

**DOCKETED**

<b>Docket Number:</b>	17-SPPE-01
<b>Project Title:</b>	McLaren Backup Generating Facility
<b>TN #:</b>	224535
<b>Document Title:</b>	Vantage Data Centers' PreHearing Conference Statement and Exhibit List
<b>Description:</b>	N/A
<b>Filer:</b>	Scott Galati
<b>Organization:</b>	DayZenLLC
<b>Submitter Role:</b>	Applicant Consultant
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STATE OF CALIFORNIA

Energy Resources  
Conservation and Development Commission

In the Matter of:

Application For Small Power Plant  
Exemption for the **McLAREN BACKUP  
GENERATING FACILITY**

**DOCKET NO: 16-AFC-01**

**VANTAGE DATA CENTERS'  
PREHEARING CONFERENCE  
STATEMENT**

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Vantage Data Centers (Vantage) in accordance with the Committee Order dated July 23, 2018, hereby files its Prehearing Conference Statement for its Application for Small Power Plant Exemption for the McLaren Backup Generating Facility (MBGF). Vantage is prepared to proceed to evidentiary hearing on all topic areas. In accordance with the above referenced order, Vantage presents its Prehearing Conference Statement, as follows:

1. **Subject Areas Complete And Ready to Proceed To Evidentiary Hearing**

Vantage believes that all subject areas (and/or disciplines) are complete and ready for adjudication at the Evidentiary Hearings.

2. **Subject Areas Where Vantage Proposes To Introduce Testimony In Writing Rather Than Through Oral Testimony**

Vantage proposes to introduce all of its testimony in writing rather than through oral testimony. Vantage is in complete agreement with Staff on every issue and

Intervenor Helping Hand Tools has not filed any Testimony in this matter requiring adjudication. Vantage will, however, have representatives available at the evidentiary hearing or via Webex to answer questions from the Committee.

**3. Subject Areas Not Complete and Not Ready To Proceed to Evidentiary Hearing**

None.

**4. Disputed Topic Areas Requiring Adjudication**

Vantage and Staff have reached complete agreement on all subject areas and therefore there are no disputed topic areas requiring adjudication relating to the Initial Study/Mitigated Negative Declaration (IS/MND) and Staff's Response to Comments, including Staff's findings, conclusions and proposed new and modified mitigation measures.

Since Intervenor Helping Hand Tools has not provided any Testimony in this matter, there are no areas requiring Committee adjudication.

If, however, Intervenor Helping Hand Tools attempts to file Rebuttal Testimony with its PreHearing Conference Statement, Vantage will object. If the Committee overrules the objection, Vantage reserves the right to present additional testimony at the evidentiary hearing and cross-examine Intervenor Helping Hand Tools' witnesses.

**5. Proposed Witnesses**

At this time, Vantage does not propose to have live testimony at the evidentiary hearing because there are no issues that require adjudication. Vantage witnesses, which have filed Opening and/or Rebuttal Testimony, include Michael Stoner, Spencer Myers, and Shari Beth Libicki.

Vantage reserves the right to provide additional live oral witness testimony for other subject areas, or testimony via Webex; to rebut any Intervenor witness, and/or to answer questions from the Committee.

**6. Cross-Examination**

Vantage does not propose to cross-examine any of Staff's witnesses and since Intervenor Helping Hand Tools has not identified any witnesses nor filed any Testimony, Vantage does not propose to cross-examine the Intervenor. Vantage reserves the right to cross-examine Intervenor witnesses should the Committee allow the Intervenor to present witnesses.

**7. Exhibit List**

Table 1 is Vantage's Proposed Exhibit List in the format described in the Committee Order.

**8. Proposed Briefing Schedule**

Vantage does not propose any legal briefs unless directed by the Committee.

Dated: August 20, 2018

Respectfully Submitted,



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Scott A. Galati  
Counsel to Vantage Data Centers

**Vantage Data Center  
 McLaren Backup Generating Facility (17-SPPE-01)  
 Table 1 - EXHIBIT LIST**

EXHIBIT NO.	TN	TITLE	SUBJECT
1	222041-13	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility</u></a> Main application, absent appendices. 87 page(s)	All
2	222041-1	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix A</u></a> Appendix A of the SPPE application, and provides specs for the diesel generators. 15 page(s)	Project Description
3	222057	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix B Part 1</u></a> City of Santa Clara's Feb. 2017 IS/MND, Part 1	All
4	222041-3	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix B Part 2</u></a> City of Santa Clara's Feb. 2017 IS/MND, Part 2	All
5	222041-4	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix B Part 3</u></a> City of Santa Clara's Feb. 2017 IS/MND, Part 3	All
6	222041-5	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix B Part 4</u></a> City of Santa Clara's Feb. 2017 IS/MND, Part 4	All
7	222041-6	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix B Part 5</u></a> City of Santa Clara's Feb. 2017 IS/MND, Part 5	All

