

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

**APPLICATION FOR CERTIFICATION FOR THE  
VERNON POWER PLANT PROJECT  
BY THE CITY OF VERNON**

**DOCKET NO. 06-AFC-4**  
(AFC ACCEPTED 09/14/06)

|                            |
|----------------------------|
| <b>DOCKET<br/>06-AFC-4</b> |
| <b>DATE NOV 13 2006</b>    |
| <b>RECD. NOV 15 2006</b>   |

**COMMITTEE SCHEDULING ORDER**

On September 14, 2006, the Energy Commission accepted the Application for Certification (AFC) of the Vernon Power Plant under the twelve-month review process established by Public Resources Code section 25540.6. The Energy Commission assigned a Committee of two Commissioners to conduct proceedings on the AFC. The Committee held a public informational hearing in the City of Vernon on November 2, 2006, to discuss the review process and to identify issues that could affect the schedule.

We have developed the attached Committee Schedule based on discussion at the informational hearing. The schedule contains a list of events that must occur in order to complete the certification process within twelve months. This initial schedule covers the period up to the Prehearing Conference. The balance of the schedule will be determined at the Prehearing Conference.

Several deadlines are contingent upon reviews to be conducted by federal, state, and local agencies. The City of Vernon must provide sufficient review time for the responsible agencies to meet the deadlines specified in the schedule.

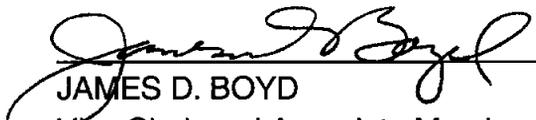
Technical issues regarding air quality, public health, and environmental justice are pending. The parties indicated that resolution of these issues would be addressed during the data exchange process and public meetings with the South Coast Air Quality Management District. Given the complexities involved in resolving the

issues, the parties are on notice that we may modify the schedule at any time upon either our own motion or that of a party. [Cal. Code Regs., tit. 20, § 1709(c)].

The schedule requires periodic status reports to determine whether case development is progressing satisfactorily, and to bring potential schedule delays or other relevant matters to our attention. The burden is on the City to produce the necessary data according to schedule. If there are delays, we will adopt a performance approach resulting in a commensurate slip of the schedule.

Dated: November 13, 2006, at Sacramento, California.

  
\_\_\_\_\_  
JACKALYNE FANNENSTIEL  
Chair and Presiding Member  
Vernon AFC Committee

  
\_\_\_\_\_  
JAMES D. BOYD  
Vice Chair and Associate Member  
Vernon AFC Committee

Mailed to Proof of Service List

**COMMITTEE SCHEDULE  
FOR THE  
VERNON POWER PLANT PROJECT<sup>1</sup>**

| <b>DATE</b>  | <b>EVENT</b>  |
|--------------|---|
| 9/14/06      | AFC data adequate   |
| 10/6/06      | Staff files 1 <sup>st</sup> set of data requests              |
| 11/2/06      | Informational hearing and site visit                          |
| 11/6/06      | Data responses due  |
| 11/30/06     | Staff workshop on AQ and EJ in local community                |
| 11/30/06     | Data response workshop (combine w/ EJ workshop)               |
| Mid-Dec 06   | Staff files 2 <sup>nd</sup> set of data requests if necessary |
| 12/20/06     | Parties file status reports #1                                |
| Mid-Jan 07   | Local, state, federal agency draft reports due                |
| Mid-Jan 07   | SCAQMD PDOC filed   |
| Mid-Jan 07   | 2 <sup>nd</sup> Set of data responses due if necessary        |
| 1/17/07      | Parties file status reports #2                                |
| Late Jan 07  | Staff files PSA   |
| Mid-Feb 07   | Staff conducts PSA workshop                                   |
| 2/14/07      | Parties file status reports #3                                |
| Mid-Mar 07   | Local, state, federal agency final reports due                |
| Mid-Mar 07   | SCAQMD FDOC filed   |
| 3/14/07      | Parties file status reports #4                                |
| Late-Mar 07  | Staff files FSA   |
| Mid April 07 | Staff conducts FSA workshop if needed                         |
| 4/18/07      | Parties file status reports #5 if needed                      |
| TBA          | Prehearing conference   |

<sup>1</sup> Where it would be speculative to establish specific dates, deadlines are targeted within 10-day increments: early in the month (days 1-10), middle (days 11-20), and late (days 21-31).

