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August 31, 2007

B.B. Blevins
Executive Director
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

DOCKET 07-AFC-5 DATE AUG 3 1 2007 RECD. SEP 1 1 2007

RE:

The Ivanpah Solar Electric Generating System – 07-AFC-05

Application for Confidential Designation: Cultural Resources

Dear Mr. Blevins:

Pursuant to Title 20 California Code of Regulations (CCR) Sections 2501 et seq., Solar Partners I, LLC, Solar Partners II, LLC, Solar Partners VIII, LLC, and Solar Partners IV, LLC (the "Applicant") hereby submit this "Application for Confidential Designation," for their Ivanpah Solar Electric Generating System, for cultural resources.

We are filing twelve copies plus an original of this request and five copies of the confidential information it concerns with the Commission's Docket Office. Please feel free to contact me at (916) 447-2166 should you have any questions or require additional information. Thank you for your consideration of our request.

Sincerely,

Jeffery D. Harris

Attorneys for the Applicant

enc.

## APPLICATION FOR CONFIDENTIAL DESIGNATION

Ivanpah Solar Electric Generating System 07-AFC-05
Solar Partners I, LLC, Solar Partners VIII, LLC, and Solar
Partners IV, LLC (the "Applicant")

## **Cultural Resources**

- 1. Specifically indicate those parts of the record which should be kept confidential.
  - Information related to cultural resources pursuant to the California Energy Commission's regulations concerning Applications for Certification.
- 2. State the length of time the record should be kept confidential, and provide justification for the length of time.
  - This information should be held confidential indefinitely in order to protect the paleontological resources identified therein.
- 3. Cite and discuss (i) the provisions of the Public Records Act or other law which allow the commission to keep the record confidential and (ii) the public interest in nondisclosure of the record.
  - The Commission's regulations require that this information be submitted under a request for confidential designation. Calif. Code of Regulations, Title 20, Chapter 5, Appendix B, section (g)(16)(D). The information is exempt from disclosure under the Public Records Act pursuant to Government Code section 6254.10. The public interest in nondisclosure is that disclosure may enable location of these resources by thieves, vandals, or persons conducting unauthorized collection of materials.
- State whether the information may be disclosed if it is aggregated with other information or masked to conceal certain portions, and if so the degree of aggregation or masking required.
  - The Applicant considered whether it would be possible to aggregate or mask the information. However, no feasible method of aggregating or masking the information could be identified that would not either disclose the information or render the information provided useless.
- State whether and how the information is kept confidential by the applicant and whether
  it has ever been disclosed to a person other than an employee of the applicant, and if so
  under what circumstances.
  - Applicant has not disclosed any of the subject information to anyone other than its employees, attorneys and consultants working on the Ivanpah Solar Electric Generating System. Moreover, this information has not been disclosed to persons employed by or

Applicant is marking this information as "confidential," instituting a policy that it be segregated from other Ivanpah Solar Electric Generating System files, and requiring that access to it be restricted to a designated confidential information manager within Applicant or its attorneys, consultants, and agents.

I certify under penalty of perjury that the information contained in this Application for Confidential Designation is true, correct, and complete to the best of my knowledge and belief. I am authorized to make the Application and Certification on behalf of Applicant.

Dated: August 31, 2007

ELLISON, SCHNEIDER & HARRIS LLP

Jeffery D. Harris

Ellison, Schneider & Harris L.L.P.

Attorneys for Applicant