

DOCKETED	
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**State of California
State Energy Resources Conservation and
Development Commission
1516 Ninth Street, Sacramento, CA 95814
1-800-822-6228 – www.energy.ca.gov**

**APPLICATION FOR SMALL POWER PLANT
EXEMPTION FOR THE:**

***SAN JOSE CITY BACKUP
GENERATING FACILITY***

Docket No. 19-SPPE-04

**RULING ON STAFF MOTION FOR LEAVE
TO FILE ADDITIONAL DATA REQUESTS**

On November 15, 2019, Microsoft Corporation (Applicant) submitted an application for a small power plant exemption (SPPE) for the San Jose City Backup Generating Facility to the California Energy Commission (CEC).¹

On February 28, 2020, CEC Staff (Staff) filed a Motion for Leave to File Additional Data Requests (Motion).² In its Motion, staff explained that some of the “additional” data requests that are the subject of its Motion are actually a renewed request for information identified in previously-issued Staff Data Requests 3, 3b, 4, 5, 6, 8, 8a, 19, 46, 47, and 49, and that three data requests are new. Staff subsequently withdrew Data Request 19 in its March 11, 2020, Revised Issues Identification, Status Report, and Proposed Schedule for the San Jose City Data Center Small Power Plant Exemption (19-SPPE-04).³

The deadline for filing a response to the Motion was 14 days from the day of service of the motions, or March 13, 2020. (Cal. Code Regs., tit. 20, section 1211.5, subd. (a).) No comments were submitted in response to Staff’s Motion.

¹ Information about this proceeding, including a link to the electronic docket, may be found on the CEC’s web page at <https://ww2.energy.ca.gov/sitingcases/sj2/>. Documents related to this proceeding may be found in the online docket at: <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=19-SPPE-04>. The application is TN 230741.

² TN 232269.

³ TN 232375.

The Committee hereby **GRANTS** Staff's Motion.

IT IS SO ORDERED.

Dated: March 27, 2020

Approved by:

Karen Douglas
Commissioner and Presiding Member
San Jose City Backup Generating Facility SPPE Committee

Dated: March 27, 2020

Approved by:

Patty Monahan
Commissioner and Associate Member
San Jose City Backup Generating Facility SPPE Committee