

## DOCKETED

<b>Docket Number:</b>	16-RPS-02
<b>Project Title:</b>	Appeal by Los Angeles Department of Water & Power re Renewables Portfolio Standard Certification Eligibility
<b>TN #:</b>	214584
<b>Document Title:</b>	Notice of Committee Status Conference and Hearing on Evidentiary Motion
<b>Description:</b>	Thursday, December 15, 2016 Beginning at 9:30 a.m. located in Charles Imbrecht Hearing Room (Hearing Room B)
<b>Filer:</b>	Liza Lopez
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Committee
<b>Submission Date:</b>	11/30/2016 1:32:28 PM
<b>Docketed Date:</b>	11/30/2016



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](http://WWW.ENERGY.CA.GOV)

*IN THE MATTER OF:*

**Docket No. 16-RPS-02**

***APPEAL BY LADWP RE RPS CERTIFICATION  
OR ELIGIBILITY***

## **NOTICE OF COMMITTEE STATUS CONFERENCE AND HEARING ON EVIDENTIARY MOTION**

**PLEASE TAKE NOTICE** that the Energy Commission Committee<sup>1</sup> (Committee) assigned to conduct proceedings on the Los Angeles Department of Water & Power (LADWP) Appeal regarding its Renewables Portfolio Standard (RPS) certifications or eligibility has scheduled a Committee Status Conference to review and discuss progress made in the proceeding, consider any then-pending motions or petitions, including LADWP's Motion to Exclude Documents and Supplemental Declarations Submitted by CEC Staff, and deliberate in closed session on:

**THURSDAY, DECEMBER 15, 2016  
BEGINNING AT 9:30 a.m.  
California Energy Commission  
Charles Imbrecht Hearing Room (Hearing Room B)  
1516 Ninth Street  
Sacramento, CA 95814**

There will not be a Committee Conference on December 7, a date the parties were previously requested to hold open on their calendars.

Parties and the public may attend the Committee Status Conference in person at the above location, or by telephone, computer, or mobile device using our "WebEx" conferencing system. For details on how to attend using WebEx, please see the instruction sheet attached to this Notice.

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<sup>1</sup> The Committee consists of Chair Robert Weisenmiller, Presiding Member, and Commissioner David Hochschild, Associate Member. The full Energy Commission made this Committee assignment at an Energy Commission Business Meeting on June 14, 2016.

## **Background**

On January 21, 2016, LADWP filed a Letter of Appeal<sup>2</sup> appealing the Executive Director's decision denying LADWP's Petition for Reconsideration of Energy Commission staff's denial of LADWP's Application for RPS certification for its Scattergood, Harbor, Valley, and Haynes Generating Stations Using Biomethane from 2009 Shell and Atmos Contracts. The Energy Commission appointed the Committee to conduct hearings and other proceedings on the appeal and recommend a decision for consideration by the full Energy Commission. On July 8, 2016, LADWP filed an additional request that the Committee consider the RPS-eligibility of specified British Columbia hydroelectric generation procurements (BC Hydro request).<sup>3</sup> The Committee granted that request on July 27, 2016.<sup>4</sup>

## **Purpose of the Committee Status Conference**

The Committee will conduct the Committee Status Conference to review progress in this proceeding and refine the schedule for review and decision of the appeal. It will address any then-pending motions or other requests that are ripe for consideration including LADWP's motion described below.

As allowed by California Code of Regulations, title 20, section 1205, the Status Conference may be conducted by the Hearing Officer without either Commissioner being present.

## **Hearing on LADWP Evidentiary Motion**

On October 31, 2016, LADWP filed a Motion to Exclude Documents and Supplemental Declarations Submitted by CEC Staff (Motion).<sup>5</sup> Staff filed its response to the Motion on November 14, 2016.<sup>6</sup> The Committee will receive oral argument on the Motion during the Committee Status Conference. It may rule on the Motion during the Conference or at a later time.

## **Closed Sessions**

At any time during the conference, 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.

