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STATE OF CALIFORNIA
California Energy Commission

In the Matter of:

REDONDO BEACH ENERGY PROJECT
APPLICATION FOR CERTIFICATION

Docket No. 12-AFC-03

INTERVENOR CITY OF REDONDO BEACH'S
STATUS CONFERENCE STATEMENT

August 4, 2014

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I. BACKGROUND

The assigned committee ("Committee") for the Redondo Beach Energy Project ("RBEP") Application for Certification ("AFC") proceeding issued a Notice of Status Conference and Order to File Status Conference Statements ("Order") on July 29, 2014. The Committee's Order directs all parties to file Status Conference Statements that "include each party's position on whether the proceedings should be suspended during the pendency of AES' land use ballot measure regarding the use of the project for mixed use residential and commercial development." (Order at p. 2.) Therefore, Intervenor City of Redondo Beach ("the City") submits the following Status Conference Statement, detailing the City's position with regard to the potential suspension of the AFC proceeding.

As stated in the Order, AES has submitted an initiative ("Initiative") to the City for the March 2015 ballot that would overhaul the land use controls at the site of the existing Redondo Beach Generating Station. If the electorate approves AES' proposed initiative, AES will drop the RBEP proposal and instead develop the site as a mixed-use residential, commercial, and open-space property. AES has stated that, if the Initiative is approved, it will not seek to construct

RBEP, and it will move forward with an alternative use for the site. Thus, RBEP has become AES' "Plan B" to be pursued if, and only if, the Initiative is rejected by the City electorate.

II. THE PROCEEDING SHOULD BE SUSPENDED PENDING THE OUTCOME OF THE INITIATIVE

The City believes it is in the best interest of all stakeholders to suspend the Proceeding pending the outcome of the Initiative. To continue the Proceeding notwithstanding the fact that the Initiative could render the AFC moot would risk the waste of significant State and City resources. The City requests that the Committee consider the costs to the City and other interested parties of, for example, reviewing and responding to the one-thousand-page Preliminary Staff Assessment and participating in related hearings. Further action on the AFC Proceeding between now and March 2015 will require the investment of substantial resources from all interested parties—including the Energy Commission—all of which could be rendered unnecessary by a vote of the electorate. As AES is the primary advocate of the Initiative, AES would not be unfairly prejudiced by a decision to suspend the Proceeding until the Initiative is fully resolved.

Dated: August 4, 2014

JEFFER MANGELS BUTLER & MITCHELL LLP

By: 

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BEACH