



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

**DOCKET**

**09-AFC-9**

DATE APR 08 2010

RECD. APR 08 2010

APPLICATION FOR CERTIFICATION FOR THE  
*RIDGECREST SOLAR POWER PROJECT*

**DOCKET No. 09-AFC-9**

## **NOTICE OF MANDATORY STATUS CONFERENCE**

**PLEASE TAKE NOTICE** that the Committee designated by the Energy Commission to conduct proceedings on the Application for Certification (AFC) for the **RIDGECREST SOLAR POWER PROJECT** has scheduled a Mandatory Status Conference to take place as follows:

***TUESDAY, APRIL 27, 2010***  
**Beginning at 1 p.m.**

**California Energy Commission**  
**Hearing Room B**  
**1516 Ninth Street**  
**Sacramento, CA 95814**

**TELECONFERENCE OPTION:** The following toll-free phone number will be available for callers to participate in the Status Conference:

**Call: 1-888-469-3052**  
**Use Passcode: "32967"**  
**Conference Leader: "Kourtney Vaccaro"**

### **Purpose of the Status Conference**

This Status Conference is sponsored by the Committee assigned to this matter to resolve issues that might hinder timely and orderly progress of the proceedings and to inform the Committee, the parties, and the community about the project's progress to date in the AFC process.

### **Conference Participation**

The Committee will participate in this Status Conference and **directs** each party to participate and be represented by an agent with authority to bind and make decisions

on the party's behalf. The Committee also invites the attendance of the Bureau of Land Management (BLM).

## **Public Participation**

The Energy Commission's Public Adviser, is available to assist the public in participating in the application review process. Contact the Public Adviser's Office at (916) 654-4489 or 800-822-6228 or e-mail: **[[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)]**.

If you have a disability and need assistance to participate in any scheduled event, contact Lourdes Quiroz no less than five days prior to the hearing at (916) 654-5146 or e-mail: **[[lquiroz@energy.state.ca.us](mailto:lquiroz@energy.state.ca.us)]**.

## **Information**

Questions of a legal or procedural nature should be directed to Kourtney Vaccaro, the Hearing Officer, at (916) 654-4328 or e-mail: **[[kvaccaro@energy.state.ca.us](mailto:kvaccaro@energy.state.ca.us)]**.

Technical questions concerning the Project should be addressed to Eric Solorio, the Staff Project Manager, at (916) 651-0966 or e-mail: **[[esolorio@energy.state.ca.us](mailto:esolorio@energy.state.ca.us)]**.

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail: **[[mediaoffice@energy.state.ca.us](mailto:mediaoffice@energy.state.ca.us)]**.

Information concerning the status of the project, as well as notices and other relevant documents may be viewed on the Energy Commission's Internet web page at: **[[www.energy.ca.gov/sitingcases/ridgecrest/index.html](http://www.energy.ca.gov/sitingcases/ridgecrest/index.html)]**.

Dated: April 8, 2010 at Sacramento, California.

*Original signed by:*  
\_\_\_\_\_  
JAMES D. BOYD  
Vice Chair and Presiding Member  
Ridgecrest Solar AFC Committee

*Original signed by:*  
\_\_\_\_\_  
ANTHONY EGGERT  
Commissioner and Associate Member  
Ridgecrest Solar AFC Committee

*Mailed to Lists: POS, 7381, 7382, 7383, 7384*



**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT  
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1-800-822-6228 – [WWW.ENERGY.CA.GOV](http://WWW.ENERGY.CA.GOV)**

**APPLICATION FOR CERTIFICATION  
For the *RIDGECREST SOLAR  
POWER PROJECT***

**Docket No. 09-AFC-9**

**PROOF OF SERVICE  
(Revised 3/2/2010)**

**APPLICANT**

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**INTERVENORS**

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Elizabeth Klebaner  
Marc D. Joseph  
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Bureau of Land Management  
California Desert District  
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**ENERGY COMMISSION**

JAMES D. BOYD  
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Public Adviser  
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DECLARATION OF SERVICE

I, Maggie Read , declare that on, April 8, 2010, I served and filed copies of the attached, Notice of April 27, 2010 Status Conference, Notice of Prehearing Conference and Evidentiary Hearings and Scheduling Order. 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: [[http://www.energy.ca.gov/sitingcases/solar\\_millennium\\_ridgecrest](http://www.energy.ca.gov/sitingcases/solar_millennium_ridgecrest)].

The document has 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;
- ☐ by delivering on this date, for mailing with the United States Postal Service with first-class postage thereon fully prepaid, to the name and address of the person served, for mailing that same day in the ordinary course of business; that the envelope was sealed and placed for collection and mailing on that date 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. 09-AFC-9  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512

[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

I declare under penalty of perjury that the foregoing is true and correct, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.

