

# Memorandum

Date : August 2, 1999  
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To : Robert A. Laurie, Presiding Member  
David A. Rohy, Vice Chair and Second Member

File: MEMO018.Doc

From : California Energy Commission - Richard K. Buell  
1516 Ninth Street Siting Project Manager  
Sacramento, CA 95814-5512

Subject : High Desert Power Project (97-AFC-1) Staff Witness and Exhibit List

The High Desert Power Project Committee's July 16, 1999 **Notice of Evidentiary Hearings and Hearing Order** directed staff and other parties to file updated witness and exhibit lists by August 2, 1999. Attached is staff's witnesses and exhibits list. Also shown on the list are the California Independent System Operator and Mojave Desert Air Quality Management District's witnesses, whose testimony staff will request be entered into evidence

Staff notes that the High Desert Power Project Committee has schedule three hearing days (and one contingent hearing day) to address topics that staff believes are uncontested. Due to heavy workload, staff requests that the High Desert Power Project Committee, as well as other project siting committees, considers entering evidence related to uncontested topic areas could be entered into the record by declaration. This would not only allow for more efficient use of staff time, but could eliminate one or more days of hearings. We also note that the Committee has only scheduled one hearing day (and one contingent hearing day) for air quality, water resources, and dry cooling. Water resources (including dry-cooling) and biological resources<sup>1</sup> are likely to be the two most contentious topic areas before the Committee in this case, and thus, require the greatest hearing time.

We recommend that the Committee consider polling the parties to determine whether they plan to conduct cross-examination of staff or other parties' witnesses. If the parties do not have questions, we recommend that the Committee consider accepting evidence for these "uncontested areas" by declaration.

If this approach is adopted by the Committee, the uncontested topic areas can be addressed in one-half day of hearings, which would free hearing dates to address water

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<sup>1</sup> The Committee's hearing schedule also bifurcates these two topic areas. In this case, existence of a potential water resources impact is based on the project's impact to riparian habitat (i.e., a biological resources impact). Because these two areas are so closely related in this case, we don't recommend bifurcating these topic areas to separate hearing dates.

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resources, dry-cooling and biological resources. This approach would also mean that the hearings could be concluded sooner than scheduled in the Committee order.

Attachment

rkb:rkb

cc: Rosella Shapiro  
High Desert POS (97-AFC-1)  
Ray Menebroker, ARB  
Robert Zeller, Mojave Desert  
Matt Haber, U.S. EPA  
Randy Hill, VVWD  
Norman Caouette, MWA  
George Walker, USFWS  
Roger Cannon, BLM  
Gresham, Savage, Nolan, & Tuldebm LLP

<b>High Desert Power Project Staff Witness &amp; Exhibit List (97-AFC-1)</b>	<b>Staff Witness</b>	<b>Witness Qualifications &amp; Declaration</b>	<b>Exhibits</b>
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7/30/99

**September 16, 1999 Hearing**

<b>Project Description</b>	Richard K. Buell	SA filed 1/21/99	Staff Assessment (SA), filed 1/21/99, Pages 5-16 & Errata filed 3/19/99
<b>Need Conformance</b>	Donna Stone	SA filed 1/21/99	SA Pages 17-18
<b>Compliance and Facility Closure</b>	Steve Munro	Errata to SA filed 3/19/99	SA Pages 565-578, & Errata filed 3/19/99
<b>Transmission System Engineering</b>	Al McCuen	SA filed 1/21/99	SA Pages 459-474 & Errata filed 3/19/99
<b>Independent System Operator</b>	Robert Sparks	<del>SA filed 1/21/99</del>	Testimony filed 4/14/99
<b>Transmission Line Safety &amp; Nuisance</b>	Obed Odoemelam	SA filed 1/21/99	SA Pages 459-474
<b>Cultural Resources</b>	Kathryn M. Matthews	SA filed 1/21/99	Revised Testimony filed 4/9/99
<b>Paleontologic Resources</b>	Kathryn M. Matthews	SA filed 1/21/99	SA Pages 383-414, & Errata filed 3/19/99

**September 17, 1999 Hearing**

<b>Facility Design</b>	M. Kisabuli, Steve Baker, Bob Anderson and Al McCuen	SA filed 1/21/99, & Bob Anderson filed 3/19/99	SA Pages 415-444, & Errata Filed 3/19/99
<b>Power Plant Reliability</b>	Steve Baker	SA filed 1/21/99	SA Pages 445-452, & Errata Filed 4/9/99
<b>Power Plant Efficiency</b>	Steve Baker	SA filed 1/21/99	SA Pages 453-458, & Errata Filed 4/9/99
<b>Public Health</b>	Obed Odoemelam	SA filed 1/21/99	SA Pages 53-58, & Errata Filed 4/9/99
<b>Worker Safety And Fire Protection</b>	Ellie Townsend-Smith	SA filed 1/21/99	SA Pages 59-69
<b>Waste Management</b>	Ellie Townsend-Smith	SA filed 1/21/99	SA Pages 109-120, & Errata Filed 4/9/99
<b>Hazardous Material Management</b>	Rick Tyler & Jbe Loyer	SA filed 1/21/99	Revised Testimony filed 7/15/99, & Supplemental Testimony filed 3/25

<p align="center"><b>High Desert Power Project Staff Witness &amp; Exhibit List (97-AFC-1)</b></p>	<p align="center"><b>Staff Witness</b></p>	<p align="center"><b>Witness Qualifications &amp; Declaration</b></p>	<p align="center"><b>Exhibits</b></p>
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7/30/99

**September 30, 1999 Hearing**

<b>Land Use</b>	David Flores & Kathryn M. Matthews	SA filed 1/21/99	SA Pages 121-135
<b>Noise</b>	Steve Baker	SA filed 1/21/99	SA Pages 157-176, Errata filed 4/9/99
<b>Socioeconomic Resources</b>	Amanda Stennic	SA filed 1/21/99	Revised Testimony to be filed 8/16/99
<b>Visual Resources</b>	Gary Walker	SA filed 1/21/99	SA Pages 177-258, Errata filed 4/9/99
<b>Traffic And Transportation</b>	David Flores & Keith	Qualification filed in	SA Pages 135-156, & Errata filed 3/25/99
<b>Biological Resources</b>	Marc Sazaki	SA filed 1/21/99	Revised Testimony to be filed 8/16/99
<b>Gas Pipeline Construction and Operation Alternatives</b>	No planned Witness Eileen Allen & Richard K. Buell	SA filed 1/21/99	SA Pages 475-564, and Errata filed 3/19/99

**October 7, 1999 Hearing**

<b>Air Quality</b>	T. Ngo	SA filed 1/21/99	Revised Testimony filed on 7/16/99
<b>Final Determination of Compliance</b>	Alan De Salvio	<del>SA filed 1/21/99</del>	FDOC filed June 29, 1999
<b>Soil and Water Resources/Water Supply/Water Quality</b>	Joe O'Hagan & Linda D. Bond	SA filed 1/21/99 & Errata filed 3/19/99.	Revised Testimony to be filed 8/16/99
<b>Dry Cooling</b>	Matthew S. Layton	Errata to SA filed	Testimony filed 4/9/99

Uncontested Topic areas.
Topic Areas likely to be contested by parties.