

DOCKETED	
Docket Number:	21-SPPE-01
Project Title:	CA3 Backup Generating Facility-Vantage
TN #:	242872
Document Title:	VDC's PreHearing Conference Statement and Exhibit List
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Filer:	Scott Galati
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Scott A. Galati
DAYZEN LLC
1720 Park Place Drive
Carmichael, CA 95608
(916) 900-8026

STATE OF CALIFORNIA

Energy Resources
Conservation and Development Commission

In the Matter of:

Application For Small Power Plant
Exemption for the **CA3 BACKUP
GENERATING FACILITY**

DOCKET NO: 21-SPPE-1

**VANTAGE DATA CENTER'S
PREHEARING CONFERENCE
STATEMENT**

Vantage Data Centers (VDC) in accordance with the Notice of PreHearing Conference and Evidentiary Hearing, Revised Scheduling Order, and Further Orders, TN 242815, dated April 20, 2022 and docketed on April 26, 202 (Committee Order), hereby files its Prehearing Conference Statement for its Application for Small Power Plant Exemption (SPPE) for the CA3 Backup Generating Facility (CA3BGF). VDC is prepared to proceed to evidentiary hearing on all topic areas. In accordance with the above referenced order, VDC presents its Prehearing Conference Statement, as follows.

- 1. The subject areas that remain disputed and require adjudication, the issues in dispute, and the precise nature of the dispute for each issue, if any.**

VDC believes that all subject areas (and/or disciplines) are complete and ready to proceed and that there are no disputed areas that require adjudication at the Evidentiary Hearing.

- 2. 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, the time required to present testimony by each witness, and whether the witness seeks to testify telephonically.**

VDC has previously docketed Opening and Rebuttal Testimony and all of the Exhibits it intends to move into evidence (identified on Table 1). Since there are no disputes requiring adjudication, VDC is not planning to provide oral testimony at the evidentiary hearing and intends to simply move the Exhibits into evidence. However, VDC will provide all witnesses who have previously filed Opening and/or Rebuttal Testimony available by Zoom video conference to answer any of the questions the Committee may have. These witnesses are:

- Simon Casey
- Michael Stoner
- Dr. Shari Beth Libicki
- Emily Weissinger

3. **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.**

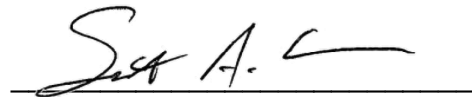
VDC does not request any cross-examination of Staff's witnesses.

4. **A list identifying exhibits with transaction numbers (TN) that the party intends to offer into evidence during the Evidentiary Hearing and the technical subject areas to which they apply.**

The Attached Table 1 is VDC's Proposed Exhibit List.

Dated: April 28, 2022

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Scott A. Galati", is written over a horizontal line.

Scott A. Galati
Counsel to Vantage Data Centers

Vantage Data Centers
CA3 Backup Generating Facility (21-SPPE-1)
Table 1 – PROPOSED EXHIBIT LIST

EXHIBIT NO.	TN	TITLE	SUBJECT
1	237380	<u>VDC CA3BGF SPPE Application Part I</u> Main application, absent appendices. 221 pages	All
2	237423	<u>VDC CA3BGF SPPE Application Part II</u> Technical Appendices	Air Quality
3	237381	<u>VDC CA3BGF SPPE Application Part III</u> Technical Appendices	Air Quality, Biological Resources, Cultural Resources, Hazardous Materials, Waste Management
4	237382	<u>VDC CA3BGF SPPE Application Part IV</u> Technical Appendices	Hazardous Materials, Waste Management, Soil and Water
5	237383	<u>VDC CA3BGF SPPE Application Part V</u> Technical Appendices	Noise and Vibration, Traffic and Transportation
6	237521	<u>CA3BGF Application for Confidential Designation for Phase I Cultural Resources Assessment</u>	Cultural Resources
7	237825	<u>Revised SPPE Application Cover Page - Corrected Docket Number</u>	All
8	242673	<u>Affidavit of Simon Casey - VDC CA3BGF</u>	All

