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To: Andrew Massey <andrew.massey@acgov.org>, Caryn Holmes <cholmes@energy.st...>
Date: 11/29/2007 2:31 PM
Subject: Witness Availability-CEC Staff

I have reviewed the notice from Bill Phanner, regarding the witness availability. I am also concerned about the scheduling of Land Use, Traffic and Transportation on Tuesday, December 18, 2007. It seems only reasonable that these sections should be at the beginning of the Evidentiary Hearing, These topics may take an entire day and then some. If these sections are scheduled for Tuesday, there may not be enough time to finish Land Use, Traffic and Transportation by the end of Tuesday night. I might remind the Committee, Ms. Geffer and CEC staff that these same issues were discussed in the Russell City Evidentiary Hearing which continued until almost Midnight. I don't believe it would be prudent to continue these topics to a third day unless there have been arrangements made to convene at the Hayward City Hall. I certainly don't want to lose any continuity in the parties presentations and witness testimony due to a protracted continuation. I also suggest that all direct testimony be limited to the pre-filed witness testimony. I would reserve the right to cross-examine all witnesses after review of all pre-filed witness testimony.

Regards,

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