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<sup>2</sup> TN 211752-1. This and all of the documents filed in the docket for this proceeding may be found by consulting the Docket Log at:

<https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-RPS-02>

<sup>3</sup> TN 212206

<sup>4</sup> TN 212485

<sup>5</sup> TN 214304

<sup>6</sup> TN 214486

## Public Participation and Public Adviser

Members of the public are welcome to attend and offer comments at the Committee Status Conference. Written comments may be submitted throughout the proceeding and should be electronically submitted via

<https://efiling.energy.ca.gov/Ecomment/Ecomment.aspx?docketnumber=16-RPS-02>

Alternatively, written comments may be submitted by 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 No. 16-RPS-02  
1516 Ninth Street, MS-4  
Sacramento, CA 95814

For all written comments, please include the docket number and proceeding name, “16-RPS-02, LADWP RPS Appeal”, 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. This information may also become available via search engines such as Google and Yahoo.

The Energy Commission’s Public Adviser’s Office is available to assist the public in understanding the proceedings and to facilitate meaningful participation. For assistance, contact Alana Mathews, Public Adviser, at (916) 654-4489 or (800) 822-6228, or by e-mail at [publicadviser@energy.ca.gov](mailto:publicadviser@energy.ca.gov).

If you have a disability and need assistance to participate in any event, contact Poneh Jones no less than five days prior to the event at (916) 654-4425, or by e-mail at [poneh.jones@energy.ca.gov](mailto:poneh.jones@energy.ca.gov)

## Information

Information regarding the status of this proceeding, as well as committee notices, orders, and other documents filed in this proceeding, may be found by consulting the Docket Log at:

<https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-RPS-02>

To receive an e-mail when notices and other new documents are filed in this proceeding, you may sign up for the List Server list “ladwp\_appeal.” Navigate to <http://www.energy.ca.gov/listservers/index.html>, provide your name and e-mail address and select the “ladwp\_appeal” list under “Renewable Energy Lists.”

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

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

Dated: November 30, 2016, at Sacramento, California.

*Original signed by*

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ROBERT B. WEISENMILLER  
Chair and Presiding Member  
LADWP Appeal Committee

*Original signed by*

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DAVID HOCHSCHILD  
Commissioner and Associate Member  
LADWP Appeal Committee

**INSTRUCTIONS FOR ATTENDING VIA WEBEX USING YOUR COMPUTER,  
MOBILE DEVICE AND/OR TELEPHONE**

<b>EVENT</b>	<b>DATE</b>	<b>MEETING NUMBER</b>
<b>Committee Status Conference</b>	<b>Thursday, December 15, 2016, 9:30 a.m.</b>	<b>928 835 679</b>

**Using Your Computer or Mobile Device:**

1. Go to <https://energy.webex.com> and enter the above meeting number.
2. When prompted, enter your name and e-mail address.
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 (if you are on an extension, use option b), below) 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 event from your phone (if, for example, your phone is on 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 or mobile device: 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.)
4. On a mobile device you may need to install and use the WebEx app instead of the above steps.

**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.

**Muting:**

We greatly appreciate your cooperation in reducing unwanted noise on our audio connection by muting yourself when you are not speaking. Mute yourself rather than placing us on hold. You mute yourself by right clicking on your name in the panelists or attendees list and selecting 'Mute'. If you are on a telephone connection, press \*6 once to mute and again to unmute.

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

## **LADWP RPS Appeal Committee Status Conference**

**Thursday, December 15, 2016, beginning at 9:30 a.m.**

**California Energy Commission  
Charles Imbrecht Hearing Room (Hearing Room B)  
1516 Ninth Street  
Sacramento, CA 95814**

### **Meeting Agenda**

1. Call to Order
2. Hearing on any pending motions
  - a. LADWP Motion to Exclude Documents and Supplemental Declarations Submitted by CEC Staff
3. Committee Conference
  - a. Case progress and schedule
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 items:

LADWP RPS Appeal (16-RPS-02) and deliberation on matters for decision by the Committee such as pending motions and scheduling.

The Committee will 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. The Committee may adjourn to a closed session at any point during the meeting and may conduct multiple closed sessions as necessary.

6. Adjourn

If you have any questions regarding this agenda, please contact: Paul Kramer, Hearing Officer, at 916-654-5103, or by e-mail at [paul.kramer@energy.ca.gov](mailto:paul.kramer@energy.ca.gov).