

DOCKETED

Docket Number:	18-RPS-01
Project Title:	Complaint Against the Stockton Port District re: RPS Program Compliance
TN #:	224022
Document Title:	Joint Statement Regarding Need For Evidentiary Hearings
Description:	N/A
Filer:	Justin Wynne
Organization:	Braun Blaising Smith Wynne PC
Submitter Role:	Applicant Representative
Submission Date:	6/29/2018 3:12:19 PM
Docketed Date:	6/29/2018

**BEFORE THE ENERGY RESOURCES CONSERVATION AND
DEVELOPMENT COMMISSION OF THE STATE OF CALIFORNIA**

In the Matter of:

COMPLAINT AGAINST STOCKTON PORT
DISTRICT FOR NONCOMPLIANCE WITH THE
RENEWABLES PORTFOLIO STANDARD

Docket No. 18-RPS-01

JOINT STATEMENT REGARDING NEED FOR EVIDENTIARY HEARINGS

I. Background

California Energy Commission Staff (Staff) and the Stockton Port District (Port) are providing this joint statement in response to the Committee's May 29, 2018 order, *Denial of Staff Motion to Bifurcate* (Order), which directed the parties to provide a filing indicating whether evidentiary hearing will be needed or whether the Committee can make factual determinations based on the filed declarations and corresponding evidence.¹

II. Joint Statement

The parties hereby make the following joint statement:

1. Staff's position is that evidentiary hearings are needed. Specifically, Staff would like the opportunity to examine Port staff regarding the circumstances surrounding any claimed adoption of optional compliance measures by the Port Board of Commissioners. The Port believes that evidentiary hearings are unnecessary.
2. The parties are discussing the possibility of agreeing to certain stipulated facts about the circumstances surrounding the claimed adoption of optional compliance measures by the Port. If sufficient stipulations are made by the Port, it is possible that Staff will withdraw its request for evidentiary hearings. If this were to occur, the parties could file a joint

¹ TN 223607, p. 2.

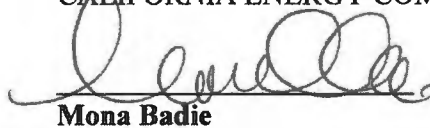
statement of stipulated facts and Staff would file a withdrawal of its request for evidentiary hearings.

3. If the above is permitted by the Committee, the parties have agreed to a two-week completion timeline regarding item 2 above.

Dated this 29th day of June, 2018.

Respectfully submitted,

CALIFORNIA ENERGY COMMISSION

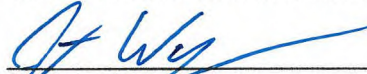


Mona Badie

MONA BADIE
GABRIEL HERRERA
Chief Counsel's Office
CALIFORNIA ENERGY COMMISSION
1516 9th Street, MS 14
Sacramento, CA 95814
Telephone: (916) 654-3951
Fax: (916) 654-3843
Email: mona.badie@energy.ca.gov
Email: gabe.herrera@energy.ca.gov

Respectfully submitted,

STOCKTON PORT DISTRICT



Justin Wynne

JUSTIN WYNNE
BRAUN BLAISING SMITH WYNNE PC
915 L Street, Suite 1480
Sacramento, CA 95814
Telephone: (916) 326-5813
Email: wynne@braunlegal.com