

DOCKETED	
Docket Number:	21-AFC-01
Project Title:	Pecho Energy Storage Center
TN #:	242587
Document Title:	Procedural Inquiry - Gem (21-AFC-02) and Pecho (21-AFC-01)
Description:	N/A
Filer:	Deric Wittenborn
Organization:	Ellison Schneider Harris & Donlan LLP
Submitter Role:	Applicant Representative
Submission Date:	4/6/2022 3:15:18 PM
Docketed Date:	4/6/2022

Jeffery Harris

From: Jeffery Harris
Sent: Wednesday, April 6, 2022 2:53 PM
To: Andrew.McAllister@energy.ca.gov; Kourtney.vaccaro@energy.ca.gov; Renee.Webster-Hawkins@energy.ca.gov; susan.cochran@energy.ca.gov; ralph.lee@energy.ca.gov
Cc: Dian.Vorters@Energy.ca.gov; leonidas.payne@energy.ca.gov; Jennifer.Baldwin@Energy.ca.gov; Lisa.Worrall@energy.ca.gov; Jared.Babula@energy.ca.gov; curt.hildebrand@hydrostor.ca; David_Stein@golder.com; Samantha Neumyer
Subject: Procedural Inquiry: Gem (21-AFC-02) and Pecho (21-AFC-01)

Committee Members and Hearing Officers,

The Applicants are waiting for action on the question of whether the Gem Energy Storage Center (“Gem”; 21-AFC-02) and Pecho Energy Storage Center (“Pecho”; 21-AFC-01) projects are subject to the Commission’s AFC process, as opposed to the two-phase NOI-AFC process. As we understand the Commission’s January 26, 2022, Orders (22-0126-6 and 22-0126-5), the Committees for each proceeding will make recommendations to the full Commission on whether the projects are subject to the AFC or NOI process.

In order to advance these important long duration energy storage projects to meet their already time-constrained commercial operations dates, we respectfully request that the Committees issue their recommendations on whether the projects qualify for exemption from the NOI process and that the recommendation be heard at the April 26, 2022 Business Meeting.

With respect to data adequacy, the Applicants are working diligently to finalize responses to the Executive Director’s data adequacy recommendations. However, the Committee’s recommendations as to whether the projects meet the criteria for exemption from the NOI process is a threshold matter that must be resolved prior to further action on data adequacy, given that the AFC and NOI processes have different data adequacy requirements.

Thank you for your consideration of this request to advance the schedule for these two important long duration energy storage projects.

Note: This email will be docketed in both proceedings.

Jeffery D. Harris

ELLISON SCHNEIDER HARRIS & DONLAN LLP

2600 Capitol Avenue, Suite 400

Sacramento, CA 95816

(916) 447-2166 (Office)

(916) 835-2202 (Cell)

<mailto:jdh@eslawfirm.com>

www.eslawfirm.com

CONFIDENTIALITY NOTICE: This communication and any accompanying document(s) may be confidential and privileged. They are intended for the sole use of the addressee. If you receive this transmission in error, you are advised that any disclosure, copying, distribution, or the taking of any action in reliance upon the communication is strictly prohibited. Moreover, any such inadvertent disclosure shall not compromise or waive the attorney-client privilege as to this communication or otherwise. If you have received this communication in error, please contact the sender at the internet address indicated or by telephone at (916)447-2166, delete this e-mail and destroy all copies. Thank you.