

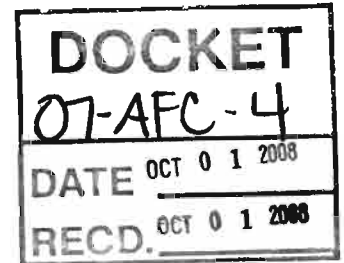
STATE OF CALIFORNIA

Energy Resources Conservation  
And Development Commission

In the Matter of:

Application for Certification  
for the Chula Vista Energy Upgrade Project

Docket No. 07-AFC-4



**Energy Commission Staff's Revised Witness List**

On August 22, 2008, the Committee assigned to this proceeding issued a Notice of Prehearing Conference and Evidentiary Hearing. In that document, the Committee requested that parties file Prehearing Conference Statements by September 16, 2008. Energy Commission staff filed a witness list as a part of their Prehearing Conference Statement.

On September 24, 2008, the Committee issued an Evidentiary Hearing Order requiring the parties to file and serve copies of their supplemental written testimony, revised conditions, and additional exhibit lists by September 30, 2008. Pursuant to the Evidentiary Hearing Order, staff filed the Final Staff Addendum. The addendum included revised conditions and supplemental testimony in the technical areas of Air Quality, Alternatives, Facility Design, Socioeconomics, and Soil and Water Resources, and identified as an additional exhibit the addendum itself, as well as the addition of witness Matthew Layton.

It is staff's understanding that witnesses Will Walters and Matthew Layton will be testifying as a panel in the area of Air Quality. Additionally, as a result of the review of the prehearing conference statements filed by the project owner, the City of Chula Vista, and EHC, and considering the comments made by the parties at the Prehearing Conference on September 18, staff has re-assigned responsibilities for testifying to witnesses previously identified in other areas.

Rick Tyler will not be called as a witness regarding any questions that may arise in the technical areas of Worker Safety/Fire Protection or Hazardous Materials: testimony in these areas will be the responsibility of the primary co-author, Dr. Alvin Greenberg. While it remains unclear whether testimony will be required in the technical area of Transmission System Engineering, Mark Hesters will be available by phone if necessary, as co-author Laiping Ng is unavailable. Any testimony that is required in the area of Power Plant Reliability will be provided by Steve Baker rather than Erin Bright. Lastly, Martha Goodavich will not be called on to testify in the technical area of Visual Resources regarding issues that will be addressed in the Land Use analysis.

Based on the filings of the parties in this proceeding on September 30, 2008, staff submits the following revised witness list for those areas that remain in dispute:

Revised Witness List

- |  |                                       |
|--|---------------------------------------|
| • Air Quality                          | Will Walters and Matthew Layton       |
| • Biological Resources                 | Susan Sanders                         |
| • Land Use                             | Negar Vahidi                          |
| • Noise and Vibration                  | Steve Baker                           |
| • Public Health                        | Dr. Obed Odoemelan                    |
| • Socioeconomics                       | Jacob Hawkins                         |
| • Worker Safety / Fire Protection      | Dr. Alvin Greenberg                   |
| • Facility Design                      | Steve Baker                           |
| • Power Plant Efficiency / Reliability | Steve Baker                           |
| • Transmission Systems Engineering     | Mark Hesters (by phone, if necessary) |
| • Alternatives                         | Christopher Myer                      |

Revised Exhibit List

- |          |   |
|----------|---|
| Exh. 200 | FSA   |
| Exh. 201 | Preliminary Determination of Compliance submitted by the San Diego Air Pollution Control District |

Exh. 202	Final Determination of Compliance submitted by the San Diego Air Pollution Control District
Exh. 203	The Chula Vista Elementary School District's Independent Air Quality Analysis
Exh. 204	Letter from the City of Chula Vista's to C. Meyer regarding CVEUP compliance with LORS
Exh. 205	Final Staff Assessment Addendum

For those matters not subject to dispute by the applicant or any intervenors, staff proposes to enter testimony into the record by declaration. The testimony and the respective authors are identified below and declarations have been included in the FSA:

- Executive Summary Christopher Meyer
- Introduction Christopher Meyer
- Project Description Christopher Meyer
- Cultural Resources Jill K. Gardner, Ph.D. and Amanda Blosser
- Hazardous Materials Dr. Alvin Greenberg
- Soil and Water Resources Richard L. Anderson
- Traffic and Transportation Jason Ricks
- Transmission Line Safety / Nuisance Obed Odoemelam, Ph.D.
- Visual Resources Martha Ann Goodavish, AICP
- Waste Management Ellen Townsend-Hough
- Geology/Paleontology Dal Hunter, Ph.D., C.E.G.
- Transmission System Engineering Mark Hesters
- General Conditions Donna Stone

Staff has completed its analysis in all subject areas and is ready to proceed to evidentiary hearings set for October 2. Staff has concluded that, with the conditions of certification and related impact mitigation proposed in the Final Staff Assessment (FSA), no significant adverse impact to the environment or public health will result from the construction or operation of the Chula Vista Energy Upgrade Project, and that the proposed project will comply with all applicable laws, ordinances, regulations and standards.

DATED: October 1, 2008

Respectfully submitted,



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BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION OF THE  
STATE OF CALIFORNIA

Application for Certification  
For the **CHULA VISTA ENERGY  
UPGRADE PROJECT**

**Docket No. 07-AFC-4**

**PROOF OF SERVICE**  
(Revised: 7/14/08)

**INSTRUCTIONS:** All parties shall either (1) send an original signed document plus 12 copies or (2) mail one original signed copy AND e-mail the document to the address for the Docket as shown below, AND (3) all parties shall also send a printed or electronic copy of the document, which includes a proof of service declaration to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION  
Attn: Docket No. 07-SPPE-1  
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Sacramento, CA 95814-5512  
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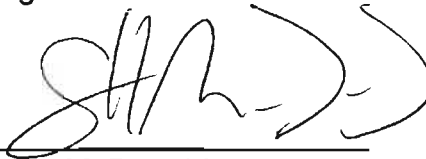
## **DECLARATION OF SERVICE**

I, Scott McDonald, declare that on October 1<sup>st</sup>, 2008, I deposited copies of the attached Energy Commission Staff's Revised Witness List in the United States mail at Sacramento, CA with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

**OR**

Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.

I declare under penalty of perjury that the foregoing is true and correct.

  
\_\_\_\_\_  
Scott McDonald