ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION

DOCKET
04-AFC-1
DATE
RECD.

In the Matter of:	)	
	)	Docket No. 04-AFC-1
Application for Certification	)	
For the San Francisco Electric	)	
Reliability Project	)	
	)	

COMMISSION STAFF OPPOSITION TO MOTION FOR EXTENSION OF TIME

On April 14, 2006, Californians for Renewable Energy ("CARE") filed a motion for an extension of time and to change the schedule for hearings set forth in the Committee's April 10, 2006, Hearing Order. CARE's justification for this extension is that the Staff has not provided a proof of service of the Local System Effects transmission testimony from the California Independent System Operator ("ISO")—testimony that CARE's motion acknowledges was posted on the Commission's website April 14, 2006.[1] Staff opposes any change in the Hearing Order's current schedule.

The Committee held a Pre-Hearing Conference ("PHC") to set the schedule for hearing on April 3, 2006. CARE was represented by Mr. Lynn Brown, **who told the Committee CARE would not be presenting witness testimony in any area.** (April 3, 2006, Pre-Hearing Conf. Transcript, p. 86.) Both Mr. Brown and Intervenor Sarvey expressed their intent to cross-examine the Staff, applicant, and ISO witnesses with regard to the testimony on Local System Effects. Neither Sarvey nor CARE indicated that they would be filing testimony for Local System Effects; both indicated that they would not do so. Notably, the purpose and conclusions of the ISO Local System Effects testimony is substantively the same as the Local System Effects testimony filed by Staff and the applicant. Accordingly, there is no justification for CARE to now want to file testimony on the topic simply because the ISO testimony was filed at a later date.

Moreover, there is even less justification to defer or change the schedule with regard to the additional topics variously listed in CARE's motion. These topics include

Transmission System Engineering
Transmission Line Safety and Nuisance
Power Plant Reliability
Cultural Resources
Geology
Traffic and Transportation

[1] Staff has now provided proof of service for the ISO testimony as of April 17, 2006.

Proof of Service (Revised 2/17/06) filed with original.
Mailed from Sacramento on 04/17/2006.
36753

Hazardous Materials Management (excluding ammonia)
Public Health
Air Quality

The PHC was the occasion for parties to indicate the issues in the proceeding, the witnesses for cross-examination, and the topic areas on which they would provide testimony. CARE indicated that it would not present its own witnesses, and indicated that it would cross-examine the staff witnesses in the areas specified in the Hearing Order. CARE has offered no persuasive justification for delaying that schedule, nor has it justified its interest in filing additional testimony.

Date: April 17, 2006

RICHARD C. RATLIFF
Staff Counsel

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

APPLICATION FOR CERTIFICATION FOR THE SAN FRANCISCO ELECTRIC RELIABILITY PROJECT

Docket No. 04-AFC-01
PROOF OF SERVICE
Revised 2/17/06

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Also send a printed ***or*** *electronic copy of all documents to each of the following:*

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DECLARATION OF SERVICE

I, Julie Mumme, declare that on April 17, 2006, I deposited copies of the attached Commission Staff Opposition To Motion For Extension Of Time, in the United States mail at Sacramento, California with first class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above. Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. I declare under penalty of perjury that the foregoing is true and correct.

Julie Mumme

CEC INTERNAL
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Hearing Officer
MS-9

Bill Pfanner
Project Manager
MS-15

Dick Ratliff
Staff Counsel
MS-14

Margret J. Kim
Public Adviser
MS-12

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DECLARATION OF SERVICE

I, **Raquel Rodriguez**, declare that on **April 17, 2006**, I deposited copies of the attached **RE: San Francisco Electric Reliability Project 04-AFC-1 Order Commission Staff Opposition To Motion For Extension of Time**, in the United States mail at **Sacramento, California** with first class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above. Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. I declare under penalty of perjury that the foregoing is true and correct.

Raquel Rodriguez
[signature]

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