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Docket Number:	19-SPPE-01
Project Title:	Laurelwood Data Center (MECP I Santa Clara I, LLC)
TN #:	229848
Document Title:	Staff's Opposition to Helping Hand Tools' Petition to Intervene
Description:	N/A
Filer:	Liza Lopez
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	9/25/2019 2:53:25 PM
Docketed Date:	9/25/2019



Before the Energy Resources Conservation and Development
Commission of the State of California
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IN THE MATTER OF:

LAURELWOOD DATA CENTER

Docket No. 19-SPPE-01

STAFF'S OPPOSITION TO HELPING HAND TOOLS' PETITION TO INTERVENE

On September 19, 2019, Helping Hand Tools (2HT) filed a petition to intervene “in the proceeding for the Application for Certification of the Laurelwood Data Center” (petition; TN 229782).

Staff objects to the petition because it is untimely, as it failed to meet the deadline for filing a petition to intervene of August 12, 2019. This deadline was set forth in the Committee’s May 31, 2019 scheduling order (TN 228431) and left unchanged in the Committee’s *Orders After July 23, 2019 Status Conference and Revised Scheduling Order* (TN 229475). Under Energy Commission regulations, “[a] petition for intervention shall be filed no later than the deadline established by the presiding member” (Cal. Code Regs., tit. 20, § 1211.7(b)). Any late petition to intervene may *only* be granted by the Committee and presiding member upon a *showing of good cause* by the petitioner (Cal. Code Regs., tit. 20, § 1211.7(d); emphasis added).

2HT has not shown good cause for filing an untimely petition for intervention. 2HT has intervened in previous power plant siting cases and is aware of the procedural requirements for intervention. Because 2HT has not been involved in this proceeding in any capacity since the SPPE filing in February 2019—despite numerous public notices, two status report conferences, a workshop, and other opportunities for public involvement—CEC staff requests that this petition be denied. For any of the substantive matters and technical areas referenced in the petition, public comment is the appropriate method for 2HT to inform staff and the Committee of its concerns.

Date: September 25, 2019

Respectfully submitted,

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