

## DOCKETED

<b>Docket Number:</b>	13-AFC-01
<b>Project Title:</b>	Alamitos Energy Center
<b>TN #:</b>	213018
<b>Document Title:</b>	Alamitos e-mail from Elizabeth Lambe of the Los Cerritos Wetlands Land Trust to Hearing Officer, Ken Celli
<b>Description:</b>	N/A
<b>Filer:</b>	Maggie Read
<b>Organization:</b>	Energy Commission Hearing Office
<b>Submitter Role:</b>	Committee
<b>Submission Date:</b>	8/29/2016 2:54:11 PM
<b>Docketed Date:</b>	8/29/2016

## Read, Maggie@Energy

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**From:** Celli, Ken@Energy  
**Sent:** Monday, August 29, 2016 2:45 PM  
**To:** Elizabeth Lambe; Read, Maggie@Energy; Kramer, Paul@Energy  
**Cc:** geeverjoe@gmail.com  
**Subject:** RE: Hoping you would have time to talk with me over the phone.

Ms. Lambe:

On behalf of the Los Cerritos Wetlands Land Trust, you have asked for a phone call. Although it isn't completely clear what you wish to discuss or get clarity on in a phone call, you do mention that you seek advice on "next steps," which I cannot do. To preserve the integrity of these proceedings, I cannot advise any of the parties regarding any aspect of their advocacy in the AFC proceeding. Further, Government Code section 11430.10 prohibits ex parte contacts, which are oral or written communications, direct or indirect, between any party to a pending adjudicatory proceeding and the commissioners, their advisors, or hearing officer concerning any issue in the proceeding.

The Public Adviser is available to advise the public as to effective ways to participate in the commission's proceedings and to insure full and adequate participation. (Pub. Resources Code § 25222).

As I stated in the hearing, if Staff brings a motion, any reply or opposition to the motion by LCWLT and/or the Applicant must be filed within 15 days after the filing date of Staff's motion. The Committee will rule on the motion within 30 days of the filing date of Staff's motion.

I will forward this email to Alana Mathews and post this email to the docket so everyone can see these emails. I recommend that you contact the Public Adviser again as well as your legal counsel if, and when, either staff files their motion or if you wish to bring a motion of your own.

Sincerely,

**Kenneth D. Celli**  
Hearing Advisor II  
California Energy Commission  
(916) 651-8893

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**From:** Elizabeth Lambe [<mailto:ejlambe@verizon.net>]  
**Sent:** Friday, August 26, 2016 4:22 PM  
**To:** Celli, Ken@Energy  
**Cc:** [geeverjoe@gmail.com](mailto:geeverjoe@gmail.com)  
**Subject:** Hoping you would have time to talk with me over the phone.

Hello Mr. Celli,

I am writing in regards to the recent Alamitos Energy Center Status Conference call. I'm hoping you can find a time to speak with me about some of the issues that were raised during the conference call. As you know, this process is unfamiliar to my group and we want to participate in the appropriate manner.

I think the discussion on the call was, in part, about the appropriate time and place for responding to our written comments on the Preliminary Staff Assessment prior to finalizing the schedule for completing the certification. And during that conversation, there was a discussion about a "motion for determination" of the legal questions raised in our comments. You questioned staff about the option of them making that motion. And when I asked, you said that the motion could be filed by a party as well.

At your recommendation, my volunteer helper, Joe Geever, contacted the Public Adviser. And she was helpful in getting us the relevant regulations. But she was not able to advise us on the next steps, in part because she did not hear the conversation in the Status Conference. So she recommended reaching out to you to get some clarity about what you were discussing on the call, and what options are available to resolve the issues in our comment letter on the PSA.

Are you available next week to discuss this question on the phone? And if so, may I include Joe Geever on the call, since he is researching the options for us?

We are available any day next week, with the exception of Wednesday August 31. Tuesday is a bit tricky also.

Thank you. I very much appreciate your assistance and look forward to hearing back from you.

My best to you.

Elizabeth Lambe

Los Cerritos Wetlands Land Trust