

DOCKETED

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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:

PUENTE POWER PROJECT

Docket No. 15-AFC-01

COMMITTEE ORDER GRANTING PETITION TO INTERVENE

Upon consideration of the Petition to Intervene filed by The Center for Biological Diversity (CBD) (Petitioner), the Committee designated to conduct proceedings in the Application for Certification for the Puente Power Project (P3) makes the following findings:

1. On November 3, 2016 a Petition to Intervene in the P3 proceeding was filed by:

The Center for Biological Diversity
Lisa T. Belenky (State Bar No. 195491)
Kevin P. Bundy (State Bar No. 228773)
1212 Broadway, Suite 800
Oakland, CA 94612
Telephone: (510) 844-7100
lbelenky@biologicaldiversity.org
kbundy@biologicaldiversity.org

2. The Petition was timely filed and contains the information required by California Code of Regulations, Title 20, section 1211.7;
3. No opposition to said Petition has been filed;
4. Intervention is granted at 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; and
5. Petitioner's interests are relevant to the above-captioned proceeding.

THEREFORE, the Committee ORDERS that the Petition to Intervene in this matter be GRANTED for the Petitioner-requested subject areas of Air Quality, Public Health, Biological Resources, Soil and Water Resources, Cultural Resources, Geological and Paleontological Resources, Land Use, Greenhouse Gas Emissions, Socioeconomics, Visual Resources, Transmission System Engineering, Project Description, Project Alternatives, Facility Design, Power Plant Efficiency, Power Plant Reliability and Compliance and Closure and that Petitioner be placed upon the Proof of Service List as an intervenor. The Petitioner may make a motion to the Committee to participate in additional subject areas.

Petitioner may exercise the rights and shall fulfill the obligations of a party as set forth in all orders issued in this matter and California Code of Regulations, Title 20, section 1212. The deadlines for conducting discovery and other matters shall not be extended by the granting of this Petition. (Cal. Code Regs., tit. 20, § 1211.7(d).) The discovery period in this matter closed on March 7, 2016.

The Energy Commission welcomes and values intervenor participation in its energy facility siting process. A link to the California Code of Regulations, Title 20 describing intervenor participation is available on the right 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 Energy Commission's procedures and orders regarding presenting witnesses and evidence. Petitioners are further required to review the *General Orders Regarding Electronic Document Formats, Electronic Filing and Service of Documents and Other Matters* (found at: <https://efiling.energy.ca.gov/getdocument.aspx?tn=205168>), 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 Officer about the merits of a project, and the rules about filing data requests. (Cal. Code Regs., tit. 20, §§ 1001 through 1216, and 1716.)

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, Petitioner is advised to contact the Public Adviser's Office at (916) 654-4489 or (800) 822-6228, or e-mail at publicadvisor@energy.ca.gov.

Questions of a legal or procedural nature should be directed to Paul Kramer, Hearing Officer, at (916) 654-5103, or e-mail at paul.kramer@energy.ca.gov.

Technical questions concerning the project should be directed to Shawn Pittard, Project Manager, at (916) 654-4026, or e-mail at shawn.pittard@energy.ca.gov.

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

Dated: November 21, 2016, at Sacramento, California

Original signed by

JANE A. SCOTT
Commissioner and Presiding Member
Puente Power Project AFC Committee

Original signed by

KAREN DOUGLAS
Commissioner and Associate Member
Puente Power Project AFC Committee