

DOCKET**09-AFC-1**DATE OCT 01 2009RECD OCT 05 2009

State of California

California Natural Resources Agency

Memorandum

To: Chairman Karen Douglas, Presiding Member
 Commissioner Julia Levin, Associate Member
 Hearing Officer Gary Fay

Date: October 1, 2009

From: **California Energy Commission** – Alan Solomon
 1516 Ninth Street
 Sacramento, CA 95814-5512
 Project Manager

Telephone: (916) 653-8236

Subject: **Watson Cogeneration Steam and Electric Reliability Project (09-AFC-1)**
STATUS REPORT #1

Pursuant to the Committee Scheduling Order dated September 17, 2009, the following is staff's Status Report #1 for the proposed Watson Cogeneration Steam and Electric Reliability (BP Watson) Project.

Staff Data Requests

On September 1, 2009 staff issued Data Request Set One (#s 1-39) in the following technical areas:

Technical Areas	Data Request Numbers
Air Quality	1-9
Public Health	10-13
Socioeconomics	14-15
Soil and Water Resources	16-32
Visual Resources	33-34
Waste Management	35-39

On September 28, 2009, BP Watson filed written responses to the following areas:

Technical Areas	Data Request Numbers
Air Quality	1-6, 8-9
Public Health	10, 11, 13
Socioeconomics	14-15
Soil and Water Resources	32
Visual Resources	None
Waste Management	35, 36, 38

Additionally, on September 21, 2009, BP Watson requested an extension to file their written response in the following sections:

Technical Areas	Data Request Numbers
Air Quality	7
Public Health	12
Socioeconomics	None
Soil and Water Resources	16-31
Visual Resources	33-34
Waste Management	37, 39

By this status report, staff agrees to the extension and expects the applicant to file the outstanding Data Responses by October 26, 2009. If needed, a second Data Response Workshop will be scheduled approximately 14 days after the Data Responses are filed. The purpose of the second workshop will be to discuss issues related to the outstanding Data Responses.

Also, on September 21, 2009, BP Watson filed its objections to certain data requests (#s 18, 21, and 22). Staff will be discussing the applicant's concerns at the Data Response and Issue Resolution Workshop discussed below.

Data Response and Issues Resolution Workshop

Staff and BP Watson have scheduled a Data Response and Issue Resolution Workshop for Wednesday, October 14, 2009 at the Energy Commission in 4 North Conference Room A at 9:00 am. The purpose of the workshop will be to discuss issues related to: Air Quality, Public Health, Socioeconomics, Soil and Water Resources, Visual Resources and Waste Management. In that the applicant has requested an extension for some of its data responses, a second data response workshop may be scheduled, as needed.

Current Issues

At this time, staff has identified some issues which may delay the project from the original scheduling order.

The original Scheduling Order had the Data Response and Issue Resolution Workshop scheduled for October 7, 2009. This Workshop was postponed to October 14, 2009 to allow sufficient time for staff to review the Data Responses.

The original scheduling order also did not provide for a second Data Response Workshop.

Due to these items and delays, staff respectfully believes the original scheduling order will need to be revised. A proposed revised Scheduling Order will be submitted to the Committee after the outstanding Data Responses are filed.

In addition, staff anticipates possible delays due to the heavy workload in the Siting, Transmission and Environmental Protection Division, and also due to the Governor's Executive Order S-13-09, mandating three furlough days a month for the Commission and most other state agencies through June 2010.



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 **WATSON COGENERATION
STEAM AND ELECTRICITY RELIABILITY
PROJECT**

Docket No. 09-AFC-1

PROOF OF SERVICE LIST
(Revised 9/23/09)

APPLICANT

Ross Metersky
BP Products North America, Inc.
700 Louisiana Street, 12th Floor
Houston, Texas 77002
ross.metersky@bp.com

APPLICANT'S CONSULTANTS

URS Corporation
Cynthia H. Kyle-Fischer
8181 East Tufts Avenue
Denver, Colorado 80237
cindy_kyle-fischer@urscorp.com

COUNSEL FOR APPLICANT

Chris Ellison
Ellison Schneider and Harris LLP
2600 Capitol Avenue, Suite 400
Sacramento, CA 95816
cte@eslawfirm.com

INTERESTED AGENCIES

California ISO
e-recipient@caiso.com

INTERVENORS

*Tanya A. Gulesserin
Marc D. Joseph
Adams Broadwell Joseph &
Cardozo
601 Gateway Boulevard,
Suite 1000
South San Francisco, CA 94080
tgulesserian@adamsbroadwell.com

ENERGY COMMISSION

KAREN DOUGLAS
Chair and Presiding Member
kldougla@energy.state.ca.us

JULIA LEVIN
Commissioner and Associate
Member
jlevin@energy.state.ca.us

Gary Fay
Hearing Officer
gfay@energy.state.ca.us

Alan Solomon
Project Manager
asolomon@energy.state.ca.us

Christine Hammond
Staff Counsel
chammond@energy.state.ca.us

Public Adviser's Office
publicadviser@energy.state.ca.us

*indicates change

DECLARATION OF SERVICE

I, Teraja` Golston, declare that on October 05, 2009, I served and filed copies of the attached, CEC Status Report #1 dated October 01, 2009. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [www.energy.ca.gov/sitingcases/watson].

The documents have been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

(Check all that Apply)

FOR SERVICE TO ALL OTHER PARTIES:

X sent electronically to all email addresses on the Proof of Service list;

X by personal delivery or by depositing in the United States mail at _____ with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses **NOT** marked "email preferred."

AND

FOR FILING WITH THE ENERGY COMMISSION:

X sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (*preferred method*);

OR

_____ depositing in the mail an original and 12 paper copies, as follows:

CALIFORNIA ENERGY COMMISSION

Attn: Docket No. 09-AFC-1
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

I declare under penalty of perjury that the foregoing is true and correct.

Original Signature in Dockets

Teraja` Golston