

## DOCKETED

<b>Docket Number:</b>	12-AFC-02
<b>Project Title:</b>	Huntington Beach Energy Project
<b>TN #:</b>	202798
<b>Document Title:</b>	Notice of Continued Evidentiary Hearing & Tentative Staff Workshop and Related Orders
<b>Description:</b>	Continued Evidentiary Hearing and Staff Workshop - August 6, 2014
<b>Filer:</b>	Maggie Read
<b>Organization:</b>	Energy Commission Hearing Office
<b>Submitter Role:</b>	Committee
<b>Submission Date:</b>	7/24/2014 2:28:14 PM
<b>Docketed Date:</b>	7/24/2014



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT  
COMMISSION OF THE STATE OF CALIFORNIA  
1516 NINTH STREET, SACRAMENTO, CA 95814  
1-800-822-6228 – WWW.ENERGY.CA.GOV

**APPLICATION FOR CERTIFICATION FOR THE  
HUNTINGTON BEACH ENERGY  
PROJECT**

**Docket No. 12-AFC-02**

**NOTICE OF CONTINUED EVIDENTIARY HEARING AND  
TENTATIVE STAFF WORKSHOP  
AND RELATED ORDERS**

**PLEASE TAKE NOTICE** that the Committee designated by the Energy Commission to conduct proceedings on the Application for Certification for the Huntington Beach Energy Project has scheduled a Continued Evidentiary Hearing and a Tentative Staff Workshop as follows:

**The CONTINUED EVIDENTIARY HEARING and TENTATIVE STAFF WORKSHOP will take place on:**

***Wednesday, August 6, 2014  
Beginning at 1:30 p.m.***

**California Energy Commission  
Hearing Room B  
1516 Ninth Street  
Sacramento, CA 95814  
(see map below)**

**TELECONFERENCE OPTION:** You may participate in the Continued Evidentiary Hearing and Tentative Staff Workshop either in person, by telephone, and/or by computer via the "WebEx" conferencing system. Please see the "INSTRUCTIONS FOR USING WEBEX TELECONFERENCING USING YOUR COMPUTER AND/OR TELEPHONE" section attached to this notice.

**Background**

On July 21, 2014, the Committee conducted an Evidentiary Hearing in Huntington Beach, California. This notice sets a second day of hearings to receive evidence limited to the following subject matters:

- Land Use
- Hazardous Materials
- Water Resources
  - Feasibility of use of wastewater
  - Conditions of Certification
- Soils and Geology
  - Seismic issues/Fracking
- Greenhouse Gases
- Compliance Conditions
  - COM-13 (Incident Reporting Requirements for Hazardous Materials or other “incidents”)
  - COM-15 (Facility Closure Planning)

All parties are **ORDERED** to file a Prehearing Statement to include the following information:

1. A description of the specific issues under each topic described above that the party believes are still in dispute;
2. The identity of each witness the party intends to sponsor on the identified subject matter and whether such witness will appear in person, by declaration, or telephonically. No party may identify a witness whose testimony has not been previously docketed, unless otherwise ordered by the Committee;
3. The amount of time each party requires to
  - a. present testimony of each witness identified above and
  - b. question the witness(es) of any other party.

The Prehearing Statement described above shall be filed no later than 3:00 p.m. on July 31, 2014, unless otherwise directed by the Committee. The Committee may hold each party to its estimated time for testimony and questioning. **Note: A party who fails to provide the scope, relevance and time for questioning other parties’ witness(es) risks preclusion from questioning on that subject area.**

In addition to the Prehearing Statement, for those questions presented in the Order after Prehearing Conference (that document can be found here: [http://docketpublic.energy.ca.gov/PublicDocuments/12-AFC-02/TN202719\\_20140717T120724\\_Order\\_after\\_Prehearing\\_Conference.pdf](http://docketpublic.energy.ca.gov/PublicDocuments/12-AFC-02/TN202719_20140717T120724_Order_after_Prehearing_Conference.pdf)) the parties shall separately docket any responses to those questions.