EXHIBIT NO.	TN	TITLE	SUBJECT
8	222041-7	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix B Part 6</u></a> City of Santa Clara's Feb. 2017 IS/MND, Part 6	All
9	222041-8	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix C Part 1</u></a> Appendix C of the SPPE application, consisting of drawings of the proposed site plan	Project Description
10	222041-9	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix C Part 2</u></a> Appendix C of the SPPE application, consisting of drawings of the proposed site plan	Project Description
11	222041-10	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix D</u></a> Appendix D of the SPPE Application, Spill Control Plan	Hazardous Materials, Waste Management
12	222041-11	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix E</u></a> Appendix E of the SPPE application, the backup documents for the Air Quality analysis	Air Quality, Public Health, Greenhouse Gases
13	222041-12	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix F</u></a> Appendix F of the SPPE application, Thermal Plume Technical Report	Air Quality, Traffic and Transportation
14	222096-1	<a href="#"><u>Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix E-2 Part 1</u></a> Appendix E-2 of the SPPE Application, Application to BAAQMD for Authority To Construct Permits	Air Quality, Public Health, Greenhouse Gases

EXHIBIT NO.	TN	TITLE	SUBJECT
15	222097	<u><a href="#">Application for Small Power Plant Exemption for McLaren Backup Generating Facility - Appendix E-2 Part 2</a></u> Appendix E-2 of the SPPE Application, Application to BAAQMD for Authority to Construct Permits	Air Quality, Public Health, Greenhouse Gases
16	222104	<u><a href="#">Air Quality Technical Report Replacement for MBGF Application for SPPE - Appendix E-1</a></u> Revised and Replaced Appendix E-1, Air Quality Technical Report	Air Quality, Public Health, Greenhouse Gases
17	222447	<u><a href="#">Vantage Data Center's Response to CEC Staff DR Set No.1 (1-34)</a></u>	Air Quality, Biological Resources, Cultural Resources, Land Use, Greenhouse Gases
18	222474	<u><a href="#">Vantage Data Center's Supplemental Response to CEC Staff DR2 and DR23</a></u>	Air Quality
19	223021	<u><a href="#">Vantage Data Center's NWIC Records Search Results for MBGF</a></u>	Cultural Resources
20	223483	<u><a href="#">Vantage Data Center's Revised SPPE Application for McLaren Backup Generating Facility</a></u> Revised Application for SPPE with reduced sizes of generators	All
21	223484	<u><a href="#">Vantage Data Center's Revised SPPE Application for McLaren Backup Generating Facility - Air Quality and Public Health</a></u> Revised supporting Air Quality and Public Health technical reports for reduced sizes of generators	Air Quality, Public Health, Greenhouse Gases

EXHIBIT NO.	TN	TITLE	SUBJECT
22	223744	<a href="#"><u>Compilation of data clarification questions and responses for the McLaren Backup Generation Facility SPPE application review</u></a>	Project Description, Land Use, Air Quality, Cultural Resources, Soil & Water Resources, Socioeconomics
23	223769	<a href="#"><u>Vantage Data Center's Revised N02 Modeling Report for McLaren Backup Generating Facility</u></a>	Air Quality
24	223773	<a href="#"><u>Data Clarification Questions and Responses for the McLaren Backup Generation Facility SPPE Application Review</u></a>	Geology and Paleontology
25	224170	<a href="#"><u>Vantage Data Center's Comments on the ISMND and Response to Committee Memorandum Dated July 5, 2018</u></a>	All
26	224411	<a href="#"><u>Vantage Data Centers Opposition to Helping Hand Tools Motion to Dismiss</u></a>	All
27	224450	<a href="#"><u>Data Clarification Questions And Responses For The McLaren Backup Generation Facility SPPE Application Review</u></a>	Project Description, Reliability, Air Quality
28	224475	<a href="#"><u>VDC's Opening Testimony Package for the MBGF Application For SPPE</u></a>	All
29	224530	<a href="#"><u>VDC's Rebuttal Testimony Package for the MBGF Application For SPPE</u></a>	Project Description, Air Quality, Public Health