

LAW OFFICES OF WILLIAM D. ROSS,
A Professional Corporation
WILLIAM D. ROSS, ESQ. (State Bar No. 64538)
KARIN A. BRIGGS, ESQ. (State Bar No. 244046)
DAVID P. SCHWARZ, ESQ. (State Bar No. 277078)
520 South Grand Avenue, Suite 300
Los Angeles, California 90071-2610
Telephone Number: (213) 892-1592
E-mail: wross@lawross.com

California Energy Commission
DOCKETED
11-AFC-02
TN # 69583
FEB. 19 2013

District Counsel for the Southern Inyo
County Fire Protection District

STATE OF CALIFORNIA
State Energy Resources
Conservation and Development Commission

In the Matter of:

APPLICATION FOR CERTIFICATION
FOR THE HIDDEN HILLS SOLAR
ELECTRIC GENERATING SYSTEM
(SEGS)

DOCKET NO. 11-AFC-2

**PREHEARING CONFERENCE STATEMENT
OF THE SOUTHERN INYO FIRE PROTECTION
DISTRICT**

Prehearing Conference
Date: February 26, 2013
Time: 12:00 p.m.
Place: Tecopa Community Center
405 Tecopa Hot Spring Road
Tecopa, CA 92389

**PREHEARING CONFERENCE STATEMENT OF INTERVENER
SOUTHERN INYO FIRE PROTECTION DISTRICT**

As directed in the December 21, 2012 Notice of Prehearing Conference, this statement is a preliminary identification of the issues Intervener¹ Southern Inyo Fire Protection District (“District”) intends to raise at the public evidentiary hearings for the Hidden Hills Solar Electric Generating System Project (the “Project”), Docket No. 11-AFC-2, filed with the California Energy Commission by Hidden Hills Solar I, LLC and Hidden Hills Solar II, LLC (collectively, the “Applicant”). Because the District is unaware of what evidence or arguments may be advanced by the Project Applicant, the Commission Staff, or other parties and interveners, the District reserves the right to supplement accordingly.

I. Subject Areas That Are Complete and Ready to Proceed to Evidentiary Hearings

The District is engaged in ongoing negotiations towards achieving an agreement with the Project Applicant that would adequately fund District services to achieve an adequate level of service (including fire prevention, fire suppression, and emergency medical response) and would address Project impacts. The District therefore does not object to a finding of completeness and readiness to proceed to evidentiary hearing for all Subject Areas identified in the Notice of Prehearing Conference.

If such an agreement is not reached prior to the Evidentiary Hearing, then the District would proceed with evidence described in Part IV, below.

¹ The District’s Petition to Intervene was filed on February 11, 2013 and was granted February 15, 2013.

II. Subject Areas That Are Not Complete And Not Yet Ready To Proceed To Evidentiary Hearing

None, unless an agreement discussed in Part I addressing relevant areas of Commission findings is not achieved.

III. Subject Areas That Remain Disputed And Require Adjudication

None, unless an agreement discussed in Part I addressing relevant areas of Commission findings is not achieved.

IV. Identity And Qualifications of Witnesses and Summary of Testimony by Subject Area

The District will offer testimony and evidence to establish the following:

1. That consistent with a decision of the Local Agency Formation Commission of Inyo County, the District is authorized to provide fire services as set forth in the Fire Protection District Act for the Project Area;
2. That the District has adopted NFPA Standard 1720 with respect to deployment of facilities, equipment and personnel district wide with specific application in the Charleston View area of Inyo County immediately adjacent to the Project Site; and,
3. That with the adoption of NFPA Standard 1720 and provision for funding for the Project through either a Special Tax or a Fire Benefit Assessment, the workplace safety and fire and life safety of the Project Site will be addressed by the District.

The District will confirm official actions of the District through certified copies of District Actions as well as through testimony of its District Chief, Larry Levy and through its consultant, Mr. Ronny J. Coleman, the Former State Fire Marshal.

V. Subject Areas To Cross-Examine Witnesses, Summary Of Scope Of Cross-Examination, And Time Desired For Such Cross-Examination

The District reserves the right to cross-examine the Project Applicants experts with respect to the Project Applicant's assumptions on available funding for fire and emergency services. It is expected that such cross-examination would last approximately five to ten minutes.