EXHIBIT NO.	TN	TITLE	SUBJECT
9	238029	<u>CA3BGF Landscape Plan</u>	Project Description Biological Resources
10	238030	<u>CA3BGF Revised General Arrangement and Site Layout Plan</u>	Project Description
11	238031	<u>CA3BGF Request For Confidentiality - Revised Phase I Cultural Resources Assessment</u>	Cultural Resources
12	238215	<u>VDC CA3BGF Responses to CEC Data Requests Set 1 - Part I</u>	Biological Resources, Cultural Resources, Hazardous Materials, Project Description, Traffic and Transportation
13	238216	<u>VDC CA3BGF Responses to CEC Data Requests Set 1 - Part II</u>	Biological Resources, Cultural Resources, Hazardous Materials, Project Description, Traffic and Transportation
14	238416	<u>VDC Supplemental Responses to Data Requests 15-20 - CA3BGF</u>	Project Description, Transmission System Engineering
15	238970	<u>VDC Initial Responses to CEC Data Request Set 2 - CA3BGF</u>	Air Quality, Biological Resources, Land Use, Project Description, Traffic and Transportation, Greenhouse Gases
16	239147	<u>VDC CA3BGF Supplemental Response to Data Request Set 1 DR 22 VMT</u>	Traffic and Transportation

EXHIBIT NO.	TN	TITLE	SUBJECT
17	239148	<u>VDC Tree Disposition Plan - CA3BGF</u>	Biological Resources
18	239224	<u>Presentation - VDC Status Conference - CA3BGF</u>	Project Description
19	239235	<u>VDC Response to Staff IIR</u>	Project Description
20	239238	<u>Attachment to VDC Response to Staff IIR - CA3BGF</u>	Project Description
21	239260	<u>Supplemental Response to DR Set 1 DR 7 - Historic Evaluation - CA3BGF</u>	Cultural Resources
22	239367	<u>Vantage Data Center's Repeated Request For Confidentiality - Revised Cultural Report CA3BGF</u>	Cultural Resources
23	239390	<u>VDC Supplemental Responses to CEC Data Request Set 2 Air Quality - CA3BGF</u>	Air Quality
24	239483	<u>VDC Supplemental Responses to Data Requests Set 1 (3-7) - CA3BGF</u>	Cultural Resources
25	239485	<u>VDC Responses to CEC Data Request Set 3 - CA3BGF</u>	Hazardous Materials, Land Use, Project Description
26	239678	<u>Updated Ammonia Slip Emissions Calculations</u>	Air Quality
27	239687	<u>VDC's Revised PD AQ-1 - CA3BGF</u>	Air Quality
28	240159	<u>CA3DC Revised Project Description - PCC Revisions</u>	Project Description

EXHIBIT NO.	TN	TITLE	SUBJECT
29	240158	<u>CA3DC PCC Drawing Set Rev3 - Part I</u>	Project Description
30	240157	<u>CA3DC PCC Drawing Set Rev3 - Part II</u>	Project Description
31	240160	<u>CA3DC PCC Drawing Set Rev3 - Part III</u>	Project Description
32	240166	<u>CA3DC Repeated Request For Confidentiality - Second Revised CRA</u>	Cultural Resources
33	240169	<u>VDC Responses to CEC Data Request Set 4 - CA3BGF</u>	Biological Resources, Cultural Resources
34	240595	<u>Ramboll Noise Memorandum - CA3BGF</u>	Noise and Vibration
35	240596	<u>Ramboll Air Quality Memorandum - CA3BGF</u>	Air Quality
36	240597	<u>Summary of Parking Changes Due to City PCC Comments - CA3BGF</u>	Traffic and Transportation
37	241159	<u>Revised Phased Construction Emissions Analysis Update - CA3BGF</u>	Air Quality
38	242216	<u>VDC's Comments on the DEIR - CA3BGF</u>	All
39	242672	<u>VDC's Opening Testimony Package</u>	All
40	242753	<u>CalTrain Electrification Segment 3 Construction Schedule</u>	Air Quality

EXHIBIT NO.	TN	TITLE	SUBJECT
41	242754	<u>CalTrain Electrification Santa Clara and San Jose Presentation</u>	Air Quality
42	242755	<u>VDC's Rebuttal Testimony - CA3BGF</u>	Air Quality