

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

Order Instituting Rulemaking to Continue
Implementation and Administration of California
Renewable Portfolio Standard Program.

R.11-05-005
Sec. 399.20 program
(Filed July 21, 2011)

MOTION FOR PARTY STATUS OF AGPOWER GROUP, LLC

Donald C. Liddell
DOUGLASS & LIDDELL
2928 2nd Avenue
San Diego, California 92103
Telephone: (619) 993-9096
Facsimile: (619) 296-4662
Email: liddell@energyattorney.com

Counsel for the
AGPOWER GROUP, LLC

July 21, 2011

AGPOWER GROUP, LLC

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AgPower Group, LLC (“AgPower”) respectfully moves for party status in this proceeding in accordance with Section 1.4 of the California Public Utilities Commission’s Rules of Practice and Procedure.

I. DESCRIPTION OF AGPOWER.

AgPower is a developer, owner and operator of bioenergy facilities, specifically anaerobic digester-based biomass-to-renewable energy projects, primarily located on large dairies. The principals of AgPower currently own and/or are constructing biomass facilities on dairies in Idaho representing approximately 5.2 megawatts (“MW”) of power. AgPower is currently developing the first of several planned projects in California.

II. AGPOWER’S INTEREST IN THIS PROCEEDING

On May 5, 2011, Administrative Law Judge Regina DeAngelis issued an *Administrative Law Judge’s Ruling Setting Forth Implementation Proposal For SB 32 and SB 2 1X Amendments To Section 399.20* (“ALJ’s Ruling”). By this Motion for Party Status, AgPower seeks party status in order to file comments responding to the ALJ’s Ruling that are currently lodged with the Commission’s Docket Office, pending a ruling granting this Motion for Party Status.

AgPower’s comments on the ALJ’s Ruling relate directly to potential significant impact that the issues discussed therein may have on AgPower’s ability to do business in California. In addition to comments, AgPower contemplates possibly filing Reply Comments and otherwise participating appropriately as an active party in this proceeding. AgPower’s interests are not

represented by any party to this proceeding, and its comments are directly relevant to the issues raised by the ALJ's Ruling.

III. NOTICE

Service of notices, orders, and other communications and correspondence in this proceeding should be directed to AgPower's counsel at the address set forth below:

Donald C. Liddell
DOUGLASS & LIDDELL
2928 2nd Avenue
San Diego, California 92103
Telephone: (619) 993-9096
Facsimile: (619) 296-4662
Email: liddell@energyattorney.com

IV. CONCLUSION.

AgPower's participation in this proceeding will not prejudice any party and will not delay the schedule or broaden the scope of the issues in the proceeding. For the reasons stated above, AgPower respectfully requests that the Commission grant this Motion for Party Status and direct the Docket Office to accept the Comments of Walmart for filing.

Respectfully submitted,



Donald C. Liddell
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2928 2nd Avenue
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