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BEFORE THE ARIZONA POWER PLANT
AND TRANSMISSION LINE SITING COMMITTEE

IN THE MATTER OF THE)	
APPLICATION OF RE PAPAGO LLC,)	
IN CONFORMANCE WITH THE)	DOCKET NO.
REQUIREMENT OF ARIZONA REVISED)	L-21151A-21-0110-
STATUTES 40-360, e seq., FOR A)	00189
CERTIFICATE OF ENVIRONMENTAL)	
COMPATIBILITY AUTHORIZING)	Case No. 189
CONSTRUCTION OF THE RE PAPAGO)	
SOLAR GEN-TIE PROJECT, WHICH)	PREFILING
CONSISTS OF A 34.5/500kV)	CONFERENCE
SUBSTATION AND A 500kV GEN-TIE)	
TRANSMISSION LINE)	
INTERCONNECTING A PHOTOVOLTAIC)	
SOLAR GENERATING FACILITY TO)	
THE ADJACENT DELANEY)	
SUBSTATION IN MARICOPA COUNTY)	
NEAR SALOME HIGHWAY AND)	
COURTHOUSE ROAD, APPROXIMATELY)	
5.5 MILES WEST OF TONOPAH,)	
ARIZONA)	

At: Phoenix, Arizona
Date: April 20, 2021
Filed: May 19, 2021

REPORTER'S TRANSCRIPT OF PROCEEDINGS

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1 BE IT REMEMBERED that the above-entitled and
2 numbered matter came on to be heard before the Arizona
3 Power Plant and Transmission Line Siting Committee in
4 Phoenix, Arizona, commencing at 3:05 p.m. on the 20th
5 day of April 2021, with all participants appearing via
6 videoconference.

7

8

9 BEFORE: THOMAS K. CHENAL, Chairman

10

11

APPEARANCES:

12

For the Applicant:

13

MOYES, SELLERS & HENDRICKS

14

Mr. Jason Moyes

1850 North Central Avenue, Suite 1100

15

Phoenix, Arizona 85004

16

Also Present:

17

Ms. Christy Herron, Recurrent Energy,
Permitting Manager (West)

18

19

Ms. Marina Solomon, Recurrent Energy,
Development Manager (West)

20

Mr. Brian Parker, Transcon Environmental,
Project Manager

21

22

Mr. Christopher Melisi, Transcon Environment,
Biologist/Environmental Scientist

23

Scott Dawson, Recurrent Energy,
Director of Permitting,

24

25

Mr. Tod Brewer, Assistant to Chairman Chenal

1 CHAIRMAN CHENAL: This is time set for the
2 prefiling conference for CEC 189 regarding the Papago
3 Project.

4 May I have appearances, please?

5 MR. MOYES: Good afternoon, Chairman Chenal. My
6 name is Jason Moyes, with the Law Firm of Moyes,
7 Sellers & Hendricks. I'm counsel for Recurrent Energy.
8 With us is our team members from Recurrent and, also,
9 our environmental consultants from Transcon.

10 And I will let them introduce themselves. Why
11 don't we start with Christy and Marina and go from
12 there.

13 MS. HERRON: Hi. Good afternoon. This is
14 Christy Herron. I'm the permitting manager at Recurrent
15 Energy.

16 CHAIRMAN CHENAL: Ms. Herron, hi.

17 MS. SOLOMON: Good afternoon, Chairman Chenal.
18 My name is Marina Solomon. I'm the development
19 manager --

20 THE REPORTER: I'm sorry?

21 MS. SOLOMON: Sorry about that. My name is
22 Marina Solomon. I am the development manager and
23 managing development of the Papago Project, the
24 Applicant.

25 CHAIRMAN CHENAL: Welcome.

1 MR. DAWSON: Good afternoon. This is Scott
2 Dawson. I'm the director of permitting for Recurrent
3 Energy.

4 CHAIRMAN CHENAL: Mr. Dawson.

5 Mr. Parker, I think you're on mute.

6 MS. SOLOMON: You're muted.

7 CHAIRMAN CHENAL: Still on mute.

8 MR. PARKER: All right. There we go.

9 CHAIRMAN CHENAL: There you are.

10 MR. PARKER: Good afternoon, Mr. Chairman. I'm
11 Brian Parker, environmental project manager for Transcon
12 Environmental.

13 CHAIRMAN CHENAL: Welcome.

14 MR. MELISI: Good afternoon. And I am Chris
15 Melisi, the biologist and environmental scientist for
16 Transcon Environmental.

17 CHAIRMAN CHENAL: And welcome, Mr. Melisi.

18 Okay. Anyone else?

19 MR. MOYES: I think that's it.

20 CHAIRMAN CHENAL: All right. So let's talk
21 about the project. I have, you know, some questions and
22 kind of a checklist that I like to go through, but
23 Mr. Moyes, we might -- we might get into first names
24 here, but I'll do as best I can because I like to keep
25 these informal. When we're in the hearing, we can be a

1 little more informal, but even then.