VI. List Of Exhibits And Declarations Intended To Be Offered Into Evidence And The Subjects To Which They Apply

The District's exhibits and Declarations is dependant on the nature and extent of the agreement discussed in Part I that is ultimately reached with the Project Applicant. The District reserves the right to supplement this portion of the Prehearing Statement to account for developments in the ongoing discussions with the Project Applicant.

VII. Subject Areas For Which the Applicant Will Seek Either A Commission Override Due To Public Necessity And Convenience Pursuant To Public Resources Code Section 25525 Or A Specific Finding That Overriding Economic, Legal, Social, Technical Or Other Benefits Outweigh The Significant Effects On The Environment Pursuant To Public Resources Code Section 21081(b)

The District cannot conceive of an instance where there would be evidence of fire prevention, life safety, worker protection, and related governmental services performed by the District that would be overridden.

VIII. Proposals for Briefing Schedules

If an agreement is not achieved within 5 business days of the Evidentiary Hearing then the District will file a brief setting forth its position for Project conditions.

IX. Proposed Modifications to Conditions of Certification

Not applicable, unless an agreement as described in Part I is not reached. If such an agreement is not reached, then the conditions for certification must clearly provide that the

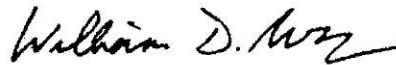
applicant will provide for adequate funding of District services, facilities, and operational requirements, which are to be in place at least 60 days prior to the commencement of Project construction.

DATED: February 19, 2013

Respectfully submitted,

LAW OFFICES OF WILLIAM D. ROSS
A Professional Corporation

By:



WILLIAM D. ROSS

Attorneys for Intervener Southern Inyo Fire
Protection District

DECLARATION OF SERVICE

I, Le Chaune Metoyer, declare that on February 19, 2013, I served and filed copies of the attached Prehearing Conference Statement of the Southern Inyo Fire Protection District, dated February 19, 2013. This document is accompanied by the most recent Proof of Service, which I copied from the web page for this project at: <http://www.energy.ca.gov/sitingcases/hiddenhills/>.

The document has been sent to the other persons on the Service List above in the following manner:

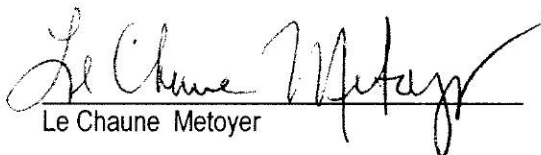
(Check one)

For service to all other parties and filing with the Docket Unit at the Energy Commission:

- I e-mailed the document to all e-mail addresses on the Service List above and personally delivered it or deposited it in the US mail with first class postage to those parties noted above as "hard copy required"; **OR**
- Instead of e-mailing the document, I personally delivered it or deposited it in the US mail with first class postage to all of the persons on the Service List for whom a mailing address is given.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that I am over the age of 18 years.

Dated: February 19, 2013


Le Chaune Metoyer



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
HIDDEN HILLS SOLAR ELECTRIC
GENERATING SYSTEM**

Docket No. 11-AFC-02

**PROOF OF SERVICE
(Revised 2/15/13)**

SERVICE LIST:

APPLICANT

BrightSource Energy
Stephen Wiley
Michelle L. Farley
Bradley Brownlow
1999 Harrison Street, Suite 2150
Oakland, CA 94612-3500
swiley@brightsourceenergy.com
mfarley@brightsourceenergy.com
bbrownlow@brightsourceenergy.com

BrightSource Energy
Clay Jensen
Gary Kazio
410 South Rampart Blvd., Suite 390
Las Vegas, NV 89145
cjensen@brightsourceenergy.com
gkazio@brightsourceenergy.com

APPLICANTS' CONSULTANTS

Strachan Consulting, LLC
Susan Strachan
P.O. Box 1049
Davis, CA 95617
susan@strachanconsult.com

CH2MHill
John Carrier
2485 Natomas Park Drive, Suite 600
Sacramento, CA 95833-2987
jcarrier@ch2m.com

