

DOCKETED

Docket Number:	20-SPPE-01
Project Title:	Great Oaks South Backup Generating Facility Small Power Plant Exemption
TN #:	239151
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State of California
State Energy Resources Conservation and
Development Commission
715 P Street, Sacramento, CA 95814
1-800-822-6228 – www.energy.ca.gov

APPLICATION FOR SMALL POWER PLANT
EXEMPTION FOR THE:

***GREAT OAKS SOUTH BACKUP
GENERATING FACILITY***

Docket No. 20-SPPE-01

COMMITTEE ORDER ON PETITION TO INTERVENE FILED BY ROBERT SARVEY

Upon consideration of the Petition to Intervene (Petition) filed by Robert Sarvey (Petitioner)¹ in the Application for a Small Power Plant Exemption (SPPE) for the Great Oaks South Backup Generating Facility (Project),² the California Energy Commission (CEC)³ committee (Committee) designated to conduct proceedings⁴ in this matter makes the following findings:

1. On July 6, 2021, a Petition in the above-captioned proceeding was filed by:
Robert Sarvey
501 W. Grant Line Rd.
Tracy, CA 95376
sarveybob@aol.com
(209) 835-7162
2. The Petition contains the information required by the CEC's regulations.⁵
3. No opposition to the Petition has been filed, and the deadline for such opposition was July 20, 2021.

¹ TN 238679.

² All of the documents related to the Project can be found in the [online docket](https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=20-SPPE-01) at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=20-SPPE-01>.

³ The CEC is formally known as the "State Energy Resources Conservation and Development Commission." (Pub. Resources Code, § 25200.) All subsequent citations are to the Public Resources Code unless otherwise specified.

⁴ On May 13, 2020, the CEC designated a Committee consisting of Karen Douglas, Commissioner and Presiding Member, and David Hochschild, Chair and Associate Member, to preside over this SPPE Project. (TN 233123.)

⁵ Cal. Code Regs., tit. 20, § 1211.7, subd. (a).

4. Petitioner's interests are relevant to the above-captioned proceeding.
5. Petitioner has demonstrated a bona fide interest in the Project and has demonstrated possession of information or expertise that may help the Committee in preparing a proposed decision.
6. Intervention is granted at the Committee's discretion to the degree that it finds intervention reasonable and relevant. The Committee may impose conditions on all intervenors' participation in the hearings in order to promote the orderly conduct of the proceeding.

THEREFORE, the Committee hereby **GRANTS** the Petition and **ORDERS** that the Petitioner may participate on the direct, indirect, and cumulative impacts of the following topic areas as requested by Petitioner and as they are identified in the draft and final environmental impact reports for the Project:

- **ALTERNATIVES**
- **AIR QUALITY**
- **ENERGY RESOURCES**
- **GREENHOUSE GAS EMISSIONS**
- **PUBLIC HEALTH**
- **HAZARDS AND HAZARDOUS MATERIALS**
- **RELIABILITY**
- **EFFICIENCY**
- **TRAFFIC AND TRANSPORTATION**
- **BIOLOGICAL RESOURCES**
- **ENVIRONMENTAL JUSTICE**
- **UTILITIES AND SERVICE SYSTEMS**

The Committee further **ORDERS** that Petitioner's name be placed upon the Proof of Service List as an intervenor. Petitioner may exercise the rights and shall fulfill the obligations of a party as set forth in all orders issued in this matter and California Code of Regulations, title 20, section 1212. Deadlines and other matters shall not be extended or changed by the granting of this Petition.⁶

The Petitioner's intervention is subject to further modification at the discretion of the Presiding Member or the Committee. Any limitations on Petitioner's participation in the capacity of intervenor do not affect Petitioner's ability to make public comments on other topics in the proceeding.

⁶ Cal. Code Regs., tit. 20, § 1211.7, subd. (d).

The CEC welcomes and values intervenor participation in its energy facility siting process. The Public Advisor's webpage [Public Participation in Power Plant Siting Cases](https://www.energy.ca.gov/programs-and-topics/topics/power-plants/public-participation-siting-cases) can be found at <https://www.energy.ca.gov/programs-and-topics/topics/power-plants/public-participation-siting-cases>.

[Portions of the CEC's regulations relating to power plant siting cases \(Title 20\)](https://www.energy.ca.gov/programs-and-topics/topics/power-plants/power-plant-siting-certification-title-20) can be found at <https://www.energy.ca.gov/programs-and-topics/topics/power-plants/power-plant-siting-certification-title-20>.

As an intervenor, Petitioner is required to file and serve documents on other parties and to follow the CEC's procedures and orders regarding presenting witnesses and evidence. Petitioner is further required to review the "General Orders Regarding Motions, Electronic Filing, Service of Documents, and Other Matters,"⁷ the rules regarding filings,⁸ the rules of evidence that apply at the Evidentiary Hearings,⁹ and the rules prohibiting off-the-record contacts with commissioners, their advisors, or the hearing officer about the Project.¹⁰

Petitioner's failure to fulfill these responsibilities may result in the Committee limiting or precluding Petitioner's participation in the proceedings.

PUBLIC ADVISOR AND OTHER CEC CONTACTS

The CEC's Public Advisor's Office provides assistance to the public to participate in CEC proceedings. For information on participation or to request interpreting services or reasonable accommodations, please contact the Public Advisor's Office at publicadvisor@energy.ca.gov, or by phone at (916) 654-4489, or toll free at (800) 822-6228.

Direct questions of a procedural nature related to the Project to Susan Cochran, Hearing Officer, at susan.cochran@energy.ca.gov or (916) 891-8078, or Ralph Lee, Hearing Officer, at ralph.lee@energy.ca.gov or (916) 776-3408.

Direct technical subject inquiries concerning the Project to Lisa Worrall, Project Manager, at lisa.worrall@energy.ca.gov or (916) 661-8367.

Direct media inquiries to mediaoffice@energy.ca.gov or (916) 654-4989.

⁷ TN 233813.

⁸ Cal. Code Regs., tit. 20, §§ 1208 – 1208.1, 1211.5.

⁹ Cal. Code Regs., tit. 20, § 1212.

¹⁰ Cal. Code Regs., tit. 20, § 1216.

AVAILABILITY OF DOCUMENTS

Information regarding the status of the Project, as well as notices and other relevant documents, are available on the [Great Oaks South SPPE web page](#) for the Great Oaks South Backup Generating Facility proceeding found at <https://ww2.energy.ca.gov/sitingcases/greatoakssouth/>.

IT IS SO ORDERED.

Dated: July 30, 2021

Dated: July 31, 2021

APPROVED BY:

APPROVED BY:

Karen Douglas
Commissioner and Presiding Member
Great Oaks South Backup Generating
Facility SPPE Committee

David Hochschild
Chair and Associate Member
Great Oaks South Backup Generating
Facility SPPE Committee

PLEASE NOTE:

Effective August 1, 2021, the CEC has a new address:

715 P Street
Sacramento, CA 95814