### **Notice of Committee's Intention to Use Informal Hearing Procedures**

Pursuant to Government Code, section 11445.10 et seq., and section 1217 of the Commission's regulations, the Committee intends to conduct the Continued Evidentiary Hearing using an informal procedure. **The Committee would like to emphasize the informal hearing process' need for succinct statements and short questions and answers.**

### **Notice of Closed Session Deliberations**

At any time during the hearing, the Committee may adjourn to a closed session in accordance with California Government Code section 11126, subdivision (c)(3), which allows a state body, including a delegated committee, to hold a closed session to deliberate on a decision to be reached in a proceeding the state body was required by law to conduct.

### **Notice of Tentative Staff Workshop**

Staff may discuss proposed changes to its analysis and recommendations, including proposed conditions of certification, with any other party only in a public meeting and only after providing notice. (Cal. Code Regs., tit. 20, §1710, subd. (a).) In order to effectuate resolution of issues still outstanding after the Evidentiary Hearing on July 21, 2014, the Committee may, as needed, allow staff the opportunity to conduct a Staff Workshop during a recess from the Continued Evidentiary Hearing on August 6, 2014.

### **Transcripts**

Parties are responsible for identifying errors in the transcripts of the proceedings. Corrections to the transcripts must be submitted to the Committee within 30 days of the filing of a transcript.

### **Public Adviser and Public Participation**

Members of the public are welcome to attend and offer oral or written comments at the prehearing conference and at the evidentiary hearing. It is not necessary to be an Intervenor to participate in the public process. Interested members of the public are encouraged to submit written comments using the e-commenting system described above. Otherwise, written comments may be submitted for posting on the docket for the proceeding by handing them directly to the Public Adviser, e-mailing them to [docket@energy.ca.gov](mailto:docket@energy.ca.gov), or by U.S. Mail to:

California Energy Commission  
Docket Unit  
Docket number: 12-AFC-02  
1516 Ninth Street, MS-4  
Sacramento, CA 95614

Please identify "**HUNTINGTON BEACH ENERGY PROJECT, Docket No. 12-AFC-02**" on any e-mailed or written comments.

**PLEASE NOTE: Your written and oral comments, attachments, and associated contact information (e.g. your address, phone, e-mail, etc.) become part of the viewable public record. Additionally, this information may become available via Google, Yahoo, and other search engines.**

The Energy Commission Public Adviser's Office is available to assist the public in participating in the application review process. For those individuals who require general information on how to participate, please contact Alana Mathews, Public Adviser, at (916) 654-4489 or (800) 822-6228, or e-mail: [publicadviser@energy.ca.gov](mailto:publicadviser@energy.ca.gov).

If you have a disability and need assistance to participate in this event, contact Lourdes Quiroz at (916) 654-5146 or e-mail: [lou.quiroz@energy.ca.gov](mailto:lou.quiroz@energy.ca.gov).

### **Information**

Questions of a legal or procedural nature should be directed to Susan Cochran, the Hearing Adviser, at (916) 654-3965 or e-mail: [susan.cochran@energy.ca.gov](mailto:susan.cochran@energy.ca.gov).

Technical questions concerning the project should be addressed to Felicia Miller, the Staff Project Manager, at (916) 654-4640 or e-mail: [felicia.miller@energy.ca.gov](mailto:felicia.miller@energy.ca.gov).

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail: [mediaoffice@energy.ca.gov](mailto:mediaoffice@energy.ca.gov).

Information regarding the status of the project, as well as notices and other relevant documents pertaining to this proceeding, may be viewed on the Energy Commission's Internet web page at: [http://www.energy.ca.gov/sitingcases/huntington\\_beach\\_energy/](http://www.energy.ca.gov/sitingcases/huntington_beach_energy/).

