

DOCKETED

Docket Number:	19-SPPE-03
Project Title:	Sequoia Data Center
TN #:	231442
Document Title:	Committee Scheduling Order
Description:	N/A
Filer:	Cody Goldthrite
Organization:	California Energy Commission
Submitter Role:	Committee
Submission Date:	1/10/2020 1:12:39 PM
Docketed Date:	1/10/2020



State of California
State Energy Resources Conservation and
Development Commission
1516 Ninth Street, Sacramento, CA 95814
1-800-822-6228 – www.energy.ca.gov

APPLICATION FOR SMALL POWER PLANT
EXEMPTION FOR THE:

**SEQUOIA BACKUP GENERATING
FACILITY**

Docket No. 19-SPPE-03

COMMITTEE SCHEDULING ORDER

BACKGROUND

On November 26, 2019, the California Energy Commission (CEC) Committee (Committee)¹ issued a “Notice of Committee Conference and Orders on Hearings”,² which among other things directed Staff to submit a proposed schedule for this proceeding by December 4, 2019 and directed the Applicant to file a response to Staff’s proposal by December 11, 2019. Staff and Applicant met these deadlines.³

During the Committee Status Conference held on December 17, 2019, the Committee asked Staff to follow up with an email indicating whether it would be able to issue an environmental assessment of the proposed project by January 15, 2020, the date proposed by Applicant. On December 18, 2019, Staff provided this email, with an updated proposed schedule generally consistent with the schedule proposed by Applicant.⁴

PROPOSED SCHEDULE

The Committee hereby proposes the attached schedule, which reflects its own judgment and consideration of the Applicant’s and Staff’s proposed schedules.

The parties are invited to file comments on the proposed schedule by 5:00 p.m., January 14, 2020, after which time the Committee will submit a schedule to guide this proceeding.

¹ The CEC appointed a committee consisting of Karen Douglas, Commissioner and Presiding Member, and Patty Monahan, Commissioner and Associate Member (the Committee), on September 11, 2019 (TN 229721).

² TN 230859.

³ On December 4, 2019 Staff filed “Issues Identification, Status Report, and proposed Schedule for the Sequoia Small Power Plant Exemption” (TN 230994) and on December 11, 2019 Applicant filed their “Response to Staff’s Memorandum Regarding its Issue Identification Report and Proposed Schedule” (TN 231159).

⁴ TN 231282.

CONTACT INFORMATION

The Public Advisor's Office provides the public with assistance to participate in CEC proceedings. For assistance, please contact Noemí O. Gallardo, Public Advisor, by e-mail at publicadvisor@energy.ca.gov, or at (916) 654-4489, or toll free at (800) 822-6228.

Questions of a procedural nature should be directed to Galen Lemei, Hearing Officer, by e-mail at galen.lemei@energy.ca.gov, or at (916) 654-3965.

Technical questions concerning the Sequoia Backup Generating Facility should be addressed to Leonidas Payne, Staff Project Manager, by e-mail at leonidas.payne@energy.ca.gov, or at (916) 651-0966.

Media inquiries should be sent to the Media and Public Communications Office by e-mail at mediaoffice@energy.ca.gov, or at (916) 654-4989.

IT IS SO ORDERED.

Dated: January 10, 2020

Original Signed by:

Karen Douglas
Commissioner and Presiding Member
Sequoia Backup Generating Facility SPPE Committee

SEQUOIA BACKUP GENERATING FACILITY SPPE PROPOSED SCHEDULE

JANUARY 2020

Note: The Committee encourages the parties to consider this schedule as an outer boundary and make their best efforts to complete the milestones ahead of these dates.

ACTIVITY	DEADLINE
Staff Publishes its Environmental Review Document	No later than January 23, 2020
Public Comment Period on Staff's Environmental Review Document Closes	30 days after distribution of Staff's Environmental Review Document by the State Clearinghouse ⁵
Staff responds to comments	7 days after close of public comment period
Last Day to File Petition to Intervene ⁶	March 4, 2020
All Parties File Opening Testimony	7 days after Staff publishes responses to comments on Staff's Environmental Review Document
All Parties to File Reply testimony ⁷	7 days after opening testimony filed
Prehearing Conference (PHC) statement filed	3-5 days after reply testimony filed
PHC	7-10 days after PHC statement filed
Evidentiary hearing (EH)	7 days after PHC ⁸
Committee files Proposed Decision ⁹	30 days after EH
Final Adoption Hearing by the Commission	Second Quarter 2020

⁵ Please note that the State Clearinghouse has 3 days to distribute. (Pub. Resources Code, § 21091, subd. (c)(3).)

⁶ The deadline to file a petition for intervention shall be established by the presiding member, or if no deadline is established, at least 30 days prior the first evidentiary hearing. (Cal. Code Regs., tit. 20, § 1211.7, subd. (b).)

⁷ Seven days prior to evidentiary hearings or other day set by the presiding member. (Cal. Code Regs., tit. 20, § 1943.)

⁸ Evidentiary hearings shall commence no later than 100 days after filing the application for an SPPE unless otherwise ordered by the presiding member. In the "Notice of Committee Conference and Orders on Hearings", the Committee extended the deadline for the hearing pursuant to California Code of Regulations, title 20, sections 1203, subdivision (f) and 1944, subdivision (b). (TN 230859)

⁹ Cal. Code Regs., tit. 20, § 1945, subd. (a).