

## DOCKETED

<b>Docket Number:</b>	15-AFC-01
<b>Project Title:</b>	Puente Power Project
<b>TN #:</b>	215465
<b>Document Title:</b>	Committee Order Partially Granting Requests to Modify Schedule
<b>Description:</b>	N/A
<b>Filer:</b>	Maggie Read
<b>Organization:</b>	Energy Commission Hearing Office
<b>Submitter Role:</b>	Committee
<b>Submission Date:</b>	1/20/2017 12:14:01 PM
<b>Docketed Date:</b>	1/20/2017



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT  
COMMISSION OF THE STATE OF CALIFORNIA  
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***APPLICATION FOR CERTIFICATION FOR THE  
PUENTE POWER PROJECT***

**Docket No. 15-AFC-01**

### **COMMITTEE ORDER PARTIALLY GRANTING REQUESTS TO MODIFY SCHEDULE**

This Order addresses two recently filed requests regarding the schedule in this proceeding on the Application for Certification for the Puente Power Project (Project): the Intervenor's Joint Request to Modify Schedule<sup>1</sup> and the Energy Commission Staff's Motion to Modify Due Date for Prehearing Conference Statement and Prehearing Conference Date and Location.<sup>2</sup>

The Intervenor's propose two modified schedules. Their preferred proposal number 1 asks for an additional Final Staff Assessment Workshop and corresponding extensions of all activities from the filing of opening testimony and beyond.

Interevenor's proposal number 2 is similar to Energy Commission Staff's proposal, asking that additional time be allowed between the filing of rebuttal evidence and the filing of Prehearing Conference Statements and that the Prehearing Conference be moved to a later date.

The existing schedule, proposed new dates, and the new schedule we adopt are summarized in Attachment A.

The Project Applicant does not object to extending the Prehearing Conference Statement deadline or moving the Prehearing Conference so long as the Evidentiary Hearing continues to begin on February 7.<sup>3</sup>

In addition to the schedule changes, Energy Commission Staff's motion requests that the location of the Prehearing Conference be changed from Oxnard to Sacramento. The Intervenor's object to that proposal on the grounds that it would "obstruct public access and transparency to the affected community."<sup>4</sup>

<sup>1</sup> TN 215273, filed January 12, 2017.

<sup>2</sup> TN 215335, filed January 13, 2017.

<sup>3</sup> TN 215398.

<sup>4</sup> TN 215399, p. 1.

We do not find it appropriate to extend the schedule for three to five weeks as reflected in Intervenor's preferred proposal number 1. As the Applicant notes, the Final Staff Assessment has been available since December 8, 2016. In various motions filed in November 2016 regarding the schedule, the parties requested a six-week interval between the Final Staff Assessment's publication and the filing of opening testimony.<sup>5</sup> The current schedule provides one day short of six weeks and is sufficient.

The Committee<sup>6</sup> has adjusted the schedule to allow moving the Prehearing Conference from January 27 to February 1. We can therefore accommodate the parties' request for additional time to evaluate the opening and rebuttal testimony and file their Prehearing Conference Statements and Exhibit Lists. The Evidentiary Hearing start date will remain February 7, 2017.

Regarding the location of the Prehearing Conference, we recognize the significant public interest in this project and find it appropriate, in the specific circumstances of this case, to hold it in the community. If circumstances prevent Energy Commission Staff and any other party from attending in person, our WebEx teleconferencing system is available for their use.

We therefore partially **GRANT** the Intervenor's request and Staff's motion by extending the deadline for filing Prehearing Conference Statements and Exhibit Lists to 3:00 p.m. on January 27, 2017, and moving the Prehearing Conference to February 1, 2017, in Oxnard. In all other respects, the request and motion are **DENIED**.

Dated: January 20, 2017, at Sacramento, California

Original signed by \_\_\_\_\_  
JANEA A. SCOTT  
Commissioner and Presiding Member  
Puente Power Project AFC Committee

Original signed by \_\_\_\_\_  
KAREN DOUGLAS  
Commissioner and Associate Member  
Puente Power Project AFC  
Committee

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<sup>5</sup> TN 215398, p. 2.

<sup>6</sup> The Committee consists of Commissioner Janea A. Scott, Presiding Member, and Commissioner Karen Douglas, Associate Member.

ATTACHMENT A

Summary of Existing Schedule, Proposed New Dates,  
and Committee Adopted Revised Schedule

<b><u>Event</u></b>	<b><u>January 4, 2017 Schedule<sup>7</sup></u></b>	<b><u>Intervenors' Proposal #1</u></b>	<b><u>Intervenors' Proposal #2</u></b>	<b><u>Staff's Proposal</u></b>	<b><u>New Schedule</u></b>
Staff FSA Workshop	January 10, 2017	Second workshop: January 30 – February 18	None	None	None
All Parties File Opening Testimony	January 18, 2017	February 7 – February 27	January 18	January 18	January 18
All Parties File Rebuttal Testimony	January 24, 2017, 3:00 p.m.	February 13 – March 6	January 24	January 24	January 24, 3:00 p.m.
All Parties File Prehearing Conference Statements and Exhibit Lists	January 25, 2017, 3:00 p.m.	February 16 – March 9	January 27	January 27 or later	January 27, 3:00 p.m.
Prehearing Conference	January 27, 2017	February 21 – March 13	January 31	Week of January 30	February 1
Evidentiary Hearing Begins	February 7, 2017	February 27 – March 20	February 7	February 7	February 7

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<sup>7</sup> TN 215157.