

DOCKETED

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Project Title:	Alamitos Energy Center
TN #:	203336
Document Title:	Committee Order Partially Granting Petition to Intervene
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**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
ALAMITOS ENERGY CENTER
AES SOUTHLAND DEVELOPMENT, LLC.**

DOCKET No. 13-AFC-01

COMMITTEE ORDER PARTIALLY GRANTING PETITION TO INTERVENE

Upon consideration of the Petition to Intervene filed by Los Cerritos Wetlands Trust (Petitioner), the Committee designated to conduct proceedings in this matter makes the following findings:

1. On October 1, 2014, a Petition to Intervene in the above-captioned proceeding was filed by:

**Los Cerritos Wetlands Trust
c/o Elizabeth J. Lambe
P.O. Box 30165
Long Beach, CA 90853
Telephone: (714) 357-8576
ejlambe@verizon.net**

2. The Petition was timely filed and contains the information required by section 1207 of the Commission's regulations (Cal. Code Regs., tit. 20, § 1207);
3. Intervention is granted in the Committee's discretion to the degree that it finds intervention reasonable and relevant. The Presiding Member or Committee may impose conditions on all intervenors' participation in the hearings in order to promote the orderly conduct of the proceeding.
4. In a recent decision in the Carlsbad Energy Center Amendments proceeding, that Committee applied the following as factors in determining the extent to which granting intervenor status is reasonable and relevant:

(1) whether the petitioner has demonstrated a bona fide interest in the project. Examples of such interests include residence or property interests in the area affected by the project, and participation in broad efforts to preserve or protect the resources potentially impacted by the project. The area affected by the project varies by impact. Air emissions, especially of greenhouse gases, affect a much

wider area than locally perceived effects such as visual, noise, and traffic impacts.

(2) whether the petitioner possesses information and expertise that will assist the Committee in preparing a proposed decision. Examples of such information and expertise include familiarity with the environment in the area affected by the project and specialized knowledge about the resources potentially affected by the project.” (Committee Order Denying Expansion of Scope of Rob Simpson’s Intervention. Docket 07-AFC-06C, TN 203262, p. 2).

5. No opposition to said Petition has been filed.
6. Petitioner’s interests are relevant to the above-captioned proceeding.
7. On November 13, 2014, in response to a request for further information, Petitioner submitted a document describing the topic areas of its interest (TN 203334).
8. Regarding those described topic areas, Petitioner has demonstrated a bona fide interest in the project and has demonstrated possession of information and expertise that will help the Committee in preparing a proposed decision.

THEREFORE, the Committee **ORDERS** that the Petition to Intervene in this matter be **GRANTED** and that Petitioner be placed upon the Proof of Service List as an Intervenor. Petitioner may exercise the rights and shall fulfill the obligations of a party as set forth in all orders issued in this matter and section 1712 of the Commission's regulations. The deadlines for conducting discovery and other matters shall not be extended by the granting of this Petition (the discovery phase of these proceedings is closed, unless the Committee allows for a later date based upon a showing of good cause). (Cal. Code Regs., tit. 20, § 1712.)

We further **ORDER** that the Petitioner’s participation is limited to the following topic areas: **Project Description, Project Alternatives, Compliance and Closure, Facility Design, Greenhouse Gas Emissions, Air Quality, Hazardous Materials Management, Waste Management, Biological Resources, Soil and Water Resources, Cultural Resources, Geological and Paleontological Resource, Land Use, Traffic and Transportation, Socioeconomics, Noise and Vibration, and Visual Resources**. Petitioner’s intervention is subject to further modification at the discretion of the Presiding Member or the Committee. These limitations of Petitioner’s participation as an intervenor do not affect its ability to make public comments in the proceeding.

The Energy Commission welcomes and values intervenor participation in its energy facility siting process. A link to the Commission’s regulations describing intervenor participation is posted on the left-hand side menu of the Public Adviser’s webpage at: http://www.energy.ca.gov/public_adviser/intervening_siting_cases.html.

As an Intervenor, Petitioner is required to file and serve documents on other parties and to follow the Commission’s procedures and orders regarding presenting witnesses and evidence.

Petitioner is further required to review the General Orders Regarding Electronic Document Formats, Filing and Service of Documents, and Other Matters (found at

<http://www.energy.ca.gov/sitingcases/Alamitos>), the rules regarding filings, the rules of evidence that apply at the evidentiary hearings, the rules prohibiting off-the-record contacts with Commissioners or the Hearing Adviser about the merits of a project, and the rules about filing data requests. (Cal. Code Regs., tit. 20, §§ 1001 through 1217, 1712 et seq.) No later than the Prehearing Conference and perhaps earlier in the proceeding, Petitioner and the other parties will be required to identify the specific issues they intend to raise at the evidentiary hearings, the evidence they wish to offer, and the witnesses they wish to present or cross-examine during the hearings.

PETITIONER’S FAILURE TO FULFILL THESE RESPONSIBILITIES MAY RESULT IN THE COMMITTEE LIMITING OR PRECLUDING PETITIONER’S PARTICIPATION IN THE PROCEEDINGS.

If Petitioner needs any help with participating in the siting process, contact the Public Adviser, Alana Mathews, at (916) 654-4489 or (800) 822-6228, or e-mail at: publicadviser@energy.ca.gov.

Direct questions of a legal or procedural nature to Kenneth Celli, Hearing Adviser, at (916) 651-8893 or e-mail at: ken.celli@energy.ca.gov.

Technical questions concerning the project should be addressed to Keith Winstead, Staff Project Manager, at (916) 654-5191, or e-mail at: keith.winstead@energy.ca.gov.

The Executive Director or his designee shall ensure that the Petitioner is immediately provided with a copy of the Amendment.

IT IS SO ORDERED

Dated: November 14, 2014, at Sacramento, California.

Original Signed By:

KAREN DOUGLAS
Commissioner and Presiding Member
Alamitos Energy Center
Amendment Committee

Original Signed By:

JANEA A. SCOTT
Commissioner and Associate Member
Alamitos Energy Center
Amendment Committee