

DOCKETED

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Project Title:	El Segundo Power Redevelopment Project Compliance
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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

**IN THE MATTER OF THE EL SEGUNDO
ENERGY CENTER AMENDMENT**

Docket No. 00-AFC-14C

EVIDENTIARY HEARING ORDER

Parties wishing to present evidence or cross-examine witnesses at the Evidentiary Hearing shall be prepared to proceed in accordance with the Notice of Prehearing Conference and Evidentiary Hearing issued September 23, 2015, and with this Order.

The Evidentiary Hearing will take place on:

***Tuesday, November 17, 2015
Beginning at 11:00 a.m.
Public Comment Period Begins at 5:00 p.m.***
at
**Embassy Suites LAX South
1440 East Imperial Avenue
El Segundo, CA 90245**

You may view the Notice of Prehearing Conference and Evidentiary Hearing on the Energy Commission website at:

<https://efiling.energy.ca.gov/getdocument.aspx?tn=206179>

Teleconference Option

Parties and the public may attend the Evidentiary Hearing in person at the above location or by telephone and/or by computer via our “WebEx” web conferencing system. For details on how to participate by WebEx, please see the “**Instructions for Using WebEx Teleconferencing**” attached to the Notice of Prehearing Conference and Evidentiary Hearing.

Background

At the Prehearing Conference on October 21, 2015, Petitioner El Segundo Energy Center, LLC, (Petitioner) and Staff (collectively, “the parties”) indicated they were ready

to proceed with the Evidentiary Hearing on all topics set forth in the Petition to Amend and the Final Staff Assessment.

Intervenors Michele Murphy and Bob Perkins did not file a Prehearing Conference Statement or provide any documentary or testimonial evidence by the deadlines set forth in the Notice of Prehearing Conference and Evidentiary Hearing issued on September 23, 2015. They did not participate in the Prehearing Conference. Intervenors are thus precluded from offering documentary or testimonial evidence or cross-examining witnesses at the Evidentiary Hearing. Intervenors will have the opportunity to provide comments during the public comment portion of the Evidentiary Hearing.

There remain some unresolved and/or disputed issues with respect to certain Contingency and Compliance Conditions of Certification. The parties will continue to work toward resolution of these issues.

The parties intend to present evidence and testimony on any issues remaining unresolved by the time of the Evidentiary Hearing through witnesses and the introduction of documentary evidence. To the extent that already-filed evidence or testimony needs to be amended or supplemented on unresolved or disputed issues, the parties shall docket those materials prior to the Evidentiary Hearing.

Evidence and testimony on all other topics may be entered into the record solely by declaration. However, it was agreed that the parties are free to present “live” witness testimony, either in person or by teleconference, on any topics they wish.

Evidentiary Hearing Procedures

The purpose of the Evidentiary Hearing is to establish the factual record necessary for a decision on the Project proposal. The record is developed by the entry of sworn testimony and documentary evidence into the record.

The Petitioner has the burden of presenting evidence to support the findings and conclusions required for approval of the amendment petition. (Cal. Code Regs., tit. 20, §§ 1748(d), 1769.)

The parties shall arrange to have a representative of the South Coast Air Quality Management District present, or available by telephone, at the Evidentiary Hearing, in connection with the presentation of the District’s Final Determination of Compliance. (Cal. Code Regs., tit. 20, § 1744.5 (c).)

Public Adviser and Public Participation

Members of the public are welcome to attend and offer oral or written comments 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

via the Energy Commission's e-commenting system at:

<https://efiling.energy.ca.gov/Ecomment/Ecomment.aspx?docketnumber=00-AFC-14C>

Written comments may also be submitted for posting on the proceeding docket by handing them directly to the Public Adviser, e-mailing them to docket@energy.ca.gov, or by U.S. Mail to:

California Energy Commission
Docket Unit
Docket Number 00-AFC-14C
1516 Ninth Street, MS-4
Sacramento, CA 95814

For all comments, please include the document number and proceeding name, "***Docket No. 00-AFC-14C, EL SEGUNDO ENERGY CENTER AMENDMENT***" in the subject line and on the cover page.

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's Public Adviser's Office is available to assist the public in participating in the amendment review process. For assistance, please contact Alana Mathews, Public Adviser, at (916) 654-4489 or (800) 822-6228, or e-mail at publicadviser@energy.ca.gov.

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

Information

Questions of a legal or procedural nature should be directed to Raoul Renaud, Hearing Officer, at (916) 651-2020 or e-mail at raoul.renaud@energy.ca.gov.

Technical questions concerning the project should be addressed to Camille Remy-Obad, Compliance Project Manager, at (916) 654-3940 or e-mail at camille.remy-obad@energy.ca.gov.

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail at 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 website for the project at www.energy.ca.gov/sitingcases/elsegundo.

Dated: October 26, 2015 at Sacramento, California

ORIGINAL SIGNED BY:

KAREN DOUGLAS
Commissioner and Presiding Member
El Segundo Energy Center Amendment Committee

ORIGINAL SIGNED BY:

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