

**DOCKETED**

<b>Docket Number:</b>	19-SPPE-05
<b>Project Title:</b>	Mission College Data Center SPPE
<b>TN #:</b>	233379
<b>Document Title:</b>	Oppidan MCBGF PreHearing Conference Statement and Proposed Exhibit List
<b>Description:</b>	N/A
<b>Filer:</b>	Scott Galati
<b>Organization:</b>	DayZenLLC
<b>Submitter Role:</b>	Applicant Representative
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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 **MISSION COLLEGE  
BACKUP GENERATING FACILITY**

**DOCKET NO: 19-SPPE-5**

**OPPIDAN'S PREHEARING  
CONFERENCE STATEMENT**

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Oppidan Investment Company (Oppidan), the applicant for the Mission College Backup Generating Facility (MCBGF), in accordance with the Revised Committee Order dated June 5, 2020, hereby files its Prehearing Conference Statement for its Application for Small Power Plant Exemption (SPPE) for the Mission College Backup Generating Facility (MCBGF). Oppidan is prepared to proceed to evidentiary hearing on all topic areas.

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

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

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

Oppidan proposes to introduce all of its testimony in all areas in writing rather than through oral testimony. Oppidan is in complete agreement with Staff on every issue. Oppidan will, however, have representatives available remotely for the evidentiary hearing to answer questions from the Committee in all topic areas.

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

None.

4. **Disputed Topic Areas Requiring Adjudication**

None.

5. **Proposed Witnesses**

Oppidan is not proposing oral testimony at this time. Oppidan will however, have Drew Johnson, Michael Lisenbee, and Elizabeth Geller available to answer Committee questions.

6. **Cross-Examination**

None.

7. **Exhibit List**

Table 1 is Oppidan's Proposed Exhibit List.

8. **Proposed Briefing Schedule**

Oppidan does not propose any legal briefs unless directed by the Committee for discrete legal issues. If helpful to the Committee, Oppidan proposes a 10 minute closing statement at the end of the evidentiary hearing.

Dated: June 9, 2020

Respectfully Submitted,



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Scott A. Galati  
Counsel to Oppidan Investment Company

Oppidan Investment Company  
Mission College Backup Generating Facility (19-SPPE-5)  
**Table 1 - EXHIBIT LIST**

EXHIBIT NO.	TN	TITLE	SUBJECT
1	230848	<u>MCBGF SPPE Application</u> 221 pages	All
2	230847	<u>MCBGF APPE Application Appendix C Part I - Prior MND</u> 304 page(s)	All
3	230846	<u>MCBGF SPPE Application Appendix B - Noise and Vibration Assessment</u> 38 page(s)	Noise
4	230845	<u>MCBGF Sppe Application Appendix A - Air Quality Impact Assessment</u> 411 pages	Air Quality, Public Health, Greenhouse Gases
5	230844	<u>MCBGF SPPE Application Appendix C Part II - Prior MND</u> 733 pages	All
6	231960	<u>MBGF Response to CEC Data Requests Set 1</u> 59 pages	Air Quality, Biological Resources, Cultural Resources, Hazardous Materials, Traffic and Transportation, Transmission System Engineering
7	232047	<u>MCBGF Supplemental Data Responses CEC Set 1</u> 16 pages	Air Quality and Transportation

EXHIBIT NO.	TN	TITLE	SUBJECT
8	232246	<u><a href="#">MCBGF Response to CEC Data Request Set 2, (60-63)</a></u> 52 pages	Biology, Cultural Resources, Transmission System Engineering
9	232279	<u><a href="#">Presentation - Oppidan MCBGF Status Conference</a></u> 15 pages	Project Description
10	232283	<u><a href="#">Oppidan's Response to Staff's Issue Identification, Status Report and Proposed Schedule</a></u> 4 pages	All
11	232565	<u><a href="#">Oppidan Response to Staff March 25 2020 Status Report</a></u> 2 pages	All
12	232673	<u><a href="#">Email - Applicant Acceptance of Mitigation Measure Language</a></u> 2 pages	All
13	233051	<u><a href="#">MCBGF SPPE Application Affidavit</a></u> 1 page	All
14	233087	<u><a href="#">Oppidan MCGF Opening Testimony Package</a></u> 5 pages	All