

DOCKETED

Docket Number:	12-AFC-02
Project Title:	Huntington Beach Energy Project
TN #:	200050
Document Title:	Applicant's Request for Scheduling Conference and or Scheduling Order
Description:	N/A
Filer:	Tiffani Winter
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Submitter Role:	Applicant's Representative
Submission Date:	7/26/2013 4:53:40 PM
Docketed Date:	7/26/2013



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July 26, 2013

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VIA EMAIL

The Honorable Andrew McAllister
Presiding Member
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

The Honorable Karen Douglas
Associate Member
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

Hearing Officer Susan Cochran
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

**Re: Huntington Beach Energy Project (12-AFC-02)
Request for Scheduling Conference and/or Scheduling Order**

Dear Commissioners and Hearing Officer:

Applicant AES Southland Development, LLC herein requests the Committee to hold a Scheduling Conference or, in the alternative, issue a Scheduling Order for the Huntington Beach Energy Project (“HBEP”) Application for Certification (“AFC”) proceeding. Applicant is concerned that the process has reached a critical point that requires the Committee to ensure the parties reach specific milestones in an effort to ensure the AFC process is moving as expeditiously as possible toward evidentiary hearings and a Final Decision.

In Applicant’s previous Status Reports, Applicant proposed a schedule for the HBEP AFC proceeding and requested a Scheduling Order requiring Staff to prepare a two-part Preliminary Staff Assessment (“PSA”) due to the South Coast Air Quality Management District’s (“District”) delay in publishing the Preliminary Determination of Compliance (“PDOC”).¹ Staff similarly indicated in its July 10, 2013 Status Report, as well as in its May 2013 Status Report, that Staff

¹ Applicant has been diligent to ensure prompt delivery of information to the District when requests are made.



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may proceed with publication of a PSA without the air quality and public health sections for precisely the same reason. In Staff's last two Status Reports, Staff anticipated publication of the PSA by mid-August 2013. However, it has been brought to Applicant's attention that Staff now believes publication of a PSA may be delayed until mid-September or later.

Applicant is fully invested in HBEP and eager to obtain a Final Decision and license to construct and operate this project, which is critical to maintaining electrical system reliability in southern California. To that end, Applicant requests the Committee or Hearing Officer to hold a Scheduling Conference or issue a Scheduling Order as soon as possible to ensure timely publication of a PSA in this proceeding.

Very truly yours,

Melissa A. Foster

MAF:jmw

Enclosures

cc: Proof of Service List



**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
1516 NINTH STREET, SACRAMENTO, CA 95814
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**APPLICATION FOR CERTIFICATION FOR THE
HUNTINGTON BEACH ENERGY PROJECT**

**Docket No. 12-AFC-02
PROOF OF SERVICE
(Revised 07/03/2013)**

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*indicates change

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**OTHER ENERGY COMMISSION
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CONVENIENCE ONLY):**

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

ANDREW McALLISTER
Commissioner and Presiding Member

KAREN DOUGLAS
Commissioner and Associate Member

Susan Cochran
Hearing Adviser

Hazel Miranda
Adviser to Commissioner McAllister

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Adviser to Commissioner McAllister

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Adviser to Commissioner Douglas

Jennifer Nelson
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Eileen Allen
Commissioners' Technical
Adviser for Facility Siting

DECLARATION OF SERVICE

I, Judith M. Warmuth, declare that on July 26, 2013, I served and filed copies of the attached Applicant's Request for Scheduling Conference and/or Scheduling Order dated July 26, 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/huntington_beach_energy/index.html.

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

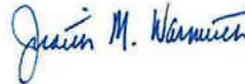
(Check one)

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: July 26, 2013



Judith M. Warmuth