

DOCKETED

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Memorandum

To: All Parties and Persons Interested in the Puente Power Project Proceedings (15-AFC-01) Date: January 25, 2017

From: Paul Kramer, Hearing Officer
Puente Power Project AFC Committee

Subject: Clarification of Prehearing Conference and Evidentiary Hearing Notice

On January 23, 2017, Intervenor California Environmental Justice Alliance (CEJA) requested clarification of provisions in the Notices of the Prehearing Conference and Evidentiary Hearing. Those clarifications are below.

Authority to Continue to Different Location

CEJA requested clarification on the provisions indicating that the Prehearing Conference and Evidentiary Hearing could be moved to Sacramento on no less than 24-hours' notice if "circumstances make it impracticable to hold the event" in Oxnard.¹

The Committee would like to ensure that all participants, whether in the room or via teleconference, have the opportunity to provide comments and participate in the proceeding. The Committee recognizes the community's interest in this project and intends to hold the Prehearing Conference and the Evidentiary Hearing in Oxnard unless circumstances make it impracticable. California Government Code, section 11129 allows the Committee to continue a meeting to a new time and location, as long as notice of the new time and location is posted.

Schedule and Expert Witnesses

CEJA requested clarification on the schedule for the Evidentiary Hearing, which is identified in the Prehearing Conference notice as beginning on Tuesday, February 7, 2017. This change is intentional and supersedes prior schedules identifying the Evidentiary Hearing start date as February 6, 2017.

Information about the availability of witnesses and any scheduling requests should be included in parties' Prehearing Conference Statements, which are due on January 27, 2017 by 3 pm. Note that appearing telephonically and by WebEx at the Evidentiary Hearing will be possible. Schedule constraints and telephonic participation requests will be considered in setting the order of topics and determining whether the hearing should extend to February 9 or 10.

Public Comment

¹ TN 215522

CEJA requested that public comment be taken on each topic the day of the hearing. The Evidentiary Hearings will include a public comment period each day. The committee has elected to hold two dedicated comment periods at 5:30 pm on both February 7 and 8 and at the conclusion of all of the day's topics on February 9 and 10 (if the hearings extend to those days).² CEJA's request can be further discussed during the Prehearing Conference scheduled for February 1, 2017.

² TN 215466