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

APPLICATION FOR CERTIFICATION  
FOR THE VERNON POWER PLANT PROJECT  
BY THE CITY OF VERNON

DOCKET NO. 06-AFC-4  
PROOF OF SERVICE LIST  
(REVISED 10/12/06)

**INSTRUCTIONS:** All parties shall (1) file a printed, original signed document plus 12 copies OR file one original signed document and e-mail the document to the Docket address below, **AND** (2) all parties shall also send a printed OR electronic copy of the document, plus a proof of service declaration, to each of the entities and individuals on the proof of service list:

CALIFORNIA ENERGY COMMISSION  
Attn: DOCKET NO. 06-AFC-4  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

**APPLICANT**

Donal O'Callaghan  
Director of Light and Power  
City of Vernon  
4305 So. Santa Fe Avenue  
Vernon, CA 90058  
[docallaghan@ci.vernon.ca.us](mailto:docallaghan@ci.vernon.ca.us)

John Carrier  
Environmental Consultant  
CH2M Hill  
2485 Natomas Park Dr. #600  
Sacramento, CA 95833-2937  
[john.carrier@ch2m.com](mailto:john.carrier@ch2m.com)

**COUNSEL FOR APPLICANT**

Eric Fresch  
City Attorney  
City of Vernon  
4305 So. Santa Fe Avenue  
Vernon, CA 90058  
[e.fresch@sbcglobal.net](mailto:e.fresch@sbcglobal.net)

Michael Carroll  
Latham & Watkins  
650 Town Center Drive, 20th Floor  
Costa Mesa, California 92626-1925  
[michael.carroll@lw.com](mailto:michael.carroll@lw.com)

John Karns & Jeff Harrison  
Karns & Karabian  
900 Wilshire Boulevard, Suite 530  
Los Angeles, California 90017  
[jkarns@karnskarabian.com](mailto:jkarns@karnskarabian.com)  
[jharrison@karnskarabian.com](mailto:jharrison@karnskarabian.com)

**INTERESTED AGENCIES**

Electricity Oversight Board  
Att: Eric Saltmarsh  
770 L Street, Suite 1250  
Sacramento, CA 95814  
[esaltmarsh@eob.ca.gov](mailto:esaltmarsh@eob.ca.gov)

John Yee & Chandrashekhar Bhatt  
South Coast Air Quality Mgmt. District  
21865 E. Copley Drive  
Diamond Bar, CA 91765-4182  
[jyee@aqmd.gov](mailto:jyee@aqmd.gov)  
[cbhatt@aqmd.gov](mailto:cbhatt@aqmd.gov)

## INTERVENORS

California Unions for Reliable Energy  
Marc D. Joseph & Gloria D. Smith  
Adams Broadwell Joseph & Cardozo  
601 Gateway Blvd., Suite 1000  
South San Francisco, California 94080  
[gsmith@adamsbroadwell.com](mailto:gsmith@adamsbroadwell.com)  
[mdjoseph@adamsbroadwell.com](mailto:mdjoseph@adamsbroadwell.com)

Communities for a Better Environment  
Att: Bahraim Fazeli  
5610 Pacific Boulevard, Suite 203  
Huntington Park CA 90255  
[bfazeli@cbeval.org](mailto:bfazeli@cbeval.org)  
[bfazeli@yahoo.com](mailto:bfazeli@yahoo.com)

Communities for a Better Environment  
Shana Lazerow & Philip Huang  
1440 Broadway, Suite 701  
Oakland, CA 94612  
[slazerow@cbeval.org](mailto:slazerow@cbeval.org)  
[phuang@cbeval.org](mailto:phuang@cbeval.org)

## ENERGY COMMISSION

Jackalyne Pfannenstiel, Chair  
Presiding Committee Member  
[jpfannen@energy.state.ca.us](mailto:jpfannen@energy.state.ca.us)  
[cgraber@energy.state.ca.us](mailto:cgraber@energy.state.ca.us)

James D. Boyd, Commissioner  
Associate Committee Member  
[jboyd@energy.state.ca.us](mailto:jboyd@energy.state.ca.us)

Susan Geffer  
Hearing Officer  
[sgeffer@energy.state.ca.us](mailto:sgeffer@energy.state.ca.us)

James W. Reede, Jr., Ed.D  
Siting Project Manager  
[jreede@energy.state.ca.us](mailto:jreede@energy.state.ca.us)

Kenneth Celli  
Staff Attorney  
[kcelli@energy.state.ca.us](mailto:kcelli@energy.state.ca.us)

Margret J. Kim  
Public Adviser  
[pao@energy.state.ca.us](mailto:pao@energy.state.ca.us)

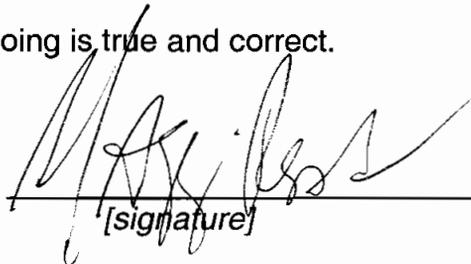
## DECLARATION OF SERVICE

I, Maggie Read, declare that on November 14, 2006, I deposited the required copies of the attached COMMITTEE SCHEDULING ORDER 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. I declare under penalty of perjury that the foregoing is true and correct.

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.

  
\_\_\_\_\_  
[signature]