2 But why don't you -- if you have some kind of
3 background on the case. I know we've got some -- I was
4 provided some exhibits. I haven't really had a chance
5 to spend much time reviewing them, but -- you know, I
6 did briefly, but if you have, maybe, some background you
7 can provide for the project, and then we can kind of go
8 through my checklist.

9 MR. MOYES: Sure. We submitted four exhibits.
10 One -- two of them, actually, are just brief
11 descriptions of the company's history. And I don't
12 know, Mr. Chairman, if you want to talk about those or
13 have Christy or Marina explain who the company is or if
14 you want to move into Exhibit 2, which was the actual
15 project summary that gets into the details of why we're
16 here today for the actual CEC.

17 CHAIRMAN CHENAL: Yeah, let's have, you know, a
18 couple of minutes -- just a couple of minutes on the
19 background of the company. I always find that helpful.

20 MR. MOYES: I will turn that over to Marina, I
21 believe.

22 CHAIRMAN CHENAL: Okay.

23 MS. SOLOMON: Sure. So I'm Marina Solomon, as I
24 mentioned. Recurrent Energy is a company that's been in
25 existence since 2006. When it was founded, it focused

1 on some smaller scale CD projects in, like, C&I kind of
2 space, but it has since proved pretty heavily into the
3 utility scale development sector initial from --

4 (Whereupon, the reporter requests a repetition.)

5 MS. SOLOMON: Can you guys hear me okay?

6 CHAIRMAN CHENAL: We can, but you have to
7 probably have to speak up a little.

8 MS. SOLOMON: Okay. Sorry about that. So
9 Recurrent Energy, as I was mentioning, was founded in
10 2006. We're focused on the utility scale solar and
11 storage development sector. Initially, we've gone into
12 the space in the smaller scale commercial and industrial
13 space, but we have since focused pretty much primarily
14 on utility scale project, mostly more like the
15 100-plus-megawatt range.

16 We've got projects, at this point, across the
17 U.S. We initially started kind of focused on the
18 California market, but it's since really spread coast to
19 coast. And our projects are all across the nation. We
20 are owned by CanadianSolar, which is one of the world's
21 largest manufacturers of solar modules and has now,
22 also, gotten into the integration of battery storage
23 systems. So we're backed by a large manufacturer,
24 well-experienced, well-respected manufacturer.

25 I can stop there if there's any questions.

1 CHAIRMAN CHENAL: No, that's very good. And I
2 know we'll get into that in more detail at the hearing.
3 So, Jason, you wanted to start with the project
4 then?

5 MR. MOYES: Sure.

6 CHAIRMAN CHENAL: And I just want to apologize.
7 I'm looking at my other computer screen with the
8 exhibits. So, while you're speaking, I'm just looking
9 at the exhibits.

10 MR. MOYES: I'm doing the same. I've got, like,
11 three screens in front of me right now. So, if you want
12 to pull up Exhibit 2, that is the project summary that
13 has maps that shows where we're talking about.

14 And, Brian, were you going to describe that
15 project summary or, Marina, were you doing that, as
16 well?

17 MS. SOLOMON: I can give a brief rundown of the
18 project.

19 So the Papago Project is the project we've
20 currently been developing for several years now. We've
21 got about 2,800 acres under site control. We've got 100
22 percent site control at this point. We've already gone
23 through the Maricopa County general plan amendment
24 process. We received that approval as of 2019, and we
25 are currently in the late stage of finishing out our

1 zone change application. So we should be resubmitting
2 some material to Maricopa County pretty shortly here to
3 finish off that process.

4 So the final piece here is just, basically,
5 getting the CEC permit for the project, a very short
6 Gen-tie needed. It's across on a parcel that we have
7 site control over, basically, directly next to the
8 Delaney 500-kV substation, which is where the project
9 will interconnect. We, also, have a signed
10 interconnection agreement with Arizona Public Service
11 that's already in place.

12 The gen-tie line is only anticipated to be about
13 .3 miles long and abuts about four structures, probably.
14 There's a variety of options in terms of the structures
15 that we might look at, but most likely, a 500-kV are
16 going to be a lot of towers or steel monopole-type
17 structures with an anticipated height of about 126 feet
18 but, potentially, up to 140 feet. And for that -- that
19 maximum height that I just mentioned, we are requesting
20 a variance from some height restrictions that Maricopa
21 County has.

22 CHAIRMAN CHENAL: Okay. And is the application
23 going to cover the substation, as well?

24 MS. SOLOMON: Yes, it will. So a 500-kV project
25 substation. I think in the materials we had the

1 footprint at 1.7 acres. I think we are revisiting that.
2 So I think that's going to change a little bit because
3 we're just finalizing some work on our end, as well.

4 CHAIRMAN CHENAL: Okay. Good. Okay. So --

5 MS. SOLOMON: I don't know if I should go into
6 the project size. It's a 300-megawatt solar project
7 with -- probably paired with some battery storage, as
8 well --

9 THE REPORTER: I'm sorry?

10 MS. SOLOMON: Probably paired with some battery
11 storage, as well, and it could be up to 1,200-megawatt
12 hours of battery storage.