Original signed by:  
Maggie Read  
Hearing Adviser's Office



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COMMISSION OF THE STATE OF CALIFORNIA  
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APPLICATION FOR CERTIFICATION  
For the **RIDGECREST SOLAR**  
**POWER PROJECT**

DOCKET No. 09-AFC-9

**NOTICE OF PREHEARING CONFERENCE  
AND  
EVIDENTIARY HEARING**

**PLEASE TAKE NOTICE** that the Committee designated by the Energy Commission to conduct proceedings on the Application for Certification (AFC) for the **RIDGECREST SOLAR POWER PROJECT** has scheduled the **Prehearing Conference** as follows:

**The *Prehearing Conference* will be conducted on:**

**MONDAY, May 17, 2010  
Beginning at 9 a.m.**

**California Energy Commission  
Hearing Room A  
1516 9<sup>th</sup> Street  
Sacramento, CA 95814**

**TELECONFERENCE OPTION:** The following toll free phone number will be available at 9 a.m. for callers to participate in the Prehearing Conference:

**Call: 1-888-469-3052  
Use Passcode: "*Ridgecrest*"  
Conference Leader: "*Kourtney Vaccaro*"**

**The *Evidentiary Hearing* will be conducted on:**

**TUESDAY, June 1, 2010  
Beginning at 9 a.m.**

**California Energy Commission  
Hearing Room A  
1516 9<sup>th</sup> Street  
Sacramento, CA 95814**

***and, on:***

**THURSDAY, June 3, 2010  
Beginning at 10 a.m.**

**and**

**FRIDAY, June 4, 2010  
Beginning at 10 a.m.**

**Ridgecrest City Hall  
100 West California Avenue  
Ridgecrest, California 93555**

***Please note that the Committee may, in appropriate circumstances, extend the hearings into the evening hours.***

**TELECONFERENCE OPTION:** The following toll free phone number will be available at 10 a.m. both days for callers to participate in the hearing:

**Call: 1-888-469-3052  
Use Passcode: "Ridgecrest"  
Conference Leader: "Kourtney Vaccaro"**

Pursuant to section 1213 of the Commission's regulations, the Committee intends to take Official Notice of the report issued by the Commission's Siting Committee entitled:

***COMMITTEE GUIDANCE ON FULFILLING CALIFORNIA ENVIRONMENTAL QUALITY ACT  
RESPONSIBILITIES FOR GREENHOUSE GAS IMPACTS IN POWER PLANT SITING  
APPLICATIONS.***

The report was issued in March 2009 and is found on the Commission website at:  
<http://www.energy.ca.gov/2009publications/CEC-700-2009-004/CEC-700-2009-004.PDF>

**PLEASE TAKE NOTICE** that the Committee has established the following **SCHEDULE** for the filings and activities leading to the Evidentiary Hearings.

## SCHEDULE

<b>ACTIVITY OR FILING</b>	<b>DATE OR FINAL DEADLINE</b>
Last day to file Petition to Intervene	Saturday, April 17, 2010 <sup>1</sup>
All parties file written opening testimony and exhibits  <b>Note:</b> Staff only files regarding testimony and exhibits NOT contained in the Staff Assessment	Monday, May 10, 2010
All parties file Prehearing Conference Statements.	Thursday, May 13, 2010
Prehearing Conference	Monday, May 17, 2010
All parties file and serve supplemental and rebuttal written testimony and exhibits	Monday, May 24, 2010
Applicant submits compilation of opening and rebuttal testimony to Hearing Officer	Wednesday, May 26, 2010
Evidentiary Hearings	Tuesday, June 1, 2010, and Thursday, June 3 – Friday, June 4, 2010
All parties file post hearing briefs	Monday, June 28, 2010

### Purpose of Prehearing Conference

The Prehearing Conference is a public forum where the Committee will assess the parties' readiness for an evidentiary hearing, identify areas of agreement or dispute, and discuss the remaining schedule and procedures necessary to conclude the certification process. (Cal. Code Regs., tit. 20, § 1718.5.)

At the Prehearing Conferences, all parties (Staff, Applicant, and Intervenors) shall present their respective positions regarding: the substantive topic areas ready for evidentiary hearing; those topics that require further analysis, including the nature of, and time frame for, any such analysis; the topic areas that have been resolved; and the topic areas that are disputed and require adjudication. The parties shall also identify proposed witnesses, as well as the time required for direct testimony and/or cross-examination.

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<sup>1</sup> California Code of Regulations, title 20, sections 1003, 1207.

We invite Bureau of Land Management (BLM) representatives to attend the Prehearing Conference and Evidentiary Hearings to facilitate coordination of BLM's process with this AFC process.

