

Save Kilarc Committee
info@savekilarc.org
or
P.O. Box 144
Whitmore, CA 96096

March 20, 2009

The Honorable Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 – 1st Street, N.E.
Washington, DC 20426-0001

filed electronically

Ref: P-606-CA

Re: Objection to PG&E's Failure to Consult with Community Stakeholders

Dear Ms. Bose:

Members of the Whitmore Community are important stakeholders in the disposition of the Kilarc facilities upon PG&E's license surrender. We have repeatedly been ignored by PG&E.

We appreciate that Mr. TJ Lovullo came to our community in January 2008 to explain how the FERC process is supposed to be followed by PG&E. As a community, we submitted one of three comment letters on PG&E's Draft License Surrender Application (Draft LSA) in opposition to PG&E's proposed dismantling of the Kilarc facilities (letter #13 in Appendix 0 of the LSA).

PG&E's LSA contains an "Appendix B: Consultation Summary" including "Table 1: Kilarc-Cow Creek Hydroelectric Project Consultation and Public Outreach Log." The title of the table is accurate – PG&E had Consultation WITH AGENCIES ONLY and "Outreach" to inform the Public that their interests were not being addressed. When PG&E identifies "Public Outreach relevant to the FERC License Surrender Process" ALL items identify that PG&E informed the public, or formally rejected input from the public. There is no instance where PG&E acknowledged that issues raised by the public were considered valid and addressed in their analysis.

PG&E's responses to our comments are totally unacceptable. No substantive changes were made between the Draft LSA and the LSA filed with the FERC on March 13, 2009. PG&E is being disingenuous when several responses begin "PG&E believes it took public input into consideration in developing the DLSA, and has continued to engage the public and stakeholders during the preparation of the LSA." (Responses 13-03, 13-26)

The Honorable Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission
Re: P-606-CA, Objection to PG&E's Failure to Consult with Community Stakeholders
March 20, 2009
Page 2

Additionally PG&E is misrepresenting its own responsibilities and obligations when refusing to provide a reasonable answer to issues we have raised. Two examples include: "The LSA structure is directed by FERC and cannot be revised for the final LSA" (Response 13-28, when requested to organize Exhibit E information so that the discussions for each topic of affected environment, impacts, and mitigations, with corresponding tables and figures pertaining to the Kilarc Development are presented together) and "FERC is responsible for conducting the NEPA environmental analysis [...] If FERC believes it needs additional information, it will require PG&E to provide it." (Response 13-09)

A number of other examples of PG&E's failure to acknowledge input that the community has provided repeatedly will be provided by the Save Kilarc Committee as soon as documentation can be prepared by local supporters who are most qualified to document how PG&E's analysis is inappropriate for specific issues.

In the meantime, the Save Kilarc Committee requests that the FERC finally include our local community among the stakeholders whose input is actually considered in this License Surrender process. Decommissioning facilities does not require dismantling facilities, that is simply PG&E's extremely flawed plan.

Save Kilarc Committee Chair Glenn Dye, and our Board Member Laura Carnley are already identified on the FERC Service List for P-606. This letter is being submitted on behalf of the entire community with the request that the p606service@savekilarc.org e-mail be added to the official service list, as we have arranged for automatic distribution of e-mails to all community members who would request to be part of our service group. Furthermore, we are providing notice by telephone or U.S. mail to our citizens who do not use e-mail, as warranted.

Please do not ignore the community. A win-win solution can be achieved if PG&E will leave Kilarc facilities in place and support the community even slightly.

Sincerely,

 B.A., R.N.
Maggie Trevelyan
Save Kilarc Committee Member

cc: "Evans, Stacy" SxEf@pge.com
"Nevares, Steven" SAN3@pge.com
Thomas "TJ" Lovullo Thomas.Lovullo@ferc.gov