

<b>DOCKETED</b>	
<b>Docket Number:</b>	19-SPPE-03
<b>Project Title:</b>	Sequoia Data Center
<b>TN #:</b>	232271
<b>Document Title:</b>	NOTICE OF HEARING AND RELATED ORDERS ON MOTION TO COMPEL BY INTERVENOR ROBERT SARVEY
<b>Description:</b>	Wednesday, March 11, 2020 at 2:00 p.m.
<b>Filer:</b>	Cody Goldthrite
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Committee
<b>Submission Date:</b>	2/28/2020 4:19:35 PM
<b>Docketed Date:</b>	2/28/2020



State of California  
State Energy Resources Conservation and  
Development Commission  
1516 Ninth Street, Sacramento, CA 95814  
1-800-822-6228 – [www.energy.ca.gov](http://www.energy.ca.gov)

APPLICATION FOR SMALL POWER PLANT  
EXEMPTION FOR THE:

**SEQUOIA BACKUP GENERATING  
FACILITY**

**Docket No. 19-SPPE-03**

**NOTICE OF HEARING AND RELATED ORDERS ON MOTION TO COMPEL  
BY INTERVENOR ROBERT SARVEY**

On August 14, 2019, C1-Santa Clara, LLC (Applicant) submitted an application for a small power plant exemption (SPPE)<sup>1</sup> for the Sequoia Backup Generating Facility to the California Energy Commission (CEC). On February 21, 2020, Intervenor Robert Sarvey filed a motion to compel Applicant to file a response to Cumulative Air Quality Impacts data request number 14 propounded by CEC staff on September 13, 2019 (Motion to Compel).<sup>2</sup> The data request states: “Please provide the cumulative impact modeling analysis, including [Sequoia Data Center], existing data centers collocated on the [Silicon Valley Power] 60-kv loop and those sources identified above.”<sup>3</sup>

**PLEASE TAKE NOTICE** that the Committee appointed by the CEC<sup>4</sup> to conduct proceedings on the SPPE has scheduled a hearing on the Motion to Compel:

**WEDNESDAY, MARCH 11, 2020  
2:00 p.m.**

**Warren-Alquist State Energy Building  
Art Rosenfeld Hearing Room  
1516 Ninth Street  
Sacramento, California 95814**

*(Wheelchair accessible)*

**REMOTE ACCESS AVAILABLE BY COMPUTER OR PHONE VIA WEBEX™**  
(For instructions, please see the **Remote Attendance** section below.)

<sup>1</sup> All of the documents relating to the SPPE application can be found at <https://ww2.energy.ca.gov/sitingcases/sequoia/>.

<sup>2</sup> TN 232187.

<sup>3</sup> TN 229737.

<sup>4</sup> The CEC appointed a Committee consisting of Karen Douglas, Commissioner and Presiding Member, and Patty Monahan, Commissioner and Associate Member, on September 11, 2019 (TN 229721).

## **PURPOSE OF THE HEARING**

The purpose of this hearing is to hear from the parties on the Motion to Compel.

## **ORDER REGARDING RESPONSES TO THE MOTION TO COMPEL AND RELATED REPLIES**

Responses and any amended responses to the Motion to Compel are due by March 6, 2020.<sup>5</sup> CEC staff shall provide a robust and substantive response to the Motion to Compel as represented by Staff's legal counsel during the February 26, 2020 Joint Committee Conference.

Intervenor Sarvey may, but is not required to, reply to any or all responses. Any such reply shall be filed by **noon on March 10, 2020**.

## **NOTICE OF CLOSED SESSION DELIBERATIONS**

At any time during the hearing, the Committee for the application for a small power plant exemption for the Sequoia Backup Generating Facility (the "Sequoia Application") 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.

