

STATE OF CALIFORNIA
Energy Resources Conservation
and Development Commission

DOCKET
07-AFC-5

DATE June 11 2009
RECD. June 11 2009

In the Matter of:

APPLICATION FOR CERTIFICATION
FOR THE IVANPAH SOLAR
ELECTRIC
GENERATING SYSTEM

DOCKET NO. 07-AFC-5

PETITION TO INTERVENE BY
THE CENTER FOR BIOLOGICAL DIVERSITY

June 11, 2009

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STATE OF CALIFORNIA

**Energy Resources Conservation
and Development Commission**

In the Matter of:

APPLICATION FOR CERTIFICATION
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Pursuant to sections 1207 and 1712 of Title 20 of the California Code of Regulations, the Center for Biological Diversity petitions to intervene in this proceeding.

The Center for Biological Diversity is a nonprofit organization whose mission is to protect imperiled species and their habitats through science, policy and environmental law. For more than a decade, the Center for Biological Diversity has worked to conserve and recover the threatened desert tortoise and its habitat in the California deserts and throughout its range. The Center has advocated for protections for the desert tortoise and other imperiled species in the California deserts on public and private lands in order to reduce impacts to the desert tortoise and its habitat and other imperiled species from development, vehicles, predation, and other threats in the California deserts. The Center for Biological Diversity has also participated in the approval process for many site-specific projects and in the planning processes for public lands throughout the California Desert Conservation Area (“CDCA”).

The Center for Biological Diversity provided scoping comments on this project to the Bureau of Land Management on November 30, 2007. The project at issue in this

matter will directly impact many desert resources including, but not limited to, the threatened desert tortoise and its habitat, other imperiled plants and wildlife, and scarce water resources.

The interests of the board, staff, and members of the Center for Biological Diversity are directly affected by the project at issue in this matter. These immediate interests include, but are not limited to, the survival and recovery of the threatened desert tortoise, the preservation of habitat for this threatened species, conservation of rare and imperiled native plants, conservation of other wildlife species found in this area including desert bighorn, and conservation and protection of water resources.

The Center for Biological Diversity wishes to participate fully in all phases of this proceeding. Filings should be served on Lisa Belenky and Ileene Anderson at the addresses listed below. Email service is preferred.

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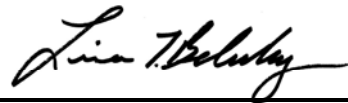
Ileene Anderson
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This petition to intervene is timely filed because no prehearing conference or hearing date has yet been set in this matter. 20 CCR § 1207(b); *see* Revised Committee Scheduling Order (Posted: June 2, 2009).

For the foregoing reasons, the Center for Biological Diversity respectfully requests that the Commission grant its petition to intervene in this proceeding, and allow the Center for Biological Diversity to participate as a party.

Dated: June 11, 2009

Respectfully submitted,



Lisa T. Belenky, Senior Attorney
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DECLARATION OF SERVICE

I, Lisa T. Belenky, declare that on June 11, 2009, I served and filed copies of the attached **Petition to Intervene by the Center for Biological Diversity**, dated June 11, 2009. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [www.energy.ca.gov/sitingcases/ivanpah]. The document has been sent to the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

(Check all that Apply)
FOR SERVICE TO ALL OTHER PARTIES:

sent electronically to all email addresses on the Proof of Service list;
 by personal delivery or by depositing in the United States mail at with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses NOT marked "email preferred."
AND

FOR FILING WITH THE ENERGY COMMISSION:
 sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (preferred method);
OR
 depositing in the mail an original and 12 paper copies, as follows:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No.
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

I declare under penalty of perjury that the foregoing is true and correct.



Lisa T. Belenky

Sent via email to: sdeyoung@brightsourceenergy.com; tstewart@brightsourceenergy.com; jcarrier@ch2m.com; jdh@eslawfirm.com; e-recipient@caiso.com; tom_hurshman@blm.gov; sterling_white@blm.gov; dfgpalm@adelphia.net; tgulesserian@adamsbroadwell.com; gloria.smith@sierraclub.org; joanne.spalding@sierraclub.org; gssilliman@csupomona.edu; jbasofin@defenders.org; mjconnor@westernwatersheds.org; jbyron@energy.state.ca.us; jboyd@energy.state.ca.us; pkramer@energy.state.ca.us; jkessler@energy.state.ca.us; dratliff@energy.state.ca.us; publicadviser@energy.state.ca.us; docket@energy.state.ca.us

Sent via US mail to:

Solar Partners, LLC
John Woolard,
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**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
1516 NINTH STREET, SACRAMENTO, CA 95814
1-800-822-6228 – WWW.ENERGY.CA.GOV**

**APPLICATION FOR CERTIFICATION
FOR THE IVANPAH SOLAR ELECTRIC
GENERATING SYSTEM**

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**PROOF OF SERVICE
(Revised 5/27/09)**

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DECLARATION OF SERVICE

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