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*Recd. DOE*  
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September 27, 1999

Mr. Anthony J. Como  
Office of Coal & Power Import / Export (FE-27)  
Office of Fossil Energy  
U.S. Department of Energy  
1000 Independence Avenue, S.W.  
Washington, D.C. 20585-0350

Re: FE Docket No. 99-1: Proposed Open Access Requirement for International  
Electric Transmission Facilities and Delegation to the Federal Energy Regulatory  
Commission

Dear Mr. Como:

Enclosed for filing are an original and fifteen (15) copies of the Petition to Intervene of Calpine Power Services Company ("CPSC") in the above-captioned proceeding. Please file-stamp the extra copy and return it to me in the enclosed, stamped self-addressed envelope. Thank you for your attention to this matter.

Sincerely,



Steven A. Burns

Enclosures

**UNITED STATES OF AMERICA  
BEFORE THE  
DEPARTMENT OF ENERGY  
OFFICE OF FOSSIL ENERGY**

Proposed Open Access Requirement            )     FE Docket No. 99-1  
for International Electric Transmission        )  
Facilities and Delegation to the Federal     )  
Energy Regulatory Commission                )

**PETITION TO INTERVENE OF  
CALPINE POWER SERVICES COMPANY**

Calpine Power Services Company ("CPSC") files this Petition to Intervene pursuant to Rule 214 of the Federal Energy Regulatory Commission's ("Commission" or "FERC") Rules of Practice and Procedure, 18 C.F.R. § 385.214 (1999), and the Notice issued by the Department of Energy's Office of Fossil Energy ("DOE") on July 21, 1999 and published in the Federal Register on July 27, 1999.<sup>1/</sup> CPSC requests that DOE grant this Petition for the reasons set forth below.

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<sup>1/</sup> 64 Fed. Reg. 40,586 (1999). DOE's notice in the Federal Register requests reference to the specific Presidential permit or export authorization to which requests for intervention apply. See 64 Fed. Reg. at 40,589. CPSC's Petition addresses DOE's proposed policies as they apply to Presidential permits for cross-border electric power transmission facilities generally and to the specific authorizations referenced in the DOE's notices.

**I.**  
**COMMUNICATIONS**

Communications concerning this Petition should be directed to the following persons, who are also designated for service in this proceeding:

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**II.**  
**BASIS FOR MOTION**

CPSC is a California corporation with its principal place of business in San Jose, California. It is a wholly-owned subsidiary of Calpine Corporation, a firm engaged in the development, ownership, and operation of geothermal and natural gas-fired non-utility generating facilities in the United States.

CPSC is a marketer and broker of electric power and also arranges other value-added services for customers, such as transmission services and fuel supplies. CPSC received authorization from FERC on March 9, 1995 to sell power at market-based prices. CPSC currently conducts its power marketing business in California, Texas, and elsewhere in the United States.<sup>2/</sup>

CPSC's marketing operations depend upon access to the transmission facilities of others. CPSC has an interest in providing services that would be associated with, among

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<sup>2/</sup> On August 31, 1999, CPSC filed with the DOE an application to export power to Mexico.

other things, the provision of transmission service from the United States to markets outside the United States. Thus, CPSC's activities stand to be directly affected by this proceeding.

As a wholesale power marketer, CPSC has an interest which may be directly affected by the outcome of this proceeding and which cannot be adequately represented by any other party. Accordingly, good cause exists to permit CPSC to intervene in this proceeding and participate with full rights as a party.

### III. CONCLUSION

WHEREFORE, for the reasons stated above, CPSC respectfully requests that DOE grant its Petition to Intervene and make CPSC a party in this proceeding for all purposes.

Respectfully submitted,



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Counsel for Calpine Power Services Company

Dated: September 27, 1999