

**DOCKETED**

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| <b>Docket Number:</b>   | 20-SPPE-02  |
| <b>Project Title:</b>   | Lafayette Backup Generating Facility                  |
| <b>TN #:</b>            | 236110  |
| <b>Document Title:</b>  | Order Directing Parties to File Monthly Status Report |
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| <b>Organization:</b>    | Energy Commission Hearing Office                      |
| <b>Submitter Role:</b>  | Committee   |
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**State of California  
State Energy Resources Conservation and  
Development Commission**  
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**APPLICATION FOR SMALL POWER PLANT  
EXEMPTION FOR THE:**

***LAFAYETTE BACKUP GENERATING  
FACILITY***

**Docket No. 20-SPPE-02**

## **ORDER DIRECTING PARTIES TO FILE MONTHLY STATUS REPORTS**

### **BACKGROUND**

On May 20, 2020, Digital Realty (Applicant) submitted an application for a small power plant exemption (SPPE) for the Lafayette Backup Generating Facility (Application)<sup>1</sup> to the California Energy Commission (CEC).<sup>2</sup> On July 6, 2020, CEC staff (Staff) issued the first set of data requests for Applicant's responses.<sup>3</sup> Staff issued the last set of data requests on October 6, 2020; Applicant has not yet responded to them.<sup>4</sup>

On August 25, 2020, the Committee<sup>5</sup> appointed to conduct proceedings on the Application issued a "Notice of Committee Conference and Related Orders,"<sup>6</sup> which directed Staff to file its Issues Identification Report, Status Report, and Proposed Schedule (Report) no later than August 28, 2020, and directed the Applicant to file a response to the Report by September 2, 2020.<sup>7</sup>

On August 28, 2020, Staff filed the Report setting November 24, 2020, as its proposed, reasonable target date for publishing its Initial Study.<sup>8</sup> Applicant's response indicated

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<sup>1</sup> Information about this proceeding, including a link to the electronic docket, may be found on the CEC's [web page](https://ww2.energy.ca.gov/sitingcases/lafayette/) at <https://ww2.energy.ca.gov/sitingcases/lafayette/>. Documents related to this proceeding may be found in the [online docket](https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=20-SPPE-02) at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=20-SPPE-02>. The Application is TN 233041-1 to TN 233041-6.

<sup>2</sup> The CEC is formally known as the "State Energy Resources Conservation and Development Commission." (Cal. Pub. Resources, § 25200.)

<sup>3</sup> TN 233747.

<sup>4</sup> TN 235078.

<sup>5</sup> On July 8, 2020, the CEC appointed a Committee consisting of Karen Douglas, Commissioner and Presiding Member, and David Hochschild, Chair and Associate Member, to preside over this SPPE application. (TN 233902.)

<sup>6</sup> TN 234498.

<sup>7</sup> *Id.*, at 4.

<sup>8</sup> TN 234526.

that Applicant would provide Staff the information needed to publish the Initial Study by the target date.<sup>9</sup> On October 26, 2020, the Committee issued a Committee Scheduling Order setting milestones for major activities in this proceeding, beginning with the publication of the Initial Study.<sup>10</sup> To date, the Initial Study has not been published.

### **ORDER DIRECTING PARTIES TO FILE STATUS REPORTS**

To ensure the Committee stays apprised of progress and activities in this proceeding, the Committee hereby **ORDERS** the parties to file and serve a Status Report on or before the 10<sup>th</sup> of each month, beginning on January 11, 2021. The Status Report shall inform the Committee whether or not the case is progressing satisfactorily and bring potential schedule delays and other relevant matters to the Committee's attention. Staff's January 11, 2021, Status Report shall also inform the Committee of the issues that prevented the Initial Study from being issued on November 24, 2020, and Staff's proposed revised target date for the Initial Study.

In their Status Reports, the parties are to provide information regarding any outstanding data requests, as well as any issues regarding providing the requested information.

### **AVAILABILITY OF DOCUMENTS**

Information regarding the status of the Application, as well as notices and other relevant documents are available on the [CEC's web page](https://ww2.energy.ca.gov/sitingcases/lafayette/) at <https://ww2.energy.ca.gov/sitingcases/lafayette/>.

### **IT IS SO ORDERED.**

Dated: December 21, 2020

Dated: December 23, 2020

#### **APPROVED BY:**

#### **APPROVED BY:**

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

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David Hochschild  
Chair and Associate Member  
Lafayette Backup Generating Facility  
SPPE Committee

*Mailed to list number(s): 7535*

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<sup>9</sup> TN 234557.

<sup>10</sup> TNs 235419, 235463 (Spanish), 235464 (Chinese), 235465 (Vietnamese).