

# Memorandum

Date: August 22, 2011

Telephone: (916) 651-0966

**To:** Carla Peterman, Commissioner and Presiding Member  
Karen Douglas, J.D., Commissioner and Associate Member

**From:** California Energy Commission – Eric Solorio  
1516 Ninth Street Project Manager  
Sacramento, CA 95814-5512

**DOCKET****11-AFC-1**

DATE AUG 22 2011

RECD. AUG 23 2011

**Subject: PIO PICO ENERGY CENTER (11-AFC-1), STAFF'S 2<sup>nd</sup> PROPOSED REVISED SCHEDULE**

Per the Committee's Scheduling Order dated May 24, 2011, staff is hereby notifying the Committee that certain developments are impacting the Committee's most recent adopted schedule for this case and therefore staff is hereby requesting the Committee to adopt a revised project schedule.

On July 20, 2011, the applicant notified the Committee that the applicant would be late in filing data responses to BIO-29 and BIO-30. On August 1, 2011, the applicant filed their data responses to BIO-29 and BIO-30 which they also supplemented with additional data responses filed on August 11, 2011.

On August 5, 2011, staff issued an additional 11 data requests in the technical area of air quality which revisited some of staff's previous data requests that were not responded to in sufficient detail. In addition, staff had found errors in some of the applicant's calculations and air modeling that resulted in the new data requests.

This week staff has also learned from the San Diego Air Pollution Control District that they have delayed the issuance of their Preliminary Determination of Compliance (PDOC) due to unanticipated staffing issues. The result is the PDOC will now be published sometime during the end of August 2011.

On August 8, 2011, staff issued a public notice of a staff workshop to be held on August 24, 2011. Staff is planning on resolving all outstanding issues during the workshop. Because each of the developments described above are impacting the current schedule, staff is now proposing to delay publication of the Preliminary Staff Assessment, by approximately 3 weeks. As a result, staff is requesting the Committee to adopt staff's Proposed Revised Schedule, attached here.

Attachment (1): Staff's Proposed Revised Schedule

cc: Pio Pico Energy Center (11-AFC-1), Proof of Service List

# ENERGY COMMISSION STAFF'S PROPOSED REVISED SCHEDULE

## PIO PICO ENERGY CENTER (11-AFC-1)

	ACTIVITY	Calendar Day
1	Application for Certification determined to be "Data Adequate" at Commission Business Meeting	04-20-11
2	Staff files Issue Identification Report	05-06-11
3	Information hearing and site visit	05-16-11
4	Staff files 1st Round Data Requests	05-25-11
5	Applicant files Data Responses (Part 1)	07-15-11
6	Applicant files Data Responses (Part 2)	08-01-11
7	Staff files 2nd Round Data Requests (60 through 71)	08-05-11
8	Applicant files Supplemental Data Responses (#29 and #30)	08-11-11
9	Applicant files Data Responses 60-71	08-17-11
10	Data response and issue resolution workshop	08-24-11
11	SDAPCD issues Preliminary Determination of Compliance (PDOC)	08-31-11
12	Preliminary Staff Assessment (PSA) filed	10-13-11
13	Preliminary Staff Assessment workshop	10-27-11
14	Public Comments on PSA are due	11-12-11
15	SDAPCD issues Final Determination of Compliance (FDOC)	11-29-11
16	Final Staff Assessment filed	12-14-11
17	Prehearing Conference*	TBD
18	Evidentiary hearings*	TBD
19	Committee files Presiding Member's Proposed Decision*	TBD
20	Hearing on the PMPD*	TBD
21	Committee files errata or revised PMPD (if necessary)*	TBD
22	Commission issues final Decision	TBD
<b>*Items 17 thru 21 are scheduled by the Committee</b>		



**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT  
COMMISSION OF THE STATE OF CALIFORNIA  
1516 NINTH STREET, SACRAMENTO, CA 95814  
1-800-822-6228 – WWW.ENERGY.CA.GOV**

**APPLICATION FOR CERTIFICATION  
FOR THE *PIO PICO ENERGY CENTER, LLC***

**Docket No. 11-AFC-1  
PROOF OF SERVICE  
(Revised 8/15/2011)**

**APPLICANT**

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**INTERESTED AGENCIES**

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## DECLARATION OF SERVICE

I, Mraia Santourdjian, declare that on, August 23, 2011, I served and filed copies of the attached Staff's 2<sup>nd</sup> Proposed Revised Schedule for Pio Pico Energy Center (11-AFC-1) dated August 22, 2011. The original document, filed with the Docket Unit or the Chief Counsel, as required by the applicable regulation, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [www.energy.ca.gov/sitingcases/piopico/index.html].

The document has been sent to the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit or Chief Counsel, as appropriate, in the following manner:

*(Check all that Apply)*

For service to all other parties:

- x   Served electronically to all e-mail addresses on the Proof of Service list;
- x   Served by delivering on this date, either personally, or for mailing with the U.S. Postal Service with first-class postage thereon fully prepaid, to the name and address of the person served, for mailing that same day in the ordinary course of business; that the envelope was sealed and placed for collection and mailing on that date to those addresses **NOT** marked "e-mail service preferred."

**AND**

For filing with the Docket Unit at the Energy Commission:

- x   by sending an original paper copy and one electronic copy, mailed with the U.S. Postal Service with first class postage thereon fully prepaid and e-mailed respectively, to the address below (preferred method); **OR**
- by depositing an original and 12 paper copies in the mail with the U.S. Postal Service with first class postage thereon fully prepaid, as follows:

**CALIFORNIA ENERGY COMMISSION – DOCKET UNIT**

Attn: Docket No. 11-AFC-01  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

***OR, if filing a Petition for Reconsideration of Decision or Order pursuant to Title 20, § 1720:***

- Served by delivering on this date one electronic copy by e-mail, and an original paper copy to the Chief Counsel at the following address, either personally, or for mailing with the U.S. Postal Service with first class postage thereon fully prepaid:

California Energy Commission  
Michael J. Levy, Chief Counsel  
1516 Ninth Street MS-14  
Sacramento, CA 95814  
[mlevy@energy.state.ca.us](mailto:mlevy@energy.state.ca.us)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.

Originally Signed by \_\_\_\_\_  
Maria Santourdjian