

DOCKETED

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Project Title:	Walsh Data Center
TN #:	234980
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State of California
State Energy Resources Conservation and
Development Commission
1516 Ninth Street, Sacramento, CA 95814
(800) 822-6228 – www.energy.ca.gov

APPLICATION FOR SMALL POWER PLANT
EXEMPTION FOR THE:

**WALSH BACKUP GENERATING
FACILITY**

Docket No. 19-SPPE-02

**REVISED NOTICE OF CALIFORNIA ENERGY COMMISSION HEARING
ON PETITION FOR RECONSIDERATION**

On August 12, 2020, the California Energy Commission (CEC) approved the Small Power Plant Exemption (SPPE) for the Walsh Backup Generating Facility.¹ On September 10, 2020, Intervenor Robert Sarvey filed a Petition for Reconsideration (Petition) of that decision.²

PLEASE TAKE NOTICE that on **November 10, 2020**, the CEC will hold a public hearing to consider whether to grant or deny the Petition during the CEC's regularly scheduled Business Meeting.

TUESDAY, NOVEMBER 10, 2020

The Business Meeting begins at 10:00 a.m.

REMOTE ACCESS ONLY

The CEC's November 10, 2020 Business Meeting will be held remotely, consistent with Executive Orders N-25-20 and N-29-20 and recommendations from the California Department of Public Health to encourage physical distancing in order to slow the spread of COVID-19. The public and parties will be able to participate consistent with the direction in these Executive Orders.

Please see the instructions below under the section "**PARTICIPATING REMOTELY.**"

Members of the public and the parties to the Walsh Backup Generating Facility SPPE proceeding may participate and offer oral and written comments at the hearing. The CEC invites the public, agencies, and parties to file written comments on the Petition in

¹ [TN 234366](https://efiling.energy.ca.gov/GetDocument.aspx?tn=234366&DocumentContentId=67223). <https://efiling.energy.ca.gov/GetDocument.aspx?tn=234366&DocumentContentId=67223>.

² [TN 234652-2](https://efiling.energy.ca.gov/GetDocument.aspx?tn=234652-2&DocumentContentId=67501). <https://efiling.energy.ca.gov/GetDocument.aspx?tn=234652-2&DocumentContentId=67501>.

advance of the hearing. For information about how to file comments before the hearing, please see instructions below under **“AGENCY AND PUBLIC PARTICIPATION.”**

PURPOSE OF CEC HEARING

The purpose of the hearing is to consider whether the CEC should grant or deny Intervenor Robert Sarvey’s Petition. Any party may file a request for reconsideration within 30 days after a final determination or decision.³ If the CEC denies the Petition, then the original decision stands. If the CEC grants the Petition, then it will determine the procedure by which to resolve any matter being reconsidered, including, but not limited to, referring the matter back to the Committee⁴ or reopening the evidentiary record.

PARTY COMMENTS

The parties are invited to submit written comments on the Petition. The CEC requests that comments about the Petition be submitted by 5:00 p.m. on **October 30, 2020**.

AGENCY AND PUBLIC PARTICIPATION

Local, state, federal, and tribal governmental agencies and members of the public are welcome to observe and offer oral or written comments on the Petition remotely, either before or during the Business Meeting. It is not necessary to be an Intervenor or attorney to participate in the public process. [Comments may be submitted electronically to:](#)

<https://efiling.energy.ca.gov/Ecomment/Ecomment.aspx?docketnumber=19-SPPE-02>.

Otherwise, written comments may be submitted for posting on the proceeding docket 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 Number: 19-SPPE-02
1516 Ninth Street, MS-14
Sacramento, CA 95814

For all written comments, please include the docket number and proceeding name **“Docket No. 19-SPPE-02, Walsh Backup Generating Facility SPPE”** in the subject line and on the cover page.

³ Pub. Resources Code, § 25530.

⁴ On July 15, 2019, the CEC appointed a Committee consisting of Karen Douglas, Commissioner and Presiding Member, and Patty Monahan, Commissioner and Associate Member, to conduct proceedings on the application for an SPPE for the Walsh Backup Generating Facility. (TN 228984.)

The CEC will accept oral comments at the hearing. Please see the section below, **“PARTICIPATING REMOTELY,”** for instructions on how to present oral comments.

Please note: Your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the viewable public record. Additionally, this information may become available via internet search engines.

PARTICIPATING REMOTELY

To participate by telephone only, call (888) 823-5065 on the day of the Business Meeting after 9:50 a.m. (Pacific Time). The passcode is "business meeting." If you plan to make a public comment about this Petition, please provide your name, affiliation, and the item number to the operator. The item number can be found in the Business Meeting agenda which will be posted on the [CEC's web page](#) at <https://www.energy.ca.gov/proceedings/business-meetings>.

[Click here](#) to participate via Zoom (<https://energy.zoom.us/j/93869230237?pwd=Zm96c09ULzdXTjd4eldtUXdnUGErzd09>).

You may also [access Zoom](#) at this address, <https://join.zoom.us>, and enter event number 938-6923-0237. The meeting password is mtg@10am.

Zoom technical support is available at (888) 799-9666 ext. 2, or visit [Zoom's help center](#) at <https://support.zoom.us/hc/>. You may also contact the [CEC's Public Advisor's Office](#) by email at publicadvisor@energy.ca.gov, or by phone at (800) 822-6228.

Note that in order to comment or ask a question, you must call (888) 823-5065 as described above or you may email concise comments before the Business Meeting to the [Public Advisor's Office](#) at publicadvisor@energy.ca.gov to have the CEC's public advisor verbally relate the comments.

[Subscribe to Electronic Mail Lists](#) found at www.energy.ca.gov/business_meetings/. To have the Business Meeting agenda emailed to you, enter your contact information under "Subscribe."

PUBLIC ADVISOR AND OTHER CEC CONTACTS

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

Questions of a procedural nature should be directed to [Susan Cochran, Hearing Officer](#), at susan.cochran@energy.ca.gov or (916) 654-3965.

Technical questions concerning the application should be addressed to [Leonidas \(Lon\) Payne, Project Manager](#), at leonidas.payne@energy.ca.gov or by phone at (916) 651-0966.

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

AVAILABILITY OF DOCUMENTS

Information about the Walsh Backup Generating Facility SPPE application, as well as notices and other relevant documents pertaining to this proceeding, may be viewed on the [CEC's web page](#) at <https://ww2.energy.ca.gov/sitingcases/walsh/>.

Dated: October 1, 2020

APPROVED BY:

DAVID HOCHSCHILD
Chair

Sent to mailing list number: 7530