13 CHAIRMAN CHENAL: Yeah, with these Zoom
14 meetings, we have to complete the sentence in the same
15 robust manner in which the sentence was started, so for
16 the benefit of the court reporter.

17 MS. SOLOMON: My apologies.

18 CHAIRMAN CHENAL: So the project will be located
19 west of Tonopah. Okay.

20 MS. SOLOMON: That's correct.

21 CHAIRMAN CHENAL: Good.

22 Jason, are there any -- what's the temperature
23 of the public for this project? Is there any opposition
24 to it, that you're aware of?

25 MR. MOYES: The only thing close to

1 opposition -- and I wouldn't even call it that -- was
2 Recurrent did receive a request, an inquiry, from a
3 nearby transmission project that I'm sure you are
4 familiar with, probably, the 10 West project, asking
5 about right-of-way questions and access into Delaney.
6 And just recently, the Applicant was able to reach an
7 agreement with them in terms of those access points and
8 that right-of-away, and Marina or Christy can speak to
9 that in more detail if you'd like.

10 Other than that, we have not had any parties
11 come out either in the public process or the open houses
12 that were held for the county permitting side of things,
13 and we don't have any indication of any parties wanting
14 to be an intervenor or make limited appearances so far.
15 As you can see from the materials, it's a very small,
16 basic and non-controversial project. And we hope it
17 remains that way through the hearing, but nobody has
18 come out of the woodwork yet.

19 CHAIRMAN CHENAL: Okay. Who are the -- who are
20 the affected jurisdictions?

21 MR. MOYES: Only Maricopa County.

22 CHAIRMAN CHENAL: Maricopa County.

23 So let's talk about posting and publishing.

24 What newspapers would you publish the notice in?

25 MR. MOYES: That's a good question that I was

1 going to ask Marina or Brian in terms of what you did
2 for the county process. I'm trying to remember the name
3 of the small newspaper out there that circulates in
4 Tonopah.

5 Can somebody remind me of that?

6 MR. PARKER: Yeah, that was "The West Valley
7 View" that we posted the notices for the Maricopa County
8 processes.

9 MR. MOYES: So our intention for the newspaper
10 notice would be that same one, Chairman Chenal.

11 CHAIRMAN CHENAL: "The West Valley View," and
12 then -- okay. Any others? You don't need any others,
13 but I'm just curious.

14 MR. MOYES: I believe we would just plan on the
15 one. We would, of course, do the certified mailing to
16 the Maricopa County Board of Supervisors and then leave
17 copies of the application in -- there's a variety of
18 choices. I believe the nearest public library, I think,
19 is the Buckeye Public Library. In the past, we've
20 always left a copy at whatever the closest library was
21 and whatever the closest school was.

22 CHAIRMAN CHENAL: Sure.

23 MR. MOYES: We've got several options for
24 schools. And we haven't finalized that, but there's an
25 elementary school. There's a high school in Tonopah.

1 There's, also, an elementary school in Arlington. So
2 one of those will have a copy of the application, as
3 well.

4 CHAIRMAN CHENAL: Will there be a project
5 website?

6 MR. MOYES: There is a project website already,
7 and the address for that is Recurrentenergy.com/papago.
8 We are already in the process of preparing signage on
9 the location, and I am putting together a notice for you
10 to sign. I presume, as we've done in the past, we will
11 prepare that notice, and you'll make edits as necessary,
12 and then you'll have us publish it and send it out to
13 all the necessary parties.

14 CHAIRMAN CHENAL: Right. And the notice will
15 include the project website.

16 MR. MOYES: Yes.

17 CHAIRMAN CHENAL: And I'd like to see the
18 application and other matters of record that are
19 filed -- well, the application, in any event, posted on
20 the website.

21 MR. MOYES: Certainly.

22 CHAIRMAN CHENAL: Along with the notice of
23 hearing and the agenda.

24 Let's talk about locations of signage. I mean,
25 it's just right off the freeway. So I don't know what

1 you have in mind, but this doesn't look like it's going
2 to be too difficult to post.

3 MR. MOYES: No. We've already got -- we've had
4 signage out near the project along Salome Highway, I
5 believe -- Marina or Brian can correct me if I'm
6 wrong -- and would plan on placing the new sign
7 notifying of the CEC hearing in that same location.
8 Perhaps, Brian can pinpoint as to the exact location,
9 but it's a very rural area, Mr. Chairman, that there
10 aren't many referenceable cross streets out there to
11 give you to know exactly where it would be.

12 CHAIRMAN CHENAL: Well, there's 411th Avenue.

13 MR. MOYES: That probably works.

14 CHAIRMAN CHENAL: I can check. Is it 411th?

15 MR. MOYES: Yeah.

16 CHAIRMAN CHENAL: There's 355th Avenue, too,
17 South 355th Avenue. So there's -- there's a lot of
18 opportunities there.

