

2005-1100

99-AFC-50  
CALIF ENERGY COMMISSION

AUG 26 2005

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STATE OF CALIFORNIA  
Energy Resources Conservation  
and Development Commission

In the Matter of: )  
 ) Docket No. 99-AFC-5C  
Otay Mesa Generating Project )  
 )  
Petition for the Transfer of Ownership from )  
Otay Mesa Generating Company, LLC to Otay Mesa  
Energy Center, LLC )

PETITION FOR OWNERSHIP CHANGE

Pursuant to California Code of Regulations, Title 20, Section 1769(b)<sup>1</sup>, Otay Mesa Generating Company, LLC hereby petitions the Commission for a change of ownership approval for its Otay Mesa Generating Project (the "Project"), Docket No. 99-AFC-5C, as amended.

The change of ownership will facilitate project financing by reflecting the transfer of the Project's assets and ownership from Otay Mesa Generating Company, LLC to Otay Mesa Energy Center, LLC. Accordingly, the owner and operator of the Project will be Otay Mesa Energy Center, LLC, an indirect, wholly owned subsidiary of Calpine Corporation.

Otay Mesa Energy Center, LLC, also hereby notifies the Commission that consistent with the change in ownership the new name of the facility will be the "Otay Mesa Energy Center."

<sup>1</sup> All references to "Section" or "Sections" are to Code of Regulations, Title 20, unless otherwise noted.

In response to Section 1769(b)(1)(A), there will be no operational changes to the Project.

In response to Section 1769(b)(1)(B), Otay Mesa Energy Center, LLC is responsible for compliance with the Commission's conditions of certification for the Project. As the owner and operator of the Project, Otay Mesa Energy Center, LLC understands the conditions of certification and agrees to comply with them.

In response to Section 1769(b)(1)(C), as an officer of Otay Mesa Energy Center, LLC, I hereby attest, under penalty of perjury, under the laws of the State of California, that the contents of this Petition are truthful and accurate to the best of my knowledge and belief.

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OTAY MESA ENERGY CENTER, LLC

Dated: Aug. 24, 05

By: 

**Richard L. Thomas**  
**Vice President**

Title: \_\_\_\_\_