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<b>DOCKET</b>	
<b>06-AFC-6</b>	
<b>DATE</b>	NOV 25 2007
<b>RECD.</b>	NOV 26 2007

STATE OF CALIFORNIA  
Energy Resources Conservation  
And Development Commission

In the Matter of:	) Docket No. 06-AFC-6
	)
Application for Certification for the	)
Eastshore Energy Center in Hayward	) November 25, 2007
by Tierra Energy of Texas	)

Robert Sarvey's Prehearing Conference Statement

On October 17, 2007 the Committee overseeing the application for certification for the Eastshore Energy Center project issued a Notice of Prehearing Conference and Evidentiary Hearing Dates. In the Notice, the Committee directed the parties to file Prehearing Conference Statements addressing eight issues. Intervenor filed for intervention 24 hours late on November 20, 2007 but has participated in the proceeding since September 28, 2007 by filing comments on the Preliminary Staff Assessment Docket number 42588. Intervenor requests his intervention be accepted as it appears from the Prehearing Conference Statements no party will represent intervenors position on the air quality impacts and mitigation. This is Robert Sarvey's Prehearing Conference Statement.

1) Complete Topic Areas: All topic areas are complete and ready to proceed to evidentiary hearings. Intervenor is requesting no delays. Intervenor is ready to proceed.

2) Incomplete Topic Areas: There are no incomplete topic areas.

3) Disputed Areas: Although intervenor has not yet seen the applicant's, staff's or the interveners' testimony, it believes that the following issues will require adjudication: Public health and Air Quality.

4) Identity of witnesses, topic areas, testimony summaries, and time requirements: Intervenor anticipates he will sponsor one witness in air quality and related impacts from emissions. Testimony should take no more than five minutes; Intervenor's issues are contained in the PSA comments filed on 9/28/07 Docket number 42558.

5) Cross examination estimates: Although other parties have not yet filed testimony, intervenor believes that it will need to conduct cross-examination in the areas of Air Quality and Public Health. Intervenor estimates that it may require ten minutes to conduct cross examination of air quality witnesses.

6) Exhibit list: To be provided with testimony.

7) Intervenor proposes that opening briefs and reply are filed 5 days after receipt of transcripts.

8) Intervenor will propose two conditions of certification during the hearings.

November 23, 2007

\_\_\_\_\_  
Date

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Name