

DOCKETED

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BEFORE THE CALIFORNIA ENERGY COMMISSION
AFC COMMITTEE CONFERENCE

In the Matter of:)
) Docket No. 15-AFC-01
PUENTE POWER PROJECT)
_____)

CALIFORNIA ENERGY COMMISSION
1516 9TH STREET
ARE ROSENFELD HEARING ROOM
SACRAMENTO, CALIFORNIA

TUESDAY, JUNE 6, 2017

10:00 A.M.

Reported by:
Peter Petty

APPEARANCES

COMMISSIONERS

Janea Scott, Presiding Member

ADVISERS

Le-Quyen Nguyen, Adviser to Commissioner Douglas

HEARING OFFICER

Paul Kramer

STAFF

Michelle Chester, Staff Counsel

Shawn Pittard, Project Manager

Rosemary Avalos, Public Adviser

PUENTE POWER PROJECT

Michael Carroll (via WebEx), Latham & Watkins, LLP

Dawn Gleiter (via WebEx), NRG Energy, Inc.

INTERVENERS

Shana Lazerow (via WebEx), California Environmental
Justice Alliance

Ellison Folk (via WebEx), City of Oxnard

Alicia Roessler, Ventura County Environmental Coalition /
Environmental Defense Center / Sierra Club Los Padres
Chapter

ALSO PRESENT

Raj Dixit, WebEx Operator, Counsel for Committee

Jordan Pinjuv, California Independent System Operator

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P R O C E E D I N G S

10:10 A.M.

SACRAMENTO, CALIFORNIA, TUESDAY, JUNE 6, 2017

COMMISSIONER SCOTT: Good morning, everyone. This is Commissioner Janea Scott. I am the Presiding Member of the Puente Power Project. We are having a continuation of our closed session. But let me go around and ask for introductions.

I am joined here with our Hearing Office, Paul Kramer, and with Commissioner Karen Douglas's Adviser, Le-Quyen Nguyen.

Let me now ask the parties if there's anyone on the WebEx, who would like to introduce themselves, starting with the Applicant.

MR. CARROLL: Yes. Mike Carroll with Latham & Watkins on behalf of the Applicant. And also on the line is Dawn Gleiter, the Project Director with the Puente Project from NRG Energy.

COMMISSIONER SCOTT: Excellent. Good morning.

And let me turn to the California Energy Commission staff.

MR. CARROLL: This is Michelle Chester with the Energy Commission staff, joined by our Project Manager, Shawn Pittard.

1 COMMISSIONER SCOTT: Good morning.

2 Let me check for Interveners. Do I have the City
3 of Oxnard on the WebEx?

4 MS. FOLK: Yes. This is Ellison Folk for the City
5 of Oxnard.

6 COMMISSIONER SCOTT: Good morning.

7 How about the Environmental Coalition,
8 Environmental Defense Center, and Sierra Club?

9 MR. ROESSLER: Yes. Good morning. This is Alicia
10 Roessler.

11 COMMISSIONER SCOTT: Hi. Good morning.

12 Do I have Intervener Bob Sarvey on either line? If
13 so, please go ahead and speak up. Okay.

14 How about Intervener, California Environmental
15 Justice Alliance?

16 MS. LAZEROW: Yes. Good morning. This is Shana
17 Lazerow on Behalf of CEJA.

18 COMMISSIONER SCOTT: Hi. Good morning.

19 How about Center for Biological Diversity? If so,
20 please go ahead and speak up. Okay.

21 And how about Fighting for Informed
22 Environmentally Responsible Clean Energy? Okay.

23 And let me check in to see whether I have any
24 others from federal, state or local governmental agencies
25 that would like to introduce themselves? If so, go ahead and

1 speak up. We'll start with federal, just in case. Okay. How
2 about state? Okay. Anyone local? All right.

3 And I'll go back for state agencies and specify
4 the CAISO. If you are there, please introduce yourself.

5 MR. PINJUV: Hi. Yeah. If you can hear me, this is
6 Jordan Pinjuv from the California ISO on the line.

7 COMMISSIONER SCOTT: Oh. Good morning.

8 And any other state agencies on the line that
9 would like to introduce themselves, California Coastal
10 Commission, the federal or state wildlife agencies, local
11 agencies? If so, please go ahead and speak up. All right.

