

DOCKETED
11-AFC-02

TN # 2932

MAR. 25 2013

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

In the Matter of the:)	
)	
Application for Certification)	Docket No.
for the Hidden Hills Solar)	11-AFC-02
Electric Generating System)	
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CALIFORNIA ENERGY COMMISSION
HEARING ROOM A
1516 NINTH STREET
SACRAMENTO, CALIFORNIA

TUESDAY, MARCH 19, 2013

9:00 a.m.

Reported by:
John Cota
Contract No. 170-09-002

COMMITTEE MEMBERS PRESENT

Karen Douglas, Presiding Member

David Hochschild, Associate Member

HEARING OFFICER, ADVISORS PRESENT

Kenneth Celli, Hearing Officer

Jim Bartridge, Advisor to Commissioner Hochschild

Kelly Foley, Advisor to Commissioner Hochschild

CEC STAFF PRESENT

Pippin Brehler, Staff Counsel

OFFICE OF THE PUBLIC ADVISER

Blake Roberts, Assistant Public Adviser

APPLICANT

No Appearances

INTERVENORS

No Appearances

ALSO PRESENT

No members of the public were present

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P R O C E E D I N G S

9:01 a.m.

PRESIDING MEMBER DOUGLAS: Good morning, everyone.

Today we will convene a committee meeting for the Hidden Hills Solar Electric Generating System. As explained in the February 20, 2013 Notice of Extension of Evidentiary Hearings, the committee meeting is being held for the primary purpose of conducting Committee deliberations in closed session.

Let's see here. I'll introduce because we do have staff here. We may have other parties on the phone, although I don't see any yet. Mr. Brehler, if you could introduce yourself for the record.

MR. BREHLER: Good morning, Commissioner Douglas and Hearing Officer Celli. This is Pippin Brehler, senior staff counsel, representing staff.

PRESIDING MEMBER DOUGLAS: Thank you. Do we have anyone from applicant on the phone?

(No response.)

HEARING OFFICER CELLI: Nobody.

PRESIDING MEMBER DOUGLAS: All right. It certainly looks like we have nobody else signed on. Do we have anyone else on the phone right now?

(No response.)

PRESIDING MEMBER DOUGLAS: We'll wait five minutes

1 and give people a chance to show up.

2 HEARING OFFICER CELLI: Do you want me to give the
3 procedure?

4 PRESIDING MEMBER DOUGLAS: Yes.

5 HEARING OFFICER CELLI: Okay. Kenneth Celli,
6 Hearing Advisor.

7 Today's agenda is divided into four parts.

8 First, the open meeting will be convened, which is
9 what we are doing now.

10 Secondly, public comment will be taken.

11 Third, the closed session will begin.

12 And finally, the open meeting will reopen simply
13 to announce the conclusion of the closed session and
14 adjourn.

15 The closed session will be conducted in accordance
16 with Government Code Section 11126. That's 11126,
17 subdivision (c)(3), which allows a state body, including a
18 delegated -- I'm going to read this all over again.

19 The closed session will be conducted in accordance
20 with Government Code Section 11126, subdivision (c)(3),
21 which allows a state body, including a delegated committee,
22 to hold a closed session to deliberate on a decision to be
23 reached in a proceeding the state body was required by law
24 to conduct.

25 Now, the record should reflect that both

1 Commissioner Douglas and Commissioner Hochschild are here
2 with advisors Kelly Foley and Jim Bartridge.

3 At this time Mr. Brehler has a question so let's
4 hear from Mr. Brehler.

5 MR. BREHLER: Good morning, Commissioners. I
6 apologize for taking a second bite at the apple and not
7 thinking about this yesterday but it occurred to me that we
8 won't have another chance to see you before the reply briefs
9 are due. And considering the discussion about page limits,
10 a page limit was not set for the reply briefs. And I wanted
11 to submit that you may consider wanting to set one.

12 I wanted to clarify that the page limit for the
13 opening briefs don't include the Table of Authorities and
14 the Table of Contents. Mr. Wheatland for the applicant had
15 some, you know, concerns about, you know, font size, and
16 those all made perfect sense.

17 And I also wanted to suggest that you may want to
18 issue the Committee's questions in writing, the eight or so
19 questions that you were most interested in.

20 HEARING OFFICER CELLI: Okay, that's a good
21 question.

22 MR. BREHLER: Thank you.

23 HEARING OFFICER CELLI: Let me ask my committee
24 here; hold on.

25 (Committee conferring.)

1 HEARING OFFICER CELLI: Mr. Brehler, thank you for
2 your question. The Committee would first of all state that
3 the 150 page limit would go beyond the Table of Contents and
4 Table of Authorities, et cetera. So the 150 pages would
5 include really your text.

6 We will attempt to put out today the eight
7 questions asked by way of e-mail to all of the parties.

8 The 150 page limit would be all briefs, reply
9 briefs, opening briefs, any briefs. One hundred and fifty
10 pages on all briefs, not including Table of Contents, Table
11 of Authorities. So the 150 page limit would be for the
12 opening brief and the 150 page limit would be for the reply
13 or rebuttal briefs.

14 MR. BREHLER: Thank you very much.

15 HEARING OFFICER CELLI: Did that cover everything?

16 MR. BREHLER: Those are all I had. I see no one
17 else here so, thank you.

18 HEARING OFFICER CELLI: Thank you. And I will put
19 that in the e-mail today. When we send the questions out
20 we'll inform all of the parties of that.

21 MR. BREHLER: Thank you.

22 HEARING OFFICER CELLI: Okay, there is nobody in
23 this room who wishes to make a public comment; there are no
24 members of the public here at this time.

25 It's 9:06 and there is nobody on the WebEx who

1 wishes to make a comment either so at this time we are going
2 to go into closed session.

3 (Off the record at 9:06 a.m.)

4 (On the record at 9:07 a.m.)

5 HEARING OFFICER CELLI: Okay, we are back on the
6 record, ladies and gentlemen. The intention of the
7 Committee at this time would be to excuse the court reporter
8 since when we complete the closed session we will return and
9 simply adjourn the meeting without further adieu. There is
10 a WebEx recording taking place right now so we will excuse
11 the court reporter at this time.

12 (The Committee adjourned into
13 closed session at 9:08 a.m.)

14 (The Committee reconvened from closed
15 session at 3:45 p.m., had nothing to
16 report and immediately adjourned.)

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CERTIFICATE OF REPORTER

I, JOHN COTA, an Electronic Reporter, do hereby certify that I am a disinterested person herein; that I recorded the foregoing California Energy Commission Committee Meeting; that it was thereafter transcribed.

I further certify that I am not of counsel or attorney for any of the parties to said meeting or in any way interested in the outcome of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand this 25th day of March, 2013.

JOHN COTA

CERTIFICATE OF TRANSCRIBER

I certify that the foregoing is a correct transcript, to the best of my ability, from the electronic sound recording of the proceedings in the above-entitled matter.

RAMONA COTA, CERT**478

March 25, 2013