

DOCKETED

Docket Number:	20-SPPE-01
Project Title:	Great Oaks South Backup Generating Facility Small Power Plant Exemption
TN #:	239568
Document Title:	Sarvey Prehearing Conference Statement
Description:	Prehearing conference statement
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Organization:	Robert Sarvey
Submitter Role:	Intervenor
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State of California
State Energy Resources Conservation and Development Commission

In the matter of:

Great Oaks South Backup
Generating Facility

20-SPPE-01

Intervenor Prehearing Conference Statement

Pursuant to the Committee's June 24, 2021 Notice of Prehearing Conference, Evidentiary Hearing, Scheduling Order, and Further Orders, Intervenor Robert Sarvey files this Prehearing Conference Statement.

1. The subject areas that are complete and ready to proceed to Evidentiary Hearing.
All subjects are ready.
2. The subject areas upon which any party proposes to introduce testimony in writing rather than through oral testimony.
Air Quality, GHG emissions, Alternatives
3. The subject areas that are not complete and not yet ready to proceed to Evidentiary Hearing and the reasons therefor.
None
4. The subject areas that remain disputed and require adjudication, the issues in dispute, and the precise nature of the dispute for each issue.

Air Quality- Emergency operations should be modeled.

Cumulative Impacts - The impacts from the project and the Santa Theresa Substation should be analyzed. How was the the development of the Great Oaks Mixed Use Project including the proposed residential area adjacent to the project considered and analyzed.

GHG Emissions- The Project should be required to enroll in the San Jose Clean Energy 100% GHG emission free program.

Alternatives- Fuel Cells or natural gas are superior and feasible alternatives to diesel engines

5. The identity of each witness the party intends to sponsor at the Evidentiary Hearing, the subject area(s) about which the witness(es) will offer testimony, whether the testimony will be oral or in writing, a brief summary of the testimony to be offered by the witness(es), qualifications of each witness, and the time required to present testimony by each witness.

Robert Sarvey, Air Quality and GHG Emissions, Alternatives

Written Testimony has been served. (TN – 239449)

Witness Qualifications are attached to reply testimony (TN-239449)

Total Time 5 minutes

6. Subject areas upon which the party desires to question the other parties' witness(es), a summary of the scope of the questions (including questions regarding witness qualifications), the issue(s) to which the questions pertain, and the time desired to question each witness. **(Note: a party who fails to provide, with specificity, the scope, relevance, and time for questioning the witness of another party risks preclusion from questioning the witness on that subject area.)**

BAAQMD Witness 30 minutes Emergency Operations, Cumulative impacts

Staff Witness 20 Minutes Emergency Operations, GHG-1, Cumulative Impacts
(Joseph Hughes)

10 Minutes Alternatives (Steven Kerr)

Applicant Witness 10 Minutes Emergency Operations Modeling, Air Quality,
(Michael Lisenbee)

10 Minutes GHG-1 (Bruce Frandson)

10 Minutes Alternatives (Applicant Witness)

7. A list identifying exhibits with TN that the party intends to offer into evidence during the Evidentiary Hearing and the technical subject areas to which they apply (see below for further details on Exhibit Lists).

Proposed Exhibit Number	Document TN	Document title	Subject Area
Exhibit 300	TN 239449	Sarvey Reply Testimony	All
Exhibit 301	Docketed 8/31 1:30 PM ¹	SJCE 2020 IRP	GHG
Exhibit 302	TN 235803	BAAQMD Comment NOP	Air Quality
Exhibit 303	TN 238700	BAAQMD DEIR Comment	Air Quality
Exhibit 304	Docketed 8/31 1:58 PM ²	Addendum to Great Oaks Mixed Use Project Environmental Impact Report (SCH# 2013032047) And the Envision San Jose 2040 General Plan Final Supplemental Impact Report (SCH # 20090720906)	

8. Proposals for briefing deadlines or other scheduling matters.

One Brief due 10 days after transcripts.

Respectfully submitted,
 Robert Sarvey
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¹ Awaiting TN from Dockets as of 3:30 PM 8/31

² Awaiting TN from Dockets as of 3:58 PM 8/31