12 Good morning, everyone.

13 I'd also like to acknowledge our Public Adviser,
14 Rosemary Avalos. And I'd note that other than the folks I
15 have introduced already in the room, we have our court
16 reporter and our runner of the WebEx, and that's all that
17 are here in the room in Sacramento. Okay.

18 With that, let me turn this closed session over to
19 Hearing Officer Paul Kramer.

20 HEARING OFFICER KRAMER: Thank you. Good morning.
21 Let's mute everyone because somebody's got an echo. I can
22 hear it on the speakers here.

23 Again, today's continued Committee Conference is
24 primarily for the purpose of the Committee deliberating
25 further in closed session. But before we go into that closed

1 session, we will offer - as we do at every meeting -- an
2 opportunity for public comment.

3 So I guess you are going to have to un-mute them
4 all now.

5 There's nobody in the room that would be a
6 candidate to make a public comment.

7 So is there anyone on the telephone wishing to
8 make a public comment? Is no one on mute? Okay.

9 Hearing none, then we will close public comment,
10 and we're going to adjourn to a closed session pursuant to
11 Government Code section 11126(c)(3), which allows a state
12 body who has been delegated to a committee, such as this, to
13 hold a closed session to deliberate on a decision to be
14 reached in a proceeding of a state body it was required by
15 law to conduct.

16 Hold on a second.

17 (Colloquy between Hearing Officer Kramer and
18 Commissioner Scott)

19 HEARING OFFICER KRAMER: Okay. So for your
20 convenience, we're going to do like we did the other day,
21 pick a time to come back. And it won't be any earlier than
22 that. There's some possibility we could be later, but that
23 means at least the next almost two hours of your time can be
24 spent elsewhere. So we will not come back any earlier, and
25 expect, unless something happens, that it will be around --

1 well, precisely at noon will be the earliest we will come
2 back to announce if there are any announcements to be made
3 from closed session.

4 So with that, we are going to leave the WebEx open
5 if you want to stick on the line, or you can call back in
6 later. And we'll see you back here or on the phone at noon.

7 Thank you.

8 (The Committee adjourned to closed session at 10:16 a.m.)

9 HEARING OFFICER KRAMER: Okay, this is Paul Kramer.
10 We are back from closed session. We just completed it at
11 about 12:20. Can you hear me on WebEx?

12 UNIDENTIFIED SPEAKER ON WEBEX: Yes we can.

13 UNIDENTIFIED SPEAKER ON WEBEX: Yes.

14 UNIDENTIFIED SPEAKER ON WEBEX: Yes.

15 UNIDENTIFIED SPEAKER ON WEBEX: Yes.

16 HEARING OFFICER KRAMER: I just want to make sure
17 we are recording. Yes we are. The report out from the closed
18 session is that we are going to further continue this
19 meeting for, again, for the purpose of further deliberations
20 in closed sessions.

21 We did have very constructive deliberations today,
22 but we are not quite finished with the answer, if you will.
23 We are going to continue to this Thursday, June 8, at 8
24 o'clock a.m., through the same WebEx number. The room, I
25 will have to figure out; but you will see that like you did

1 last evening in a notice that will be filed in the docket, a
2 notice of continuance. So are there any questions about
3 that?

4 Hearing none then, we are adjourned. Thank you.

5 (The meeting adjourned for the day.)

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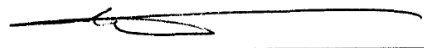
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REPORTER'S CERTIFICATE

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were reported by me, a certified electronic court reporter and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of June, 2017.



PETER PETTY
CER**D-493
Notary Public

CERTIFICATE OF TRANSCRIBER

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were transcribed by me, a certified transcriber and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

I certify that the foregoing is a correct transcript, to the best of my ability, from the electronic sound recording of the proceedings in the above-entitled matter.



MARTHA L. NELSON, CERT**367

June 21, 2017