

DOCKETED

Docket Number:	79-AFC-04C
Project Title:	Compliance - Application for Certification of DWR Bottlerock Geothermal Project
TN #:	200693
Document Title:	John Dunnigan Comments: Compilation of the Conditions of Certification for Bottle Rock Geothermal Power Plant 79-AFC-4C, September 2013
Description:	N/A
Filer:	System
Organization:	John Dunnigan
Submitter Role:	Public Agency
Submission Date:	10/1/2013 11:17:17 AM
Docketed Date:	10/1/2013

Comment Received From: John Dunnigan

Submitted On: 10/1/2013

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Compilation of the Conditions of Certification for Bottle Rock Geothermal Power Plant 79-AFC-4C, September 2013

As requested by the Committee, the California Department of Water Resources (DWR) submits the following comments to identify corrections necessary to accurately reflect the current state of the “Conditions” for the Bottle Rock Geothermal Power Plant Project.

DWR is no longer associated with the Project, is not a “project owner” and is not a party to the Bottle Rock Geothermal license. In the CEC’s February 16, 2013 “Decision Sustaining Complaint against Bottle Rock Power, LLC,” the Committee ordered: “The Department of Water Resources is no longer a party to the power plant license.” Consistent with this order, all references to DWR in the Conditions should be deleted. Specifically, the references to DWR should be deleted from the Docket Project Title and from the “Bottle Rock General Provisions,” pages 1-4.

DWR does not have an ownership interest in the Bottle Rock plant nor does it have any responsibility over its operation or eventual closure. DWR also lacks regulatory authority over the Bottle Rock plant to accomplish the duties described in the General Provisions. In the “Bottle Rock Conditions of Certification,” beginning on page 1-1 to the end of the document, the “project owner” is referenced as being responsible for compliance with these Conditions. DWR assumes that the “project owner,” and not DWR, is the likely entity to reference in the General Conditions.

Therefore, DWR respectfully requests deletion of any and all DWR references in the General Provisions and Docket Project Title.