



**CALIFORNIA
ENERGY
COMMISSION**

1516 Ninth Street
Sacramento, CA 95814-5512
800-822-6228
www.energy.ca.gov

NOTICE OF EVIDENTIARY HEARING

**DOCKET
05-AFC-2**

WALNUT CREEK ENERGY PARK
APPLICATION FOR CERTIFICATION
DOCKET NO. 05-AFC-2

DATE MAY 16 2007
REC'D. MAY 16 2007

Evidentiary Hearing topics:

- Air Quality
- Alternatives
- Biology
- Compliance
- Cultural Resources
- Efficiency
- Facility Design
- Geology
- Hazardous Materials
- Land Use
- Noise
- Public Health
- Reliability
- Socioeconomics
- Traffic and Transportation
- Transmission Line Safety
- Transmission System Engineering
- Waste Management
- Water Quality & Soils
- Water Resources
- Worker Safety
- Visual Resources

A California Energy Commission Committee is reviewing an Application for Certification (AFC) by Walnut Creek Energy, LLC (WCE), a wholly-owned subsidiary of Edison Mission Energy (EME), to construct and operate a 500 megawatt (MW) simple-cycle power plant, the Walnut Creek Energy Park (WCEP), in the City of Industry.

The purpose of the evidentiary hearing is to establish the factual record upon which this case will be decided through the taking of oral, written, or documentary evidence from the official parties to the proceeding on the topics listed in the side bar.

The parties, public, and interested agencies are encouraged to attend and make comments on the topics to be discussed listed in the side bar. Written comments on these topics can be submitted to the Energy Commission, Docket Unit (05-AFC-2), 1516 - 9th Street, Sacramento, CA 95814, prior to June 27, 2007.

Whether made at the evidentiary hearing or submitted in writing, public comments will be entered into the record of the proceeding and may be used to supplement or explain the evidence in the record. Public comments by themselves, however, are not sufficient to support a finding of fact or a decision on an issue.

The Commission's Public Adviser is available to provide information or to assist those interested in participating at the evidentiary hearing, but cannot act as the attorney for any party. Contact the Public Adviser at 916-654-4489 or toll-free 800-822-6228 or by e-mail at [pao@energy.state.ca.us].

**Evidentiary Hearing -
Date & Place:**



**Wednesday, June 27, 2007
Beginning at 3:00 p.m.
California Energy Commission
1516 Ninth Street, Hearing Room A
Sacramento, CA 95814**



As a convenience, parties and members of the public who cannot attend the hearing in person may participate by calling the toll-free number for the proceeding: **1-888-395-6878** (Passcode: "Walnut Creek" Leader: "Garret Shean.")

**Evidentiary Hearing –
Procedures:**

Witnesses may appear by declaration instead of in person if the topic is uncontested. If a topic is contested, a witness must appear in person to testify under oath and may be subject to cross-examination by other parties. A party sponsoring an expert witness, either by declaration or in person, shall establish the witness' qualifications. The order of testimony for the Evidentiary Hearing is shown in Appendix A, attached.

**Deadline for Filing and
Service of Prepared
Written Testimony:
June 15, 2007**

In accordance with instructions given at the Prehearing Conference, prepared written testimony shall be filed and served on or before June 15, 2007. Rebuttal testimony, if any, shall be oral, and thus not prepared in writing in advance of the Evidentiary Hearing.

Public Participation:

800-822-6228
(toll free in California)

916-654-4489

Members of the public may participate in all phases of the licensing process in a variety of ways. If you need information concerning public participation, please contact the Energy Commission's Public Adviser, at 916-654-4489 or, toll free in California, at 800-822-6228, or by e-mail at: **[pao@energy.state.ca.us]**.

If you have a disability and need assistance in order to participate at this hearing, please contact Lou Quiroz at (916) 654-5146 at least 5 days in advance of the hearing.

Information concerning the status of the project, notices, and other relevant documents are available on the Commission's Web Site at:

[www.energy.ca.gov/sitingcases/walnutcreek]

Contacts:

Technical questions concerning the project should be addressed to the Energy Commission Staff's Project Manager, Jack Caswell, at 916-653-0062 or e-mail at: **[jcaswell@energy.state.ca.us]**.

Questions of a legal or procedural nature should be directed to Garret Shean, the Hearing Officer, at 916-654-3893 or e-mail at: **[gshean@energy.state.ca.us]**.

Media inquiries should be directed to Claudia Chandler, Assistant Executive Director for Media and Public Communications, at 916-654-4989 or by e-mail at: **[energia@energy.ca.gov]**.

Dated: May 16, 2007

**ENERGY RESOURCES CONSERVATION AND
DEVELOPMENT COMMISSION**

/s/
JACKALYNE PFANNENSTIEL
Chairman and Presiding Member
Walnut Creek AFC Committee

/s/
JOHN L. GEESMAN
Commissioner and Associate Member
Walnut Creek AFC Committee

Mailed to Lists: 7096, 7097 & 7098

Appendix A
Order of Testimony

<i>Date - Time</i>	<i>Activity</i>
6/27 - Wednesday	
3:00 - 3:10	<i>Introduction/ Preliminary Matters</i>
3:10 - 3:30	<i>All Topics by Declaration:</i> Staff - FSA Applicant- AFC, Supplements & Data Responses. By Stipulation – Preliminary & Final Determinations of Compliance.
3:30 – 3:35	<i>Air Quality:</i> Conditions AQ-SC7 , VOC Emission Reduction Credit; AQ-7 , Frequency of source testing; AQ-15 , Deletion of emergency generator.
3:35 – end	<i>Project Description:</i> Applicant – Supplemental description of LMS100 turbine generator.



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and ELECTRONIC DISTRIBUTION LIST
Revised 04/23/07**

WALNUT CREEK ENERGY PARK
APPLICATION FOR CERTIFICATION
DOCKET NO. 05-AFC-2

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I declare that I transmitted the foregoing document via e-mail, or as indicated by first class postal mail, to the above named on the date indicated thereby. I declare under penalty of perjury that the foregoing is true and correct.

<Garret Shean, Hearing Officer>

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