19 Okay. So you're thinking of posting it in one
20 or two locations?

21 MR. MOYES: We can do multiple, if you would
22 prefer that, Mr. Chairman. We were planning on one
23 location, I believe, at this point.

24 CHAIRMAN CHENAL: I mean, I've never been to
25 Tonopah. I have no idea, putting it there, if it's

1 going to give any notice to anybody versus putting it
2 somewhere -- putting it there and then another one a
3 little closer to, you know, town, if there's such a
4 thing, or Arlington. I can't tell from the map here.

5 MR. MOYES: Yeah. If you were to drive out
6 there, you'd see that Tonopah is quite a bit -- it's
7 five miles east, but there's a small mountain range
8 separating us and Delaney Substation from the town. And
9 so, really, if you go through -- if you can call it a
10 town. Tonopah is more of a gas station -- but you drive
11 past -- west on the 10, go past that mountain range on
12 the left, on the south, and then you get out to what is
13 the Harquahala Valley. And there's not much out there
14 except for large ag operations, and then there is a
15 power plant called the Harquahala Generating Station
16 that's a little further to the west.

17 CHAIRMAN CHENAL: Okay.

18 MR. MOYES: And so, really, the only place
19 where -- other than having a sign on the freeway that no
20 one could read driving by, the only place that someone
21 could drive by and have a chance to stop and read it is
22 along that Salome Highway that runs diagonal from the
23 northwest down to the southeast, and we plan to place
24 that in as close as a reasonable location as we can to
25 where the Gen-Tie Project will be.

1 CHAIRMAN CHENAL: All right. That sounds
2 reasonable. That sounds reasonable. So one sign should
3 be enough.

4 I think you've seen our most recent procedural
5 order on another case. We have the -- kind of what we
6 like to see in terms of the signage.

7 MR. MOYES: Which case was that? Did you make a
8 new change to what you prefer to see?

9 CHAIRMAN CHENAL: No. No, but I would just look
10 at the last one or two cases, pick out the procedural
11 order so you can kind of pre-prepare that. You know,
12 I'd like to see that, as well as the notice of hearing,
13 you know, just to eyeball it.

14 MR. MOYES: Certainly.

15 CHAIRMAN CHENAL: When you have it ready, and I
16 can bring that right back, turn it back -- turn it
17 around.

18 MR. MOYES: A question I had for you,
19 Mr. Chairman, on that notice for you sign, on the last
20 one I prepared for you, you had us put in a paragraph in
21 there about touring the location, which we're not going
22 to do in this case.

23 CHAIRMAN CHENAL: Right.

24 MR. MOYES: Should we make any reference to a
25 tour at all or just state that the Committee won't be

1 touring in person and just have a basic map included in
2 the notice?

3 CHAIRMAN CHENAL: A map, yes, but -- are we
4 talking about the notice of the hearing or the -- what's
5 going to be posted, the sign?

6 MR. MOYES: The notice of hearing.

7 CHAIRMAN CHENAL: Okay. The sign -- let's
8 finish with the sign then.

9 MR. MOYES: Okay.

10 CHAIRMAN CHENAL: So it would be one sign. That
11 will be consistent with what's in the procedural order.

12 MR. MOYES: Got you.

13 CHAIRMAN CHENAL: On the notice of hearing,
14 let's talk about -- let's talk about the location, the
15 logistics of the hearing and the tour. And then we'll
16 get to the -- we'll get to the notice of hearing, but
17 I'm a little interested in what your thoughts are on
18 where the hearing will be held and, you know, when and
19 how long you think it would take. And you're right. We
20 won't have a physical tour, but we'll have a -- more of
21 a robust fly-over with, you know, Google, or something,
22 that would take the place of a tour, but -- so where,
23 when and how long?

24 MR. MOYES: Our expected filing date is May 7th.
25 The hearing date, in coordination with Tod, that appears

1 to work for your calendar and the Committee's would be
2 starting on Monday, June 21st, I presume at 9:30 a.m.,
3 as past hearings have been.

4 CHAIRMAN CHENAL: Wait. Let's slow down a
5 second.

6 Okay. Yeah, June 21st. Okay. Yes. On Monday,
7 we start the hearings at 1:00 o'clock.

8 MR. MOYES: Oh, do you?

9 CHAIRMAN CHENAL: The first day of the hearing.

10 MR. MOYES: Okay.

11 CHAIRMAN CHENAL: We always do it at 1:00
12 o'clock to allow people from out of town to drive in.
13 And, again, I don't know where this hearing is intended
14 to be held. And then that evening, we'll have the open
15 house. Usually we'll have it, like, at 5:30, for the
16 benefit of people to get off work, and then we'll
17 continue the hearing the next day at 9:00 a.m. till 5:00
18 and finish it out.

19 MR. MOYES: That's a change from what we were
20 anticipating, and we can work with whatever you and the
21 Committee prefers. We think it's going to be a simple
22 enough hearing that, like past small projects, won't
23 take more than half of the day. So we were initially
24 contemplating going through lunch and being done by
25 midafternoon and not having to carry over to a second

1 day, but if June 21st -- if Monday is still the best
2 start day and we need to start at 1:00, we can do that.

