

DOCKETED

Docket Number:	08-AFC-08A
Project Title:	Hydrogen Energy Center Application for Certification Amendment
TN #:	200640
Document Title:	Email from Applicant's Counsel re Additional Workshops and Committee Conference Scheduling
Description:	N/A
Filer:	Tiffani Winter
Organization:	Latham & Watkins, LLP
Submitter Role:	Applicant's Representative
Submission Date:	9/30/2013 9:49:20 AM
Docketed Date:	9/24/2013

Subject: FW: HECA (08-AFC-8A) - Additional Workshops and Committee Conference

From: MICHAEL.CARROLL@LW.com [<mailto:MICHAEL.CARROLL@LW.com>]
Sent: Tuesday, September 24, 2013 11:06 AM
To: Renaud, Raoul@Energy; Johnson, Roger@Energy; Heiser, John@Energy; Monasmith, Mike@Energy; DeCarlo, Lisa@Energy; Paul.Detwiler@NETL.DOE.GOV; Fred.Pozzuto@NETL.DOE.GOV; Babula, Jared@Energy
Cc: MMascaro@scsenergyllc.com; glandman@heca.com; dale.shileikis@urs.com; Marc.Campopiano@lw.com; Energy - Docket Optical System
Subject: RE: HECA (08-AFC-8A) - Additional Workshops and Committee Conference

In light of yesterday's communication from intervener HECA Neighbors regarding availability, Applicant strongly urges that the follow up workshops and Committee Conference be scheduled for October 28 (and October 29, if necessary). Thank you.

Michael J. Carroll

LATHAM & WATKINS LLP
650 Town Center Drive
20th Floor
Costa Mesa, CA 92626-1925
Direct Dial: +1.714.755.8105
Fax: +1.714.755.8290
Email: michael.carroll@lw.com
Bio: [Attorney Profile](#)
<http://www.lw.com>

From: Renaud, Raoul@Energy [<mailto:Raoul.Renaud@energy.ca.gov>]
Sent: Monday, September 23, 2013 8:38 AM
To: Carroll, Michael (OC); Johnson, Roger@Energy; Heiser, John@Energy; Monasmith, Mike@Energy; DeCarlo, Lisa@Energy; Paul.Detwiler@NETL.DOE.GOV; Fred.Pozzuto@NETL.DOE.GOV; Babula, Jared@Energy
Cc: MMascaro@scsenergyllc.com; glandman@heca.com; dale.shileikis@urs.com; Campopiano, Marc (OC); Energy - Docket Optical System
Subject: RE: HECA (08-AFC-8A) - Additional Workshops and Committee Conference

Dear Mr. Carroll: The Committee thanks you for your email and is looking forward to the opportunity to meet with the parties and the public at the second round of workshops. In order to facilitate scheduling of those workshops in conjunction with a committee conference, we ask that the parties (applicant, staff and intervenors) please do the following by Monday, September 30:

1. Provide updates to the most recent status reports, focusing on any revisions to the schedules resulting from the workshops;
2. Provide dates you would be available for workshops in the late October/November time frame;
3. Provide any information you wish to share with the Committee concerning progress made on resolution of issues and existing obstacles to resolution of issues.

The Committee appreciates your efforts to resolve issues in this case and looks forward to your reports. After receiving those reports the Committee will issue a revised Scheduling Order.

From: MICHAEL.CARROLL@LW.com [MICHAEL.CARROLL@LW.com]
Sent: Sunday, September 22, 2013 3:36 PM
To: Renaud, Raoul@Energy; Johnson, Roger@Energy; Heiser, John@Energy; Monasmith, Mike@Energy; DeCarlo, Lisa@Energy; Paul.Detwiler@NETL.DOE.GOV; Fred.Pozzuto@NETL.DOE.GOV

Cc: MMascaro@scsenergyllc.com; glandman@heca.com; dale.shileikis@urs.com; Marc.Campopiano@lw.com

Subject: HECA (08-AFC-8A) - Additional Workshops and Committee Conference

Thank you to all of the members of the CEC and DOE staff who worked to make last week's workshops productive. While a number of issues remain unresolved, the exchange of information at and leading up to the workshops helped to narrow the number and scope of such issues. The workshops also provided ample opportunity for interveners and members of the public to express their views on the project.

Following up on commitments made by the CEC to hold additional workshops and a Committee Conference in late October or early November, given the number of parties involved, we suggest that we begin immediately to identify and confirm dates. We therefore ask that agency staff and the Committee identify proposed dates as soon as possible.

We also ask that the Committee issue a revised Scheduling Order based on information provided in the most recent status reports. Applicant had assumed that scheduling issues would be discussed at the Committee Conference initially proposed for last week. Now that the Conference has been postponed, we think it is important that the Committee convey its expectations regarding schedule (particularly release of the FSA/FEIS) prior to the re-scheduled Conference to provide adequate notice to the parties.

Thank you.

Michael J. Carroll

LATHAM & WATKINS LLP

650 Town Center Drive

20th Floor

Costa Mesa, CA 92626-1925

Direct Dial: +1.714.755.8105

Fax: +1.714.755.8290

Email: michael.carroll@lw.com

Bio: [Attorney Profile](#)

<http://www.lw.com>

To comply with IRS regulations, we advise you that any discussion of Federal tax issues in this e-mail was not intended or written to be used, and cannot be used by you, (i) to avoid any penalties imposed under the Internal Revenue Code or (ii) to promote, market or recommend to another party any transaction or matter addressed herein.

This email may contain material that is confidential, privileged and/or attorney work product for the sole use of the intended recipient. Any review, reliance or distribution by others or forwarding without express permission is strictly prohibited. If you are not the intended recipient, please contact the sender and delete all copies.

Latham & Watkins LLP
