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Memorandum

To: Commissioner Karen Douglas, Presiding Member
Commissioner Patty Monahan, Associate Member

Date: October 15, 2021

From: California Energy Commission
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Subject: STATUS REPORT #19 FOR THE SAN JOSE DATA CENTER SMALL POWER PLANT EXEMPTION (19-SPPE-04)

In its May 12, 2020 order (Committee Scheduling Order), the Committee ordered all parties to file and serve a Status Report on the 15th of each month, beginning with May 15, 2020.

On September 14, 2021, staff filed data requests based on the revised project description and technical sections the applicant filed on August 20, 2021 and requested complete responses within 30 days. Staff anticipates data responses on October 15, 2021. Meanwhile, staff is updating the technical sections, where possible, consistent with the revised project description and analysis.

On October 1, 2021, the applicant has submitted the Final Transportation Assessment Report along with comments on the report from the City of San Jose.

On October 14, 2021, the Committee filed, "Ruling On Staff Request for Revised Scheduling Order and Revised Scheduling Order", in which the Committee granted staff's request for an update to the schedule in the Committee Scheduling Order and an extension of the deadline by which to file the environmental review document. The Revised Scheduling Order now notes that staff is to publish its Draft EIR and send the appropriate Notice to the State Clearinghouse no later than 60 days following staff acknowledgement in a status report that it has no further data requests. To address concerns of the applicant, staff has agreed to determine within 7 working days that all data responses are complete.