

DOCKETED

Docket Number:	97-AFC-01C
Project Title:	High Desert Power Plant
TN #:	213671
Document Title:	HDPP Workshop Postponement
Description:	N/A
Filer:	Nancee Murray
Organization:	California Department of Fish and Wildlife
Submitter Role:	Intervenor
Submission Date:	9/15/2016 2:08:29 PM
Docketed Date:	9/15/2016

Murray, Nancee@Wildlife

From: Murray, Nancee@Wildlife
Sent: Wednesday, September 14, 2016 4:06 PM
To: 'Jeffery Harris'; Cochran, Susan@Energy
Cc: Mark Kubow (mkubow@mrpgenco.com); Peter Kiel; Samantha Neumyer; Chester, Michelle@Energy; Custis, Kit@Wildlife; Ellsworth, Alisa@Wildlife
Subject: RE: HDPP Workshop Postponement

Hearing Officer Cochrane,

CDFW supports the HDPP request to postpone the workshop scheduled for September 20, 2016. I believe that a technical workshop to discuss potential impacts to the Transition Zone from the HDPP use of water would be more productive if scheduled for early November, 2016.

In the meantime, I am encouraged by Mr. Harris's statement below that HDPP is gathering information from the Watermaster regarding the percolation of water in the Alto Subarea. The Watermaster has contracts for percolation with other entities in the Alto Subarea. The Watermaster should have information on what dissipation rates have been used in the past in those contracts. That would be useful information in determining what losses might be annually applied to the contract with Victorville Water District that HDPP has submitted to the docket.

Thank you for your consideration of this request. CDFW is available to participate in a workshop on September 20 if the Committee determines it wants to proceed on that date. And, we believe that a postponement to early November would result in a more informative workshop.

This email will be docketed as soon as feasible.

Nancee Murray
Senior Staff Counsel
California Department of Fish and Wildlife
(916) 654-3818
nancee.murray@wildlife.ca.gov

From: Jeffery Harris [<mailto:JDH@eslawfirm.com>]
Sent: Monday, September 12, 2016 11:13 AM
To: Cochran, Susan@Energy
Cc: Mark Kubow (mkubow@mrpgenco.com); Peter Kiel; Samantha Neumyer; Chester, Michelle@Energy; Murray, Nancee@Wildlife
Subject: HDPP Workshop Postponement

Hearing Officer Cochrane,

I am writing to request that the workshop scheduled for September 20, 2016 be postponed.

In addition to scheduling conflicts that have developed since we provided dates for the availabilities of our team, we also believe that a workshop would be premature. First, we are working on gathering information on MWA, in general, and the percolation of water, in particular. We have gathered initial information and plan to Docket those materials while we investigate further. Other parties will then need time for review these materials to make the workshop productive and, as we noted in our prior filing, we feel this should be the primary focus of the workshop. Second, we believe that it would be helpful to have an order from the

Committee on the role of prior advisors before our next substantive meeting. While we did not expressly designate our filing as a "Motion" (though a Motion need not take any particular form), we anticipated an order from the Committee on this issue before the proceeding advances further. (We can re-file our comments as a Motion if so directed, though we believe the Committee can treat our filing as a Motion and set a date for parties' responses.) Third, we have fundamental concerns about nature and scope of future proceedings, some of which are embedded in the issues discussed above. Accordingly, we request that the Committee postpone the workshop scheduled for September 20th.

Thanks you for your consideration of these important issues.

PS: This email will be Docketed and served electronically.

Jeffery D. Harris

Ellison, Schneider & Harris L.L.P.

2600 Capitol Avenue, Suite 400

Sacramento, CA 95816

(916) 447-2166

<mailto:jdh@eslawfirm.com>

www.eslawfirm.com

CONFIDENTIALITY NOTICE: This communication and any accompanying document(s) may be confidential and privileged. They are intended for the sole use of the addressee. If you receive this transmission in error, you are advised that any disclosure, copying, distribution, or the taking of any action in reliance upon the communication is strictly prohibited. Moreover, any such inadvertent disclosure shall not compromise or waive the attorney-client privilege as to this communication or otherwise. If you have received this communication in error, please contact the sender at the internet address indicated or by telephone at (916)447-2166, delete this e-mail and destroy all copies. Thank you.