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STATE OF CALIFORNIA
ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION

In the Matter of:)	Docket No. 15-AFC-01
)	
APPLICATION FOR CERTIFICATION FOR)	OBJECTIONS TO CITY OF OXNARD'S
THE PUENTE POWER PROJECT)	DATA REQUESTS, SET 3
)	
)	
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On October 1, 2015, the City of Oxnard issued its Data Requests, Set 3 (Nos. 68-79) (City Data Requests) to Applicant for the Puente Power Project (Project). On behalf of the Applicant, we hereby object to certain of the City Data Requests pursuant to Title 20, California Code of Regulations, Section 1716(f). The specific Data Requests to which Applicant objects, and the bases for such objections are set forth below.

City Data Request 68

Applicant objects to the request for supporting information from the gas turbine vendor and the request for test data for GE Frame 7 turbines on the basis that it seeks documents and/or information which are not currently within the possession, custody or control of Applicant. It would be unduly burdensome for Applicant to obtain such information to the extent that it exists, and the value of such information to the City is not commensurate with the burden on Applicant since the turbine vendor has provided the necessary emissions data.

City Data Request 69

Applicant will provide the emissions inventory referenced in response to City Data Request 11. Applicant objects to the remainder of City Data Request 69 on the basis that it seeks documents and/or information which are not currently within the possession, custody or control of Applicant. It would be unduly burdensome for Applicant to obtain such information to the

extent that it exists, and the value of such information to the City is not commensurate with the burden on Applicant since the emission inventories to be provided are routinely relied upon for the purpose provided.

City Data Request 71

Applicant objects to the request for additional supporting data including measurements, stack test data, or CEMS data to justify the startup/shutdown emissions provided by GE on the basis that it seeks documents and/or information which are not currently within the possession, custody or control of Applicant. It would be unduly burdensome for Applicant to obtain such information to the extent that it exists, and the value of such information to the City is not commensurate with the burden on Applicant since the turbine vendor has provided the necessary startup/shutdown emissions data.

City Data Request 72

Applicant objects to the request to provide copies of the ERC certificates on the basis that such documents are not currently within the possession, custody or control of Applicant. It would be unduly burdensome for Applicant to obtain such information, and the value of such information to the City is not commensurate with the burden on Applicant since the adequacy of the emission offsets can be verified by reference to the publicly available Emission Reduction Credit Registry of the Ventura County Air Pollution Control District.

City Data Request 73

Applicant objects to City Data Request 73 on the basis that it calls for legal analysis.

City Data Request 76

Applicant objects to the request to perform onsite sampling of the soil silt content/silt loading values on the basis that it seeks information which is not currently within the possession, custody or control of Applicant. It would be unduly burdensome for Applicant to obtain such information, and the value of such information to the City is not commensurate with the burden on Applicant since it is customary to use CalEEMod model default values (including default soil silt content/silt loading values) for power plant construction emission calculations. Applicant will provide additional justification for use of default values.

City Data Request 77

Applicant objects to the request for TAC/HAP stack test data to in order to develop TAC/HAP emission factors for the new P3 gas turbine on the basis that it seeks documents and/or information which are not currently within the possession, custody or control of Applicant. It would be unduly burdensome for Applicant to obtain such information, and the value of such information to the City is not commensurate with the burden on Applicant since it is customary to use CATEF/AP-42 TAC/HAP emission factors to estimate emissions for power plant projects.

City Data Request 78

Applicant objects to the request for hour-by-hour MMBtu and MW data for MGS Units 1 and 2 for the period from 2009 to 2014 on the basis that providing such information is unduly burdensome, and the value of such information to the City is not commensurate with the burden on Applicant since Applicant has already provided hour-by-hour fuel use and NOx lbs/hr data for the period from 2009 to 2014 and that data is sufficient to understand the baseline NOx emissions for MGS Units 1 and 2. Applicant objects to the request for stack test data for MGS Units 1 and 2 for the reasons set forth in the above objection to Data Request 69.

City Data Request 79

Applicant objects to the request for stack test data for MGS Unit 3 on the basis that providing such information is unduly burdensome, and the value of such information to the City is not commensurate with the burden on Applicant since it is appropriate to use the Ventura County Air Pollution Control District emission inventory data to establish the baseline emissions for MGS Unit 3.

DATED: October 21, 2015

Respectfully submitted,

/s/ Michael J. Carroll

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