

DOCKETED

Docket Number:	12-AFC-02C
Project Title:	Huntington Beach Energy Project - Compliance
TN #:	216722
Document Title:	Transcript of 01/25/2017 Continued Committee Closed Session
Description:	N/A
Filer:	Cody Goldthrite
Organization:	California Energy Commission
Submitter Role:	Committee
Submission Date:	3/28/2017 8:32:03 AM
Docketed Date:	3/28/2017

BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA

Petition to Amend the
HUNTINGTON BEACH ENERGY PROJECT) Docket No. 12-AFC-02C
_____)

HUNTINGTON BEACH ENERGY PROJECT AMENDMENT
CONTINUED COMMITTEE CLOSED SESSION

CALIFORNIA ENERGY COMMISSION
SECOND FLOOR FISHBOWL CONFERENCE ROOM
1516 NINTH STREET
SACRAMENTO, CA 95814

WEDNESDAY, January 25, 2017
3:00 P.M.

Reported by:
Kent Odell

APPEARANCES

COMMISSIONERS

Andrew McAllister, Commissioner, Presiding Member

Karen Douglas, Commissioner, Associate Member

ADVISERS

Bryan Early, Policy Adviser to Commissioner McAllister

Le-Quyen Nguyen, Adviser to Commissioner Douglas

Kristy Chew, Commissioners' Technical Adviser for Energy
Facility Siting

HEARING OFFICER

Susan Cochran, Hearing Officer

CEC STAFF

John Heiser, Project Manager

APPLICANT

Melissa Foster, Stoel Rives LLP

I N D E X

	Page
Meeting Agenda	
1. Call to Order	4
2. Public Comment	--
Members of the public and other interested persons and entities may speak up to three minutes on a matter appearing on this agenda.	
3. Closed Session	8
Committee Closed Session consideration of the following item:	
PETITION TO AMEND THE HUNTINGTON BEACH ENERGY PROJECT	
Huntington Beach Energy Project Amendment (12-AFC-02C) and deliberation on matters for decision by the Committee such as pending motions and the Presiding Member's Proposed Decision.	
The Committee will adjourn to Closed Session in accordance with Government Code section 11126, subdivision (c)(3), which allows a state body, including a delegated committee, to hold a Closed Session to deliberate on a decision to be reached in a proceeding the state body was required by law to conduct.	
4. Adjourn	8
Reporter's Certificate	9
Transcriber's Certificate	10

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

P R O C E E D I N G S

January 25, 2017 3:10 p.m.

COMMISSIONER MCALLISTER: I'm Andrew

McAllister, Presiding Member on the Huntington Beach Energy Project, Petition to Amend.

This is a continued closed session from our last one a few weeks ago.

And so let's see, before we begin I want to introduce the Committee and then ask that parties identify themselves for the record. So again, I'm Andrew McAllister, Commissioner here at the Energy Commission, and Presiding Member.

Let's see, my Adviser, Bryan Early is here. Martha Brook may be joining us in the closed session, my other Adviser. Commissioner Douglas, Karen Douglas, as the Associate Member of the Committee, and will certainly be in the closed session with us. And Le-Quyen Nguyen is her Adviser, who will be in the closed session. Kristy Chew is here, the Technical Adviser to the Commission on Siting Matters. I don't see a Public Adviser here.

HEARING OFFICER COCHRAN: No.

COMMISSIONER MCALLISTER: Are we expecting them?

HEARING OFFICER COCHRAN: Rene had accepted the appointment, but I don't see him.

1

2 COMMISSIONER MCALLISTER: Okay. So a Public
3 Adviser is not with us at the moment, but may be. And
4 Susan Cochran, the Hearing Officer, who I believe
5 everyone knows.

6 So I would ask any parties in the room
7 first, and then on the phone, introduce themselves
8 and their representatives starting with the Applicant
9 if -- I would assume the Applicant is on the phone?

10 MS. FOSTER: Good afternoon, this is Melissa
11 Foster with Stoel Rives, Counsel for AES Huntington
12 Beach Energy.

13 COMMISSIONER MCALLISTER: Okay. Thanks for
14 that.

15 Now, is there anyone else on the phone?

16 HEARING OFFICER COCHRAN: No.

17 COMMISSIONER MCALLISTER: That's it.

18 Okay, how about staff?

19 MR. HEISER: John Heiser, Project Manager for
20 Huntington Beach Project, HBEP.

21 COMMISSIONER MCALLISTER: Okay. So hopefully
22 everybody can hear that. I'm not sure how the audio
23 is, so John Heiser from staff.