3 CHAIRMAN CHENAL: Yeah, I'm not -- I'm not aware
4 of any -- I can't remember the last hearing we've ever
5 started at 9:00 a.m. on the first day of the hearing.
6 Maybe we have in a small case, but for the benefit of
7 the Committee members who are traveling from different
8 parts, we generally do it at 1:00 o'clock.

9 Where would you like the hearing to be held?
10 Let's talk about that. That's kind of what I'm
11 interested in.

12 MR. MOYES: Sure.

13 CHAIRMAN CHENAL: I mean -- yeah, let's talk
14 about where.

15 MR. MOYES: Our team has been looking at
16 different hotel locations. Obviously, there's only so
17 many choices when you get out on to that west end of
18 town, in the Litchfield Park/Avondale area. We've
19 narrowed a choice down to what looks to be the leading
20 choice would be the Hilton Garden Inn, in Avondale. And
21 we were just waiting for, what we believe will be the
22 A/V team that we're going to choose, needs to go out and
23 confirm that the hotel has sufficient I.T. capability
24 and Wi-Fi signal, but that seems to be our leading
25 candidate is the Hilton Garden Inn.

1 CHAIRMAN CHENAL: And is that -- I can't
2 remember where that is. Is that in Litchfield or
3 Avondale, or where is that?

4 MR. MOYES: It is in Avondale. I can give you
5 the exact address here if you'd like.

6 CHAIRMAN CHENAL: Okay.

7 MR. PARKER: I have the address here if you'd
8 like it.

9 CHAIRMAN CHENAL: Sure.

10 MR. PARKER: 11460 West Hilton Way -- that's
11 Avondale -- 85323.

12 CHAIRMAN CHENAL: Okay. Okay. So it looks like
13 we would start Monday, finish up Tuesday. It doesn't
14 sound like there's public opposition.

15 MR. MOYES: Not at this point. We haven't
16 received any and I'm -- maybe I can talk with Tod and
17 with the team, if it makes more sense, if it's easier
18 for everybody to start on Tuesday and avoid having the
19 possibility of going over. I really think there's
20 almost a zero percent chance that we would require more
21 than half of the day. I don't know if you have a
22 preference, Mr. Chairman, on starting on Monday, as
23 opposed to Tuesday.

24 CHAIRMAN CHENAL: No.

25 MR. MOYES: We may have to check with the hotel

1 and with our A/V provider to see, but I just throw that
2 out there in case that makes more sense for all parties
3 involved, including the Committee members.

4 CHAIRMAN CHENAL: Yeah. No, I think Monday -- I
5 think most people show up Monday morning. Some people
6 might want to show up Sunday night. We might have a
7 couple of people Monday, start the hearing, Monday night
8 and at 5:30 have the open house. Who knows if anyone
9 will attend. It could be a little short and finish it
10 up Tuesday. That sounds like a good plan.

11 MR. MOYES: We will make that work.

12 CHAIRMAN CHENAL: So some people will be there
13 Sunday, but I think most people will show up Monday, and
14 then we'll plan on closing it out Tuesday.

15 MR. MOYES: Okay.

16 CHAIRMAN CHENAL: Now, I think the notice of
17 hearing should say through Wednesday, just to be safe,
18 because, otherwise, if we don't get it done for any
19 reason, we're going to have to re-post it. And you
20 don't want to do that. So re-post, re-notice it, I
21 mean, that's just a terrible thing to have to do, so I
22 always urge that we build in a day or two extra. It's
23 just -- it's just, on the notice, we always build in a
24 little extra time, even a couple of days extra, just in
25 the event of an emergency, so we can get this thing

1 finished and not have to worry about having to re-post
2 it and wait another -- God knows how long before you
3 have to, you know, find space and re-post in the
4 newspaper.

5 I mean, it's just -- you don't want to have that
6 problem, so I always like to tack on, you know, a day or
7 two. And everyone says, oh, this will be real quick;
8 this will get done in a day; don't worry about it. And
9 it never does. It always takes longer. Now, we're not
10 going to have a tour so, I mean, that does cut it down,
11 but, I mean, I'd bet a thousand, when I ask lawyers how
12 long it takes to do the hearing, they're always wrong.
13 They always underestimate every single case. It takes
14 longer than you think.

15 We'll talk about this being a blended hearing,
16 virtual and, you know, in person, and that adds to it
17 and it takes delay. So the client needs to understand
18 the lawyer's guess here is probably conservative. I
19 think we'll get done by Tuesday, but I think it's going
20 to take Monday and we'll be in on Tuesday.

21 Now, I'd like -- and this case will be the
22 exception, but I always like to start deliberations in
23 the morning, fresh, you know. And so, you know, I've
24 just found that works a lot better with the Committee,
25 but you know, in this case, I can see us -- if we don't

1 finish Monday afternoon, I can see, you know, going over
2 to Tuesday morning and taking a little time, some
3 clean-up and things like that, and we'll be ready to do
4 the deliberation.

