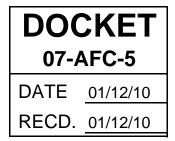
State Of California

Memorandum

Date: January 12, 2009 Telephone: (916) 654-4679

To: Commissioner Jeffrey Byron, Presiding Member Commissioner James D. Boyd, Associate Member

From: California Energy Commission – John Kessler, Project Manager 1516 Ninth Street Sacramento, CA 95814-5512



Subject: BLM'S BIOLOGICAL ASSESSMENT -IVANPAH SOLAR ELECTRIC GENERATING SYSTEM (07-AFC-5) Exhibit 311

Energy Commission staff is providing for the record the Biological Assessment (BA) for the Ivanpah Solar Electric Generating System as issued by the U.S. Bureau of Reclamation (BLM) on December 7, 2009.

The BA supports BLM's effort to initiate formal Endangered Species Act consultation with U.S. Fish and Wildlife Service pursuant to 50 CFR 402.14 for the Ivanpah Solar Electric Generating System proposed by BrightSource Energy in eastern San Bernardino County. BLM has determined that the project may affect, and is likely to adversely affect, the threatened desert tortoise.

The BA was previously docketed and distributed to all those on the Ivanpah Proof of Service list on December 30, 2009. The electronic copy can be found at the Energy Commission's website link below.

http://www.energy.ca.gov/sitingcases/ivanpah/documents/others/2009-12-07 BLM Biological Assessment TN-54614.pdf

Docket (07-AFC-5) Webworks POS (electronic)

> PROOF OF SERVICE (REVISED 11/23/09) FILED WITH ORIGINAL MAILED FROM SACRAMENTO ON 1/12/10 MS



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

APPLICANT.

Solar Partners, LLC John Woolard, Chief Executive Officer 1999 Harrison Street, Suite #500 Oakland, CA 94612

Todd A. Stewart, Project Manager Ivanpah SEGS sdeyoung@brightsourceenergy.com E-mail Preferred

Steve De Young, Project Manager Ivanpah SEGS. 1999 Harrison Street, Ste. 2150 Oakland, CA 94612 tstewart@brightsourceenergy.com

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INTERESTED AGENCIES

California ISO e-recipient@caiso.com

Tom Hurshman, Project Manager Bureau of Land Management 2465 South Townsend Ave. Montrose, CO 81401 tom hurshman@blm.gov DOCKET NO. 07-AFC-5 PROOF OF SERVICE (Revised 11/23/09)

Raymond C. Lee, Field Manager Bureau of Land Management 1303 South U.S. Highway 95 Needles, CA 92363 Raymond_Lee@ca.blm.gov

Becky Jones California Department of Fish & Game 36431 41st Street East Palmdale, CA 93552 <u>dfgpalm@adelphia.net</u>.

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Public Adviser publicadviser@energy.state.ca.us

DECLARATION OF SERVICE

I <u>Maria Santourdjian</u>, declare that on <u>January 12, 2010</u>, I served and filed copies of the attached, <u>Exhibit 311</u>. 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 documents have been sent to both 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 Sacramento, California with firstclass 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. 07-AFC-5

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.

Original Signature in Dockets Maria Santoudjian