

DOCKETED

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Project Title:	NorthTown Backup Generating Facility (NTBGF)
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Document Title:	Response to CBD's Petition to Intervene
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**CALIFORNIA
ENERGY COMMISSION**



Response to CBD's Petition to Intervene

The California Energy Commission (CEC) acknowledges the Center for Biological Diversity (CBD)'s petition to intervene and GIC San Jose LLC's opposition, and confirms that following 2022 regulatory amendments, Small Power Plant Exemption (SPPE) proceedings are no longer adjudicatory. The CEC eliminated requirements for a committee, presiding member, hearing officer, and evidentiary hearings. As a result, SPPE applications are processed under the California Environmental Quality Act (CEQA) pursuant to Title 20, Section 1936(c), which does not provide for formal intervention or party status. While CBD cannot intervene as a party, it retains full rights to participate in the CEQA process. This includes submitting written comments and attending business meetings. Additionally, the CEC will add CBD's contact information to the project mailing list to ensure notification of the Initial Study/Mitigated Negative Declaration (IS/MND) comment period and the scheduled business meeting.

Dated: January 30, 2026

Respectfully Submitted,

Ali Jahani

Project Manager