5 And the deliberation, if you don't know, is
6 where the Committee will kind of go through the
7 documents and will come up with a CEC, kind of, during
8 our deliberations, and then go to -- if we issue it, go
9 to approve it, but we'll have the form on the screen.
10 And I'd like to talk to you about that just to make sure
11 we're clear how that works, but you know, I fully expect
12 that we'll be able to finish this. This is, you know,
13 .3 of a mile and a substation. We should finish that
14 Monday, certainly Tuesday, you know, first part of the
15 morning, and then we'll be ready to go with the
16 deliberations.

17 So there won't be a tour, you know, I think,
18 because of COVID, even though the Committee likes to
19 have tours, and we've had -- in every case, we've had a
20 tour, except for the ones we've had during this COVID
21 period. So, you know, I just don't want to put people
22 in that situation, neither the Applicant nor the
23 Committee members. And, you know, I don't think we're
24 out of the woods yet, so we won't do that.

25 Let's -- since I started talking about it. And

1 I think a lot of this will finish pretty quickly, but
2 since I started talking about it, when we go into the
3 deliberations, Jason, I just want to -- I can't remember
4 if the last hearing -- we've kind of adopted a way to do
5 it now. And I don't remember if, in your last case, we
6 did this or not, but we have two screens up in front of
7 the Committee. And the left screen will be the CEC as
8 drafted by the Applicant and with any, maybe, additional
9 changes I might recommend in red.

10 So you'll have your draft with any -- any
11 suggested conditions or edits in red, and that's -- that
12 will be the starting document. We'll give that a
13 chairman's exhibit number. Let's say it's Exhibit
14 Number -- Chairman's Exhibit 3. Then, on the right
15 screen, we'll have that same document, but it will be
16 modified as we go through it. So the one on the left
17 will be kind of a static document; the one on the right
18 will be modified as we go through and as the Committee
19 adds or changes or edits the language.

20 And, then, when we go through, we finalize it
21 and we vote on it, and that, also, becomes an exhibit,
22 Chairman's exhibit, let's say. And that then becomes --
23 when we finally approve that, that is what you will take
24 and accept all the changes and do a -- you know, correct
25 any scrivener's errors, and that's what you submit to me

1 that I'll sign and we'll file with the Corporation
2 Commission.

3 And the reason we do it like that is so when you
4 go through and read the transcript of the deliberations,
5 it's impossible to follow along with -- if you just have
6 the document you end up with, it's kind of impossible to
7 follow along and make sense of it, but when you have the
8 starting document and the finished document, you can do
9 that.

10 And so that's kind of a custom and practice
11 we've developed that, you know, it makes sense for
12 people that are reading the transcript, and so it's
13 really easy. It's just that we need some -- you know,
14 somebody -- the wordsmith operating the -- you know, the
15 computer to kind of make those changes as we go through.
16 And that's -- that becomes the CEC.

17 So -- and the A/V crews, you know, just need to
18 be aware of that. And if they're the ones that we
19 generally use, they are, but someone from either the
20 Applicant or your office would have to, you know, assist
21 with that portion of it.

22 You'll get a notice of hearing form to me that
23 we can review, as well as the signage, what that looks
24 like, and then, I guess, like I said, we can turn that
25 around quickly.

1 Will we need to develop any sort of COVID
2 protocol?

3 MR. MOYES: We haven't talked about that yet,
4 and I was going to ask you what you've done in the
5 recent hearings during this, if you had spacing
6 requirements, how many Committee members have typically
7 shown up in person and how many are virtual, and what
8 they prefer. We would --

9 CHAIRMAN CHENAL: Okay. Let's talk about that.
10 It's been -- it's been either half and half, where half
11 the Committee will show up live and half will show up,
12 you know, virtually, to where most of them show up in
13 person. So I'm not sure exactly who is going to want to
14 do what in this case. I'll be there in person. It's
15 worked out well.

16 We've had everyone -- the Committee members have
17 been provided with either an iPad or Surface Pro or some
18 sort of a computer so that they can show up in the
19 videoconference and appear on the screen, along with
20 anyone else who is appearing remotely, and including
21 witnesses. We've had witnesses appear remotely, not
22 live witnesses, if that's the preference. So,
23 basically, we can all see on the screen, the main
24 screen, you know, Hollywood Squares where, you know, we
25 see everybody. And, you know, we can ask questions and,

1 you know, swear the witnesses in and ask questions and
2 take testimony.

3 I can't tell you exactly what software was used
4 to allow that. I mean, I think these were mostly Zoom
5 conferences, but I know we've had a few. TEP has done
6 one. APS has done one, if not more, and it worked out
7 very well. So, you know, I mean, I would almost
8 recommend you talk to one of their attorneys or
9 someone -- one of the applicants to figure out how they
10 did it, but it worked very well.