24 Are there any intervenors? I would assume
25 not if they're not on the phone.

1 (No audible response.)

2 It seems not.

3 HEARING OFFICER COCHRAN: No.

4 COMMISSIONER MCALLISTER: We only have the
5 one call-in user.

6 HEARING OFFICER COCHRAN: And that's Ms.
7 Foster.

8 COMMISSIONER MCALLISTER: And that's Melissa
9 -- Ms. Foster.

10 Okay. So that means there are no agencies
11 local or regional or state or federal, or Native
12 Americans nor the City of Huntington Beach itself.

13 So is there a reason to do public comment
14 when we don't have any --

15 HEARING OFFICER COCHRAN: We still need to
16 ask for it.

17 COMMISSIONER MCALLISTER: Okay.

18 HEARING OFFICER COCHRAN: Then if there's
19 none then we can go on.

20 COMMISSIONER MCALLISTER: Yeah, so before we
21 continue with the closed session from the evidentiary
22 hearing from December the 21st, we would like to hear
23 from the public if there is any public comment.

24 So we'll just pause for a few seconds here
25 to see if there's public comment.

1 (No audible response.)

2 All right. Hearing none, and nobody's
3 beating the door down here to speak, so we will go
4 into closed session.

5 HEARING OFFICER COCHRAN: Right.

6 COMMISSIONER MCALLISTER: So the Committee
7 will adjourn to closed session pursuant to Government
8 Code Section 11126(c)(3), which allows a state body,
9 including a delegated committee, to hold a closed
10 session to deliberate on a decision to be reached in
11 a proceeding the state body was required by law to
12 conduct.

13 And so we will go into closed session and be
14 back down here to adjourn, what time do we think?

15 HEARING OFFICER COCHRAN: I don't know. I
16 will inform the court reporter, so that it can be
17 reflected in the transcript.

18 COMMISSIONER MCALLISTER: Okay. So we'll
19 close and then record when that happened.

20 HEARING OFFICER COCHRAN: Correct.

21 COMMISSIONER MCALLISTER: All right, great.

22 HEARING OFFICER COCHRAN: Good.

23 COMMISSIONER MCALLISTER: So we are in closed
24 session.

25 MS. FOSTER: Thank you.

1 HEARING OFFICER COCHRAN: Thank you.

2 (Adjourned into closed session at 3:13 p.m.)

3 HEARING OFFICER COCHRAN: And go.

4 COMMISSIONER MCALLISTER: Just reporting back
5 on our closed session, we've wrapped up and we are
6 adjourning the session.

7 HEARING OFFICER COCHRAN: Right. There is
8 nothing to report from closed session.

9 COMMISSIONER MCALLISTER: Nothing, no.
10 Nothing to report, no decisions have been made and
11 nothing to report so we're adjourned.

12 HEARING OFFICER COCHRAN: Thank you.

13 (Meeting adjourned at 4:40 p.m.)

14

15

16

17

18

19

20

21

22

23

24

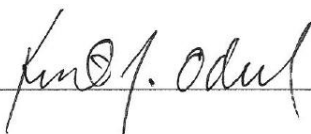
25

REPORTER'S CERTIFICATE

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were reported by me, a certified electronic court reporter and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

IN WITNESS WHEREOF, I have hereunto set my hand this 27th day of March, 2017.



Kent Odell
CER**00548

TRANSCRIBER'S CERTIFICATE

I do hereby certify that the testimony in the foregoing hearing was taken at the time and place therein stated; that the testimony of said witnesses were transcribed by me, a certified transcriber and a disinterested person, and was under my supervision thereafter transcribed into typewriting.

And I further certify that I am not of counsel or attorney for either or any of the parties to said hearing nor in any way interested in the outcome of the cause named in said caption.

IN WITNESS WHEREOF, I have hereunto set my hand this 27th day of March, 2017.



Myra Severtson
Certified Transcriber
AAERT No. CET**D-852