notices concerning this motion and these proceedings be provided to:

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III. Motion to Intervene

Cabrillo I’s RMR Units are located within SDG&E’s transmission system and have been needed to maintain the reliability of such system. As the Control Area Operator responsible for maintaining reliability of the SDG&E transmission system and, as the counter party to Cabrillo I’s RMR Agreement, the CAISO has a unique interest in any Commission proceeding that affects this RMR Agreement. Accordingly, the CAISO has a direct and substantial interest in this proceeding and requests that it be permitted to intervene with full rights of a party. Because no other party can adequately represent the CAISO’s interests, the CAISO’s intervention is in the public interest and should be granted.

IV. Comments

The CAISO supports the cancellation of Cabrillo I's FERC Rate Schedule No. 2 because the services Cabrillo I previously provided under the RMR Agreement will now be provided either under the California Public Utilities Commission's Local Resource Adequacy Requirements ("LRAR") or pursuant to two new Interim Agreements between the CAISO and Cabrillo I. Specifically, the CAISO and Cabrillo I have executed two Interim Agreements for Cabrillo I's provision of Black Start and Dual Fuel services, which Interim Agreements have been filed with the Commission in FERC Docket No. ER08-178. Based on the foregoing, the CAISO supports the Notice of Cancellation.

V. Conclusion

For the foregoing reasons, the CAISO respectfully requests that the Commission (i) grant the CAISO's Motion to Intervene making the CAISO a party in the above-captioned proceeding with full rights of participation, and (ii) consider the CAISO's Comments in Support.

Respectfully submitted,

/s/ Mary Anne Sullivan

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Counsel for
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Dated: November 21, 2007

CERTIFICATE OF SERVICE

I hereby certify that I have this 21st day of November, 2007 caused to be served a copy of the forgoing Motion to Intervene and Comments in Support upon all parties listed on the official service list compiled by the Secretary of the Federal Energy Regulatory Commission in this proceeding.

/s/ Karin L. Larson
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