11 And so, as a protocol, as a COVID protocol, we
12 found out that a lot of times the applicants had their
13 own requirements. Like, TEP in the case had their own
14 requirements. Sometimes the hotel facilities have their
15 requirements. I don't have any other than common sense,
16 you know, 6-foot -- so the folks that show up live, the
17 Committee members are --

18 THE REPORTER: I'm sorry. Mr. Chairman?

19 CHAIRMAN CHENAL: Sure. People don't have to,
20 if they don't want to -- but if they're -- can you hear
21 me?

22 MR. MOYES: We're losing your signal pretty
23 badly.

24 CHAIRMAN CHENAL: Is that better? No?

25 MR. MOYES: You're back.

1 CHAIRMAN CHENAL: I'm back?

2 MR. MOYES: Sounds like you're back.

3 CHAIRMAN CHENAL: Okay. All right. It's -- our
4 office's internet connection, sometimes it freezes up.

5 So if we're 6 feet part, I don't think you have
6 to wear masks, but if you're walking around, I think we
7 should. You can look at the most recent case that was
8 just filed, and you'll see a COVID protocol that's been
9 recommended. I think, in that case, there will be
10 someone who will take a temperature reading of everyone
11 who wants to come in and ask the standard COVID
12 questions before they're live -- people are allowed into
13 the conference room, and I think that's a smart thing to
14 do.

15 MR. MOYES: Okay. We should point out that
16 Transcon, our environmental consultant here that Brian
17 works for, will be conducting a hearing prior to ours
18 with the same audio/visual group who has experience with
19 this. And so some of our intimate team members will
20 have a pre-run at our hearing and find out what works
21 and what the Committee likes as of the latest date.

22 CHAIRMAN CHENAL: Okay. All right. So I would
23 suggest you develop a COVID protocol. It doesn't have
24 to be complicated, but just, I think, it should lay out
25 those few facts, you know, social distancing, masks when

1 walking in the room and around people,
2 temperature-taking before you enter the room, and the
3 basic questions of, you know -- we've all been asked a
4 few times. I can't tell you what they are, but if
5 you've been -- you know, do you feel like you have a
6 fever, you know, those questions.

7 Let's see. The procedural order will be the
8 standard procedural order, and it will have a
9 requirement to provide, before the prehearing
10 conference, the -- you know, a draft CEC and exchange of
11 exhibits and a filing of testimony summary. Of course,
12 you probably won't have anyone to exchange it with
13 because there doesn't look like there's going to be
14 any -- any intervenors or anything like that.

15 So you'll just file it, not the exhibits. We
16 don't have Applicants file exhibits anymore, just the
17 testimony summaries. And then I get a copy of that, as
18 well, but I do like to see the CEC draft before the
19 prehearing conference, which we'll talk about the date
20 for that, if we don't already have a date set for it, in
21 case something comes up there.

22 Public comment, you know, we'll take it that
23 evening of the first -- the first day. We can set it at
24 5:30. You know, I don't know if anyone is going to show
25 up, but we do this in every case. If no one shows up,

1 we'll cancel it, but we'll take it if we need it.

2 On more controversial cases, we probably spend
3 more time figuring out how to allow the public to
4 comment, given COVID, but in this case, it doesn't sound
5 like there's going to be many people. And they can come
6 into the room and just provide their public comment, you
7 know. So I think that's easy. We don't need a separate
8 room for them or anything like that.

9 We'll need some good Wi-Fi, robust Wi-Fi. Like
10 I say, I think now we've gotten to the point where, in
11 every case that the Committee is provided -- at least
12 the people who show up in person are provided some sort
13 of a, you know, iPad, or something, with the -- with all
14 the documents and exhibits and testimony preloaded.
15 That's just so much easier than having the big binders,
16 you know.

17 MR. MOYES: Right.

18 CHAIRMAN CHENAL: Let's see. I think that's it
19 from my end.

20 Did we have a date set for a prehearing
21 conference?

22 MR. MOYES: We have not set that yet.

23 CHAIRMAN CHENAL: We have not set that. Okay.
24 Should we do it Monday, June 14th, in the afternoon? It
25 won't take long. Does that date work for everybody?

1 MR. MOYES: That works for me, from what I can
2 see.

3 CHAIRMAN CHENAL: Say, at about 2:00 o'clock?

4 MR. MOYES: I'll let the team respond if that
5 works on their calendars. I see a thumbs up from
6 Christy.

7 MR. PARKER: Yeah, it works for me.

8 MR. MOYES: And you said 2:00 p.m., Chairman?

9 CHAIRMAN CHENAL: Yes.

10 Okay. So June 14th at 2:00. All right.
11 Anything -- anything we haven't covered?

12 MR. MOYES: Since we're going over the evening
13 from Monday to Tuesday and you mentioned an open house
14 and that's not something that we had planned on before,
15 so I'm just curious what the Committee prefers. Do they
16 prefer we bring in dinner for them? Do you serve food?
17 Is it just drinks? A gathering? What, typically,
18 happens in those?

19 CHAIRMAN CHENAL: Oh, no, it's just -- it's just
20 people, if they want to show up, the public, to provide
21 public comment.