APPLICANT'S COUNSEL

Chris Ellison
Jeff Harris
Samantha Pottenger
Ellison, Schneider and Harris, LLP
2600 Capitol Avenue, Suite 400
Sacramento, CA 95816-5905
cte@eslawfirm.com
jdh@eslawfirm.com
sgp@eslawfirm.com

INTERVENORS

Jon William Zellhoefer
P.O. Box 34
Tecopa, CA 92389
jon@zellhoefer.info

Center for Biological Diversity
Lisa T. Belenky, Sr. Attorney
351 California Street, Suite 600
San Francisco, CA 94104
lbelenky@biologicaldiversity.org

Center for Biological Diversity
Ileene Anderson
Public Lands Desert Director
PMB 447
8033 Sunset Boulevard
Los Angeles, CA 90046
ianderson@biologicaldiversity.org

Old Spanish Trail Association
Jack Prichett
857 Nowita Place
Venice, CA 90291
jackprichett@ca.rr.com

INTERVENORS (Cont'd.)

Cindy R. MacDonald
3605 Silver Sand Court
N. Las Vegas, NV 89032
sacredintent@centurylink.net

Richard Arnold
P.O. Box 3411
Pahrump, NV 89041
rwarnold@hotmail.com

Amargosa Conservancy
Donna Lamm, Executive Director
Brian Brown
Watershed Coordinator
Route 127, P.O. Box 63
Shoshone, CA 92384
donnaamm@amargosaconservancy.org
*dates@chinaranch.com

County of Inyo
Randy H. Keller, County Counsel
Dana Crom
Deputy County Counsel
244 N. Edwards St., P.O. Box M
Independence, CA 93526
dcrom@inyocounty.us

*William D. Ross
Law Offices of William D. Ross
520 South Grand Avenue
Suite 300
Los Angeles, CA 90071-2610
wross@lawross.com
*HARD COPY REQUIRED

INTERVENORS (Cont'd.)

*Southern Inyo Fire Protection District
Larry Levy, Fire Chief
410 Tecopa Hot Springs Road
Tecopa, CA 92389
Levy2717@access4less.net
*HARD COPY REQUIRED

INTERESTED AGENCIES

California ISO
e-recipient@caiso.com

Great Basin Unified APCD
Duane Ono
Deputy Air Pollution Control Officer
157 Short Street
Bishop, CA 93514
dono@gbuapcd.org

Nye County
Lorinda A. Wichman, Chairman
Board of County Supervisors
P.O. Box 153
Tonopah, NV 89049
lawichman@gmail.com

Nye County Water District
L. Darrel Lacy
Interim General Manager
2101 E. Calvada Boulevard
Suite 100
Pahrump, NV 89048
llacy@co.nye.nv.us

National Park Service
Michael L. Elliott
Cultural Resources Specialist
National Trails Intermountain Region
P.O. Box 728
Santa Fe, NM 87504-0728
Michael_Elliott@nps.gov

Southern Inyo
Fire Protection District
Larry Levy, Fire Chief
P.O. Box 51
Tecopa, CA 92389
sifpd@yahoo.com

ENERGY COMMISSION STAFF

Mike Monasmith
Senior Project Manager
mike.monasmith@energy.ca.gov

Richard Ratliff
Staff Counsel IV
dick.ratliff@energy.ca.gov

Kerry Willis
Staff Counsel
kerry.willis@energy.ca.gov

**ENERGY COMMISSION –
PUBLIC ADVISER**

Blake Roberts
Assistant Public Adviser
publicadviser@energy.ca.gov

COMMISSION DOCKET UNIT

California Energy Commission
– Docket Unit
Attn: Docket No. 11-AFC-02
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.ca.gov

**OTHER ENERGY COMMISSION
PARTICIPANTS (LISTED FOR
CONVENIENCE ONLY):**

*After docketing, the Docket
Unit will provide a copy to the
persons listed below. Do not
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these persons unless
specifically directed to do so.*

KAREN DOUGLAS
Commissioner and Presiding
Member

*DAVID R. HOCHSCHILD
Commissioner and Associate
Member

Ken Celli
Hearing Adviser

Galen Lemei
Adviser to Presiding Member

Jennifer Nelson
Adviser to Presiding Member

TBD
Adviser to Associate Member

Eileen Allen
Commissioners' Technical
Adviser for Facility Siting