

## DOCKETED

<b>Docket Number:</b>	15-AFC-02
<b>Project Title:</b>	Mission Rock Energy Center
<b>TN #:</b>	220007
<b>Document Title:</b>	Committee Order Granting Petition to Intervene
<b>Description:</b>	Order granting Wishtoyo Foundation's Petition to Intervene
<b>Filer:</b>	Darlene Burgess
<b>Organization:</b>	Energy Commission Hearing Office
<b>Submitter Role:</b>	Committee
<b>Submission Date:</b>	7/3/2017 12:35:30 PM
<b>Docketed Date:</b>	7/3/2017



Before the Energy Resources Conservation and Development  
Commission of the State of California  
1516 Ninth Street, Sacramento, CA 95814  
1-800-822-6228 – www.energy.ca.gov

**APPLICATION FOR CERTIFICATION FOR THE:**

**MISSION ROCK ENERGY CENTER**

**Docket No. 15-AFC-02**

**COMMITTEE ORDER GRANTING PETITION TO INTERVENE**

Upon consideration of the Petition to Intervene (Petition) filed by Wishtoyo Foundation (Petitioner), the Committee designated to conduct proceedings in this matter makes the following findings:

1. On June 9, 2017, a Petition to Intervene<sup>1</sup> in the above-captioned proceeding was filed by:

**Angela Johnson Meszaros**  
**EARTHJUSTICE**  
**800 Wilshire Boulevard, Suite 1000, Los Angeles, CA 90017**  
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2. The Petition contains the information required by the Energy Commission's regulations.<sup>2</sup>
3. Neither Mission Rock Energy Center, LLC (Applicant) nor the Energy Commission Staff (Staff) filed opposition to the Petition.
4. Petitioner's interests are relevant to the above-captioned proceeding.
5. Petitioner has demonstrated a bona fide interest in the project and has demonstrated possession of information and expertise that will help the Committee in preparing a proposed decision.
6. Intervention is granted in the Committee's discretion to the degree that it finds

<sup>1</sup> TN 218005.

<sup>2</sup> Cal. Code Regs., tit. 20, § 1211.7.

intervention reasonable and relevant. The Presiding Member or Committee may impose conditions on all intervenors' participation in the hearings in order to promote the orderly conduct of the proceeding.

**THEREFORE**, the Committee **ORDERS** that the Petition to Intervene in this matter be **GRANTED** and that Petitioner be placed upon the Proof of Service List as an Intervenor. Petitioner may exercise the rights and shall fulfill the obligations of a party as set forth in all orders issued in this matter and California Code of Regulations, title 20, section 1212. The deadlines for conducting discovery<sup>3</sup> and other matters, including the Evidentiary Hearing, shall not be extended or changed by the granting of this Petition.<sup>4</sup>

We further **ORDER** that the Petitioner's participation is limited to the following topic areas: **ALTERNATIVES, AIR QUALITY, SOIL & WATER RESOURCES, BIOLOGICAL RESOURCES, CULTURAL RESOURCES, VISUAL RESOURCES,** and **SOCIOECONOMICS/ENVIRONMENTAL JUSTICE**. Petitioner's intervention is subject to further modification at the discretion of the Presiding Member or the Committee. These limitations of Petitioner's participation as an intervenor do not affect its ability to make public comments in the proceeding.

The Energy Commission welcomes and values intervenor participation in its energy facility siting process. A link to the Energy Commission's regulations describing intervenor participation is posted on the right-hand side menu of the Public Adviser's webpage at:

[http://www.energy.ca.gov/public\\_adviser/intervening\\_siting\\_cases.html](http://www.energy.ca.gov/public_adviser/intervening_siting_cases.html).

As an Intervenor, Petitioner is required to file and serve documents on other parties and to follow the Energy Commission's procedures and orders regarding presenting witnesses and evidence.

Petitioner is further required to review the "Revised General Orders Regarding Electronic Document Formats, Electronic Filing and Service of Documents and Other Matters,"<sup>5</sup> the rules regarding filings, the rules of evidence that apply at the evidentiary hearings, the rules prohibiting off-the-record contacts with Commissioners or the Hearing Officer about the merits of a project, and the rules about filing data requests.

**PETITIONER'S FAILURE TO FULFILL THESE RESPONSIBILITIES MAY RESULT IN THE COMMITTEE LIMITING OR PRECLUDING PETITIONER'S PARTICIPATION IN THE PROCEEDINGS.**

If Petitioner needs any help with participating in the siting process, contact Alana Mathews, the Public Adviser, at (916) 654-4489 or (800) 822-6228, or by e-mail at [publicadviser@energy.ca.gov](mailto:publicadviser@energy.ca.gov).

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<sup>3</sup> Discovery closed on February 23, 2017. (TN 215674)

<sup>4</sup> Cal. Code Regs., tit. 20, § 1211.7, subd. (d).

<sup>5</sup> TN 212648.

Questions of a legal or procedural nature should be addressed to Susan Cochran, Hearing Officer, at (916) 654-3965, or by e-mail at [susan.cochran@energy.ca.gov](mailto:susan.cochran@energy.ca.gov).

Technical questions concerning the Proposed Project should be addressed to Mike Monasmith, Project Manager, at or (916) 654-4894 or by e-mail at [mike.monasmith@energy.ca.gov](mailto:mike.monasmith@energy.ca.gov).

Media inquiries should be sent to the Media and Public Communications Office at (916) 654-4989 or by email at [Mediaoffice@energy.ca.gov](mailto:Mediaoffice@energy.ca.gov).

The Executive Director or his designee shall ensure that the Petitioner is immediately provided with a copy of the Application for Certification.

**IT IS SO ORDERED.**

Dated: July 3, 2017, at Sacramento, California

*ORIGINAL SIGNED BY:*

*ORIGINAL SIGNED BY:*

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KAREN DOUGLAS  
Commissioner and Presiding Member  
Mission Rock Energy Center Committee

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JANEA A. SCOTT  
Commissioner and Associate Member  
Mission Rock Energy Center Committee