

**DOCKETED**

<b>Docket Number:</b>	21-SPPE-01
<b>Project Title:</b>	CA3 Backup Generating Facility-Vantage
<b>TN #:</b>	244190
<b>Document Title:</b>	Memo re Updated Exhibit List and Filing Requirements
<b>Description:</b>	N/A
<b>Filer:</b>	Ngoc Tran
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Hearing Office
<b>Submission Date:</b>	7/22/2022 5:10:14 PM
<b>Docketed Date:</b>	7/22/2022

## Memorandum

**To:** All Parties and Persons Interested in the CA3 Backup Generating Facility (Docket 21-SPPE-02)

**From:** Susan Cochran, Hearing Officer  
Chief Counsel's Office  
California Energy Commission  
715 P Street  
Sacramento, California 95814

**Date:** July 22, 2022

**Subject: Updated Exhibit List and Filing Requirements**

On July 15, 2022, the Committee<sup>1</sup> overseeing the proceeding on the CA3 Backup Generating Facility application for a Small Power Plant Exemption issued Notice of Committee Conference (Closed Session), Notice of a Public Comment Period, Order Regarding Updated Information on Tribal Consultation, and Order Shortening Time (July 15 Notice and Orders). The July 15 Notice and Orders, among other things, directed CEC staff (Staff) "to update the Final EIR with information about the conclusion of the consultation process with the Tamien Nation."<sup>2</sup>

On July 21, 2022, the Committee filed the Order Admitting Additional Exhibits, Order on Justification Report, and Order Shortening Time (July 21 Orders).<sup>3</sup> The July 21 Orders ordered Staff "to file an appropriate motion or stipulation for its supplemental testimony regarding the Justification Report to be admitted into the evidentiary record."

On July 22, 2022, Staff and Applicant filed the "Joint Stipulation to Admit Additional Exhibits into the Evidentiary Record" (July 22 Stipulation). In addition to stipulating to the admission of various documents, the July 22 Stipulation also contained the evidence to be included in the hearing record of the proceeding: declarations sponsoring the evidence contained in exhibits, resumes of the persons making the declarations, and a revised Cultural and Tribal Cultural resources section of the Final Environmental Impact Report for the project.<sup>4</sup>

Because of the need for a record where all documents are easily retrievable, Staff is hereby directed to do the following.

1. Refile the declarations of Steven Kerr and Joseph Hughes as a separate document. This new document will be marked as Exhibit 211.

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<sup>1</sup> At the March 24, 2022, Business Meeting, the CEC appointed a Committee consisting of Vice Chair Gunda as Presiding Member and Commissioner Kourtney Vaccaro as Associate Member for this proceeding. (TN 242447.)

<sup>2</sup> TN 244131.

<sup>3</sup> TN 244156.

<sup>4</sup> TN 244281.

2. Refile the updated Cultural and Tribal Cultural Resources section as a separate document. The declaration of Gabriel Roark may be included at the end of the document. This document will be marked as Exhibit 213.