



Mirant Willow Pass, LLC
Mirant Marsh Landing, LLC
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February 10, 2009

Mr. Brian Bateman
Director of Engineering Division
Bay Area Air Quality Management District
939 Ellis Street
San Francisco, CA 94109

**Subject: Application Number 18404, Plant Number 19169 – Marsh Landing
 Generating Station
 Application Number 18542, Plant Number 19203 – Willow Pass Generating
 Station**

Dear Mr. Bateman:

Under BAAQMD Rule 2-2-307, the granting of Determinations of Compliance for the proposed Marsh Landing Generating Station and Willow Pass Generating Station requires a signed certification by the applicant that its existing major facilities in California are currently compliant with applicable state and federal air quality regulatory programs. This letter is intended to meet the requirement of Rule 2-2-307 for both proposed projects referenced above.

I certify, under penalty of perjury, that the following facilities are the only major facilities within the state of California that are owned or operated by Mirant California, LLC or by any entity controlling, controlled by, or under common control with Mirant California, LLC:

- Contra Costa Power Plant owned by Mirant Delta, LLC
- Pittsburg Power Plant owned by Mirant Delta, LLC
- Potrero Power Plant owned by Mirant Potrero, LLC

I further certify that each of these facilities is currently in compliance, or on a schedule of compliance, with all applicable state and federal emission limitations and standards.

Sincerely

John Chillemi
President
Mirant California, LLC

cc: Brian Lusher, BAAQMD
 Bob Nishimura, BAAQMD
 Mark Strehlow, URS
 John Lague, URS
 Jonathan Sacks, Mirant