

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-5512

October 10, 2007

Mr. Jeffrey D. Harris
Ellison, Schneider & Harris LLP
2015 H Street
Sacramento, CA 95814-3109

DOCKET 07-AFC-5	
DATE	OCT 10 2007
RECD.	OCT 10 2007

RE: **Cultural Resources, Confidentiality Application,
Ivanpah Solar Electric Generating System, Docket No. 07-AFC-05**

Dear Mr. Harris:

On September 11, 2007, the Ivanpah Solar Electric Generating System (Ivanpah), as part of the above-referenced project, filed an application for confidentiality with the California Energy Commission. The confidentiality application seeks confidentiality for "information related to cultural resources pursuant to the California Energy Commission's regulations concerning Applications for Certification."

Title 20, California Code of Regulations, Section 2505(a)(1) states, in part:

An application for confidential designation shall: . . . (B) specifically indicate those parts of the record that should be kept confidential;

Your application has failed to **specifically** state what part of the record should be kept confidential. Therefore, your application is deemed deficient and will not be evaluated for confidentiality until this matter has been remedied through the submission of a new application. In addition, your application for confidentiality relies solely on Government Code section 6254.10 as the basis for keeping the record confidential. As you know, this particular statute concerns archaeological site information and may or may not fully protect all the information you have submitted. Be advised you will have fourteen days from the date of this letter before this information could become publicly available. If you have any further questions concerning this matter, please contact Fernando De Leon, Senior Staff Counsel, at (916) 654-4873.

Sincerely,

B. B. BLEVINS
Executive Director

cc: Docket Unit
Energy Commission Project Manager