

DOCKETED

Docket Number:	15-AFC-02
Project Title:	Mission Rock Energy Center
TN #:	220008
Document Title:	Second Revised Scheduling Order
Description:	Order
Filer:	Darlene Burgess
Organization:	Energy Commission Hearing Office
Submitter Role:	Committee
Submission Date:	7/3/2017 12:32:38 PM
Docketed Date:	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

SECOND REVISED SCHEDULING ORDER

Background

On December 30, 2015, Mission Rock Energy Center, LLC (Applicant) submitted an Application for Certification (Application) to the California Energy Commission (Energy Commission) seeking permission to construct and operate a 275-megawatt (MW) natural-gas-fired power generation facility, the Mission Rock Energy Center (Proposed Project).¹

The Application and all documents that have been filed in the project docket may be viewed at:

<https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=15-AFC-02>

The Energy Commission assigned a committee of two Commissioners² (Committee) to conduct proceedings on the Application.

Summary

On January 31, 2017, the Committee issued its Revised Scheduling Order.³ That Revised Scheduling Order created deadlines for the publication of the Energy Commission Staff's (Staff) Preliminary and Final Staff Assessments to be published after Ventura County Air Pollution Control District (VCAPCD) issues its Preliminary and Final Determinations of Compliance.

Since the issuance of the Revised Scheduling Order, the Applicant has withdrawn from its position in the California Independent System Operator's (California ISO) Cluster Study 9 and filed for inclusion in the California ISO's Cluster Study 10.⁴ Staff has stated

¹ The Application can be found at <http://www.energy.ca.gov/sitingcases/missionrock/documents/afc.php>.

² The Energy Commission appointed a Committee consisting of Karen Douglas, Commissioner and Presiding Member, and Janea A. Scott, Commissioner and Associate Member, at its Business Meeting on May 17, 2016 (TN 211537).

³ TN 215674.

⁴ TN 217378.

that the information from the California ISO study is important to its understanding of any downstream transmission impacts as a result of the project.⁵

The Committee held a Status Conference on June 12, 2017.⁶ During the Status Conference, Staff indicated that it could publish the Preliminary Staff Assessment after the VCAPCD issues the Preliminary Determination of Compliance. However, before the Final Staff Assessment could be released, Staff stated it would need both the Final Determination of Compliance (FDOC) from VCAPCD **and** the results of Cluster Study 10.

As a result, the Committee adopts a new schedule as set forth below. This new schedule modifies the publication date of the Final Staff Assessment to “To Be Determined,” based upon receipt of the FDOC and the Cluster 10 Study. This schedule supersedes all prior schedules. The parties are to consider this schedule an outer boundary and make their best efforts to complete the milestones ahead of these dates. The Committee may modify the schedule at any time upon either its own motion or that of a party. The burden is on the Applicant to produce the necessary data according to the schedule. If there are delays, the Committee may adopt a performance-based approach resulting in a commensurate lengthening of the schedule.

Status Reports

The attached Committee Schedule continues the requirement for all parties to submit monthly status reports for determining whether case development is progressing satisfactorily and to bring potential schedule delays or other relevant matters to the Committee’s attention.

Parties must file (docket) and serve Status Reports and documents on or before the first of each month, using the e-filing system on the California Energy Commission’s website by clicking on the “Submit e-Filing” link in the “Original Proceeding” box at:

<http://www.energy.ca.gov/sitingcases/missionrock/index.html>

Public Participation

Information concerning the status of the Proposed Project, as well as notices and other relevant documents, may be viewed on the Energy Commission's web page at:

www.energy.ca.gov/sitingcases/missionrock/

Members of the public are welcome to attend and offer oral or written comments throughout the proceedings. It is not necessary to be an intervenor to participate in the public process. Written comments may also be submitted electronically by visiting the Energy Commission’s website at the above address

⁵ TN 217456.