22 MR. MOYES: Okay.

23 CHAIRMAN CHENAL: It's not an open house. It's
24 a public comment opportunity for the public to provide
25 public comment at a set time. So sometimes people -- we

1 try to limit it to three to five minutes. It sounds
2 like a case where we might not have anybody show up and
3 then soon -- you know, 5:35, I'll adjourn it, and we'll
4 all go to our -- you know, we'll be on our own for
5 dinner.

6 MR. MOYES: On the Monday start date hearings,
7 have you had lunch provided by the Applicant before the
8 start?

9 CHAIRMAN CHENAL: Yes.

10 MR. MOYES: Okay.

11 CHAIRMAN CHENAL: Yes. Lunch, usually -- yeah,
12 lunch and then breakfast the next day and then lunch --

13 MR. MOYES: Okay.

14 CHAIRMAN CHENAL: -- the next day. That would
15 be much appreciated.

16 MR. MOYES: Christy or Marina or Brian, do you
17 have any other logistic questions that we've talked
18 about before that I'm forgetting while we have the
19 Chairman here?

20 MR. PARKER: I just wanted to confirm with you,
21 Mr. Chairman, that we don't need to provide any binders
22 or hard copies at the hearing for the Committee or you?
23 Just have everything electronic on the iPad, or would
24 you prefer we have some sort of backup?

25 CHAIRMAN CHENAL: Good question. I'd have a

1 couple extra copies of, you know, the other -- you know,
2 the application, the exhibits and the summaries, the
3 witness summaries, in paper format, but just one or two
4 because, obviously, unfortunately, you have to file
5 under the archaic filing rules that are in existence at
6 the Corporation Commission.

7 So we'll all get it, but just in case, there's
8 always that one person that might forget it and will
9 want to have the paper. And I think I'm pretty -- I'm
10 pretty confident. Just have one copy as a backup. You
11 don't need two. That's a lot of dead trees to do that.

12 MR. PARKER: We appreciate that.

13 CHAIRMAN CHENAL: Okay. Yeah, one copy would be
14 fine.

15 MR. PARKER: Okay. Thank you.

16 CHAIRMAN CHENAL: I think that covers it. If
17 something comes up, you know, we can always regroup and
18 have another meeting or, you know, just get ahold of Tod
19 and we can deal with it that way, but short of that,
20 we'll see everyone on June 14th at 2:00. And I think
21 this will go very quickly, so we'll be done Tuesday, and
22 everyone will be on their way. And with any luck, we'll
23 be done, you know, by noon, if not, short -- you know,
24 shortly in the afternoon on Tuesday, but we'll see.

25 MR. MOYES: Sounds good. When do you anticipate

1 that we would have notice from the Committee members as
2 to who plans to attend in person so we can book hotel
3 rooms for them, that sort of thing?

4 CHAIRMAN CHENAL: Sure.

5 MR. MOYES: In terms of what we need to ask the
6 hotels for now.

7 CHAIRMAN CHENAL: Sure. Good question. And Tod
8 will canvass the Committee to see, you know, who is
9 going to want what.

10 MR. MOYES: Okay.

11 CHAIRMAN CHENAL: And Tod will get back to you.
12 Tod, you went away.

13 He was -- he was here the whole time and now
14 he's gone away.

15 MR. MOYES: Well, we look forward to having
16 another hearing with you, Chairman. We appreciate your
17 time today, and we'll get you those -- I will get you
18 those notice drafts and the signage draft here shortly
19 and we'll be off and running.

20 CHAIRMAN CHENAL: Good. And business casual for
21 the hearing.

22 MR. MOYES: Oh, good. Good question -- good
23 point.

24 CHAIRMAN CHENAL: Yeah. I'd hate to see someone
25 show up with suits and, you know, we're all casual.

1 MR. MOYES: Even the attorneys get to be
2 business casual?

3 CHAIRMAN CHENAL: Yes. In Tonopah, you bet, or
4 even three -- even that far west. Yeah. No, and I have
5 always done the hearings kind of business casual.

6 MR. MOYES: Sounds good.

7 CHAIRMAN CHENAL: That goes for the witnesses
8 and everybody.

9 So anything else? If not, I'd, maybe, just
10 reach out to Tod just to confirm up with him on the
11 number of people that will -- you know, because he does
12 that in every case, who's going to be live and who's
13 going to appear virtually.

14 MR. MOYES: We will do that.

15 CHAIRMAN CHENAL: Okay.

16 MR. MOYES: Thank you very much.

17 CHAIRMAN CHENAL: All right. Anything else? If
18 not, we'll see you June 14th at 2:00, and I look forward
19 to seeing you at the hearing in person.

20 MR. MOYES: Thank you.

21 (Whereupon, the proceedings concluded at 3:51
22 p.m.)

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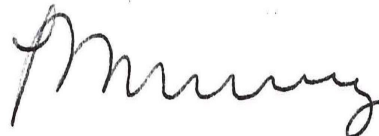
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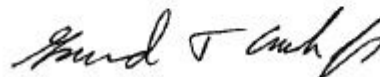
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