Dated: July 24, 2014, at Sacramento, California

***Original Signed By:***

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ANDREW McALLISTER  
Commissioner and Presiding Member  
Huntington Beach Energy Project Committee

***Original Signed By:***

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KAREN DOUGLAS  
Commissioner and Associate Member  
Huntington Beach Energy Project Committee

Sent to mailing list numbers: 7437, 7438, 7439



**INSTRUCTIONS FOR USING WEBEX TELECONFERENCING  
USING YOUR COMPUTER AND/OR TELEPHONE**



EVENT	DATE & TIME	MEETING NUMBER	PASSWORD
<p align="center"><b>CONTINUED EVIDENTIARY HEARING and TENTATIVE STAFF WORKSHOP</b></p>	<p align="center"><b>WEDNESDAY, AUGUST 6, 2014 1:30 P.M.</b></p>	<p align="center"><b>928 932 889</b></p>	<p align="center"><b>pwd#1516</b></p>

**Using Your Computer:**

1. Go to <https://energy.webex.com> and enter the above meeting number.
2. When prompted, enter your name, e-mail address, and the meeting password above.
3. After a moment, an Audio Conference Box will offer you a choice of audio connections:
  - a) To have WebEx call you back: Type your area code and phone number into the drop down box and click "Call Me" (Click on "Use Phone" if you do not see the drop down box.)
  - b) To call into the teleconference from your phone (if, for example, your phone is an extension or you are an international caller): Use the drop-down box to select "I will Call in" and follow the on-screen directions. Click "All global call-in numbers" if you need to look up an international call-in number.
  - c) To listen and talk over your computer: If you have the needed equipment and your computer is configured, click the "Call Using Computer" button. (You may need to click "Use Computer for Audio" to make the button visible.)

**Telephone Only:**

1. Call 1 (866) 469-3239 (toll-free in the U.S. and Canada. International Callers can select a global call-in number at <https://energy.webex.com/energy/globalcallin.php>.)
2. When prompted enter the meeting number above.

Please be aware that WebEx audio and on-screen activity may be recorded. WebEx Technical Support is available at 1 (866) 229-3239.

**Meeting Agenda –Continued Evidentiary Hearing and Tentative Staff Workshop:  
Huntington Beach Energy Project 12-AFC-02**

**California Energy Commission  
Hearing Room B  
1516 Ninth Street  
Sacramento, CA 95814  
(see map below)**

**WEDNESDAY, AUGUST 6, 2014  
*Beginning at 1:30 p.m.***

1. Call to Order

2. Continued Evidentiary Hearing

Receipt of evidence from Applicant, Staff and Intervenors (in order of intervention commencement date) on the Application for Certification for the Huntington Beach Energy Project

3. Tentative Staff Workshop

Pursuant to California Code of Regulations, Title 20, section 1710, the Committee may permit staff to adjourn to a staff workshop during the Continued Evidentiary Hearing scheduled for purpose of exchanging information, including facts, data, measurements, calculations, and analyses, and discussing proposed changes to staff's analysis and recommendations, including proposed conditions of certification, for the Huntington Beach Energy Project, 12-AFC-02.

4. Public Comment

Members of the public and other interested persons and entities may speak up to three minutes on a matter appearing on this agenda.

5. Closed Session

Committee closed session consideration of the following item:

**PETITION FOR THE CERTIFICATION FOR THE *HUNTINGTON BEACH ENERGY PROJECT*.** Deliberation by the Committee on any matters submitted for decision by the Committee including, but not limited to, pending motions and scheduling.

The Committee may adjourn to closed session in accordance with Government Code section 11126, subdivision (c)(3), which allows a state body, including a delegated



committee, to hold a closed session to deliberate on a decision to be reached in a proceeding the state body was required by law to conduct.

6. Adjourn

Agency Contact: Susan Cochran, Hearing Adviser, phone: (916) 654-3965, or e-mail: [susan.cochran@energy.ca.gov](mailto:susan.cochran@energy.ca.gov).

**Continued Evidentiary Hearing and Tentative Staff Workshop  
at the California Energy Commission  
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