⁶ TNs 217768-1, 217768-2.

and clicking on the “Submit e-Comment” link in the “Original Proceeding” box. Otherwise, written comments may be submitted by e-mailing them to docket@energy.ca.gov, or by mailing them by U.S. Mail to:

California Energy Commission - Docket Unit
Docket No. 15-AFC-02
1516 Ninth Street, MS-4
Sacramento, CA 95814

For all comments, please include the docket number and proceeding name (“15-AFC-02 Mission Rock Energy Center”) in the subject line and on the cover page.

PLEASE NOTE: Written and oral comments, attachments, and associated contact information (e.g., your address, phone, e-mail, etc.) become part of the viewable public record. Additionally, this information may become available via search engines, such as Google and Yahoo.

Public Adviser and Other Energy Commission Contacts

The Energy Commission’s Public Adviser’s Office provides the public with assistance in participating in Energy Commission proceedings. If you would like information on how to participate in this proceeding, please contact Alana Mathews, the Public Adviser, by e-mail at PublicAdviser@energy.ca.gov or at (916) 654-4489, or toll free at (800) 822-6228.

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

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

Media inquiries should be sent to the Media and Public Communications Office by e-mail at mediaoffice@energy.ca.gov or at (916) 654-4989.

Dated: July 3, 2017, at Sacramento, California

ORIGINAL SIGNED BY:

ORIGINAL SIGNED BY:

KAREN DOUGLAS
Commissioner and Presiding Member
Mission Rock Energy Center Committee

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

**MISSION ROCK ENERGY CENTER
JULY 2017 SCHEDULE**

ACTIVITY	DATE COMPLETED OR DUE
Application for Certification filed by Applicant	December 30, 2015
Application found Data Adequate	May 17, 2016
Staff files first round of Data Requests	June 24, 2016
Site Visit, Informational Hearing, and Environmental Scoping Meeting in Santa Paula	June 28, 2016
Second Informational Hearing and Environmental Scoping Meeting in Santa Paula	July 28, 2016
Status Report from all parties due on the 1 st of each month	September 1, 2016 and the 1 st of each month thereafter
Applicant files Data Responses	September 1, 2016
Data Response and Issue Resolution Workshop	Mid-September 2016
Committee Status Conference	December 19, 2016
Staff files Data Requests Set 2A	December 30, 2016
Applicant files Data Responses to Data Requests Set 2A	January 30, 2017
Applicant files Data Responses to Data Request #115	February 9, 2017
Discovery closes	February 23, 2017 ⁷
Ventura County Air Pollution Control District (VCAPCD) issues Preliminary Determination of Compliance (PDOC)	TBD
Preliminary Staff Assessment (PSA) Published	PDOC plus 45 days
PSA Staff Workshop	Within 30 days after publication of the PSA
Public Comment Period for the PSA closes	30 days after publication of the PSA
VCAPCD Issues Final Determination of Compliance (FDOC)	TBD

⁷ Discovery closes 180 days after the determination of data adequacy unless otherwise ordered by the Presiding Member. (Cal. Code Regs., tit. 20, § 1716.)

Final Staff Assessment Published (FSA)	TBD ⁸
All Parties File Opening Testimony	TBD
All Parties File Rebuttal Testimony	TBD
Last day to file Petition to Intervene ⁹	30 days before first Evidentiary Hearing
All Parties File Prehearing Conference Statements with Exhibit Lists	TBD
Prehearing Conference (PHC)	TBD
Evidentiary Hearings (EH)	TBD
All Parties File Opening Briefs (if determined to be necessary)	TBD
All Parties File Reply Briefs (if determined to be necessary)	TBD
Committee Files Presiding Member's Proposed Decision (PMPD)	TBD
Committee Conference on PMPD	TBD
Close of Public Comment Period on PMPD	30 days after publication of the PMPD
Committee Files Errata or Revised PMPD (if necessary)	TBD
Energy Commission Final Decision	TBD

*TBD = To Be Determined

⁸ Publication of the FSA will occur after receipt of both the FDOC and the results of the Cluster 10 Study by the California ISO.

⁹ "A petition for intervention shall be filed no later than the deadline established by the presiding member, or if none is established, at least 30 days before the first evidentiary hearing in the proceeding." (Cal. Code Regs., tit. 20, § 1211.7, subd. (b).)