

DOCKETED

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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 **SEQUOIA BACKUP
GENERATING FACILITY**

DOCKET NO: 19-SPPE-03

**C1-SANTA CLARA LLC'S POST
PROPOSED DECISION STATUS
REPORT 2**

C1- Santa Clara LLC (C1) hereby files this Post-Proposed Decision Status Report 2 for its Sequoia Backup Generating Facility (SBGF) as directed by the Order After Committee Conference (Order), which was docketed on December 23, 2020 (TN236128).

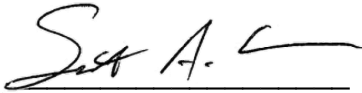
Since C1's Status Report 1, as ordered by the Committee, C1 has docketed a revised project description and revised emissions calculations sufficient to conclude that the project modifications do not require further significant environmental analyses. The Committee has elected to proceed to requiring the filing of testimony, which C1 believes is unnecessary, and has not yet decided whether evidentiary hearing is necessary. C1 again strongly urges the Committee to conduct the remainder of the proceedings in accordance with CEQA and not the regulations applicable to an Application For Certification (AFC). Nothing in the Commission's regulations for a Small Power Plant Exemption (SPPE) require further evidentiary hearings and evidentiary hearings would introduce another delay for the project. The SBGF has been delayed for over 5 months.

The Committee should revise its Proposed Decision clarifying the generators will meet Tier 4 emissions limits and no new analysis is required to support the existing record that the SBGF will not result in significant environmental impacts. We urge the

Committee to proceed to a Final Decision granting the SPPE at the March 17, 2020 Business Meeting.

Dated: February 18, 2021

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Scott A. Galati", written over a horizontal line.

Scott A. Galati

Counsel to C1-Santa Clara, LLC