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STATE OF CALIFORNIA ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION

In the Matter of:

Docket No. 12-AFC-02

Application for Certification for the HUNTINGTON BEACH ENERGY PROJECT

ENERGY COMMISSION STAFF'S STATEMENT RE: REBUTTAL TESTIMONY

Staff has received the applicant's testimony, as well as the document filed by Intervenor Rudman on June 30, 2014. Based on a review of the applicant's opening testimony, and the arguments set forth in intervenor Rudman's submission, staff notes that all necessary evidence upon which the committee can base its decision has been introduced.

Several contested issues remain, including Air Quality, Biological Resources, Cultural Resources, Water Resources, Geology, Visual Resources, Hazardous Materials, Waste Management, and Compliance Conditions. Staff notes that all testimony regarding these areas has been docketed by staff in the Final Staff Assessment and by the applicant in their opening testimony. Additionally, all of the issues raised by intervonor Rudman that are relevant to these proceedings have been addressed in the Final Staff Assessment and testimony submitted by the applicant. Staff has no new evidence to introduce at this time to supplement the record or in rebuttal, but reserves the right to submit such evidence at such time as becomes necessary.

The positions and arguments of both staff and applicant have been set forth in these contested issues, which are ready to proceed to hearing. Staff does not agree with the applicant's position in these areas for reasons already set forth in the Final Staff Assessment and other filed documents, and will present our arguments at the evidentiary hearing.

DATED: July 11, 2014

Respectfully submitted,

_/s/____

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