## **PUBLIC ADVISOR AND OTHER CEC CONTACTS**

The CEC's Public Advisor's Office provides the public assistance in participating in CEC proceedings. For information on how to participate in this forum, or to request language services or other reasonable accommodations, please contact the Public Advisor, Noemí O. Gallardo, at [publicadvisor@energy.ca.gov](mailto:publicadvisor@energy.ca.gov), or by phone at (916) 654-4489, or toll free at (800) 822-6228 or by fax at (916) 654-4493. Requests for language services and reasonable accommodations should be made at least five days in advance. The CEC will work diligently to accommodate late requests.

Questions of a procedural nature related to the Sequoia Application should be directed to Galen Lemei, Hearing Officer, at [galen.lemei@energy.ca.gov](mailto:galen.lemei@energy.ca.gov) or (916) 654-4873.

Technical questions concerning the Sequoia Application should be addressed to Leonidas (Lon) Payne, Project Manager, at [leonidas.payne@energy.ca.gov](mailto:leonidas.payne@energy.ca.gov) or at 916-651-0966.

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

---

<sup>5</sup> See Cal. Code of Regs., tit. 20, § 1211.5, subd. (a).

## REMOTE ATTENDANCE

You may participate in this meeting through WebEx, the CEC's on-line meeting service. Any presentations will appear on your computer screen and you may listen to audio via your computer or telephone. Please be aware that the meeting may be recorded.

**Via Computer:** Go to <https://energy.webex.com> and enter the meeting number **921 669 380**. When prompted, enter your name and email address. The meeting password is: **SSPPE@31120**.

The “Join Conference” menu will offer you a choice of audio connections:

1. To call into the meeting: Select "I will call in" and follow the on-screen directions.
2. To have WebEx call you: Enter your direct dial phone number (no extensions are permitted) and click "Call Me."
3. To listen over the computer: If you have a broadband connection, and a headset or a computer microphone and speakers, you may use VoIP (Internet audio) by going to the Audio menu, clicking on “Use Computer Headset,” then “Call Using Computer.”

**Via Telephone Only (No Visual Presentation):** Call (866) 469-3239 (toll-free in the U.S. and Canada). When prompted, enter the meeting number **921 669 380**.

**Via Mobile Access:** Access to WebEx meetings is now available from your mobile device. To download an app, go to:

[www.webex.com/products/web-conferencing/mobile.html](http://www.webex.com/products/web-conferencing/mobile.html)

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

## Muting

We greatly appreciate your cooperation in reducing noise on the audio connection by muting your line when you are not speaking. Mute your line rather than placing your phone on hold. Using WebEx, you may mute yourself by right clicking on your name in the panelists or attendees list and selecting “Mute.” If you are only using a telephone connection, press “\*6” once to mute and again to unmute.

## AVAILABILITY OF DOCUMENTS

Information regarding the status of the Sequoia Application, as well as notices and other relevant documents are available on the CEC’s web page at <https://ww2.energy.ca.gov/sitingcases/sequoia/>.

**IT IS SO ORDERED.**

Dated: February 28, 2020

Dated: February 28, 2020

Original Signed by:

Original Signed by:

---

Karen Douglas  
Commissioner and Presiding Member  
Sequoia Backup Generating Facility SPPE  
Committee

---

Patty Monahan  
Commissioner and Associate Member  
Sequoia Backup Generating Facility SPPE  
Committee

**AGENDA**  
**Sequoia Backup Generating Facility (19-SPPE-03)**  
**Hearing on Motion to Compel**

**March 11, 2020, at 2:00 p.m.**

**Warren-Alquist State Energy Building**  
**Art Rosenfeld Hearing Room**  
**1516 Ninth Street**  
**Sacramento, California 95814**

1. Call to Order
2. Hearing on Motion to Compel
3. Public Comment

Members of the public and other interested persons and entities may speak up to three minutes on a matter related to this proceeding.

4. Committee closed session consideration of the following items:<sup>6</sup>

***DELIBERATION ON THE SMALL POWER PLANT EXEMPTION FOR THE SEQUOIA BACKUP GENERATING FACILITY***

5. Adjourn

---

<sup>6</sup> The Committee may 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.