Local, state, and federal governmental agencies may participate at the Prehearing Conferences and Evidentiary Hearing, as necessary. (Cal. Code Regs., tit. 20, § 1714.5.) Elected officials and members of the public may present public comments at these events and/or submit written comments to the Energy Commission's Docket Unit. Please include "Docket No. 09-AFC-9" on any written comments.

### **Prehearing Conference Statements**

Each party is **ORDERED** to serve and file a **PREHEARING CONFERENCE STATEMENT** containing all of the information described below. The parties shall e-mail and/or mail their statements to the Hearing Officer, to the parties as indicated on the proof of service list, and submit both e-mail and paper copy to the Commission's Docket Unit, 1516 9th Street, MS-4, Sacramento, California 95814-5512, so as to be received **NO LATER than 4 P.M. on Thursday, May 13, 2010**. The parties shall also submit a **Word version** of their statements to the Hearing Officer via e-mail.

***NOTE: FAILURE TO FILE A PREHEARING CONFERENCE STATEMENT BY THE DEADLINE MAY PRECLUDE A PARTY FROM PARTICIPATING AT THE PREHEARING CONFERENCE AND EVIDENTIARY HEARING.***

Each statement shall specify:

1. The topic areas that are complete and ready to proceed to evidentiary hearing;
2. The topic areas that are not complete and not yet ready to proceed to evidentiary hearing, and the reasons therefor;
3. The topic areas that remain disputed and require adjudication, and the precise nature of the dispute for each topic;
4. The identity of each witness sponsored by each party (**note:** expert witnesses must demonstrate professional expertise in their area(s) of testimony); the topic area(s) which each witness will present; a brief summary of the testimony to be offered by each witness; qualifications of each witness; and the time required to present direct testimony by each witness;
5. Topic areas upon which a party desires to cross-examine witnesses, a summary of the scope of such cross-examination, and the time desired for such cross-examination;
6. A list identifying exhibits and declarations that each party intends to offer into evidence and the technical topics to which they apply (**see attached sample for preferred format**);
7. Briefing dates (if needed) and other scheduling matters;



8. For all topics, the parties shall review the Proposed Conditions of Certification listed in the Staff Assessment (SA) for enforceability, comprehension, and consistency with the evidence, and submit any proposed modifications.

### **Format for Presenting Written Testimonial and Documentary Evidence**

**In addition** to the witness lists and exhibit lists provided with the Prehearing Conference Statements, the parties shall also provide copies of their written testimonial and documentary evidence **ON OR BEFORE the dates shown in the schedule above**. They shall also provide it to the Committee in two formats, as follows.

**NOTE: FAILURE TO EXCHANGE WRITTEN TESTIMONIAL AND DOCUMENTARY EVIDENCE BY THE DEADLINE MAY PRECLUDE A PARTY FROM PARTICIPATING AT THE EVIDENTIARY HEARING.**

**Format 1.** Each document shall be numbered and identified on an **Exhibit List**. (See attached sample Exhibit List.)

- Applicant's exhibits shall be numbered consecutively as **Exhibits 1 through 299**. **Exhibit 1** shall be the Application for Certification. (note: provide the AFC only upon request);
- Staff's exhibits shall be numbered consecutively as **Exhibits 300 through 399**. **Exhibit 300** shall be the Staff Assessment.
- Intervenor CURE's exhibits shall be numbered consecutively as **Exhibits 400 through 499**.
- Intervenor Desert Tortoise Council's exhibits shall be numbered consecutively as **Exhibits 500 through 599**.
- Intervenor Western Watersheds Project's exhibits shall be numbered consecutively as **Exhibits 600 through 699**.
- Intervenor Basin and Range Watch's exhibits shall be numbered consecutively as **Exhibits 700 through 799**.

Printed copies of each party's exhibits, including intervenors' exhibits, organized as described under Format No. 1, above, shall be submitted to all other parties, including intervenors, the Hearing Officer, and the Committee, on or before the dates shown in the schedule above.

**Format 2.** To facilitate the Committee's efficient organization and review of the exhibits, printed copies of **Applicant's** exhibits for each topic area shall **also** be compiled in separate file folders **designated by topic** with the appropriate Exhibit Number attached to each document. This compilation

shall include all opening and rebuttal testimony filed by Applicant and shall be provided to the Hearing Officer **NO LATER than May 26, 2010.**  
***Presentation of their exhibits by other parties in similar fashion would be helpful to the Committee, but is not mandatory.***

### **Petitions to Intervene to Become a Formal Party**

The Energy Commission's Decision on the Ridgecrest Solar Power Project will be based on the official evidentiary record developed at the Evidentiary Hearing. Only formal parties (Applicant, Staff, and Intervenor) may present evidence and cross-examine witnesses at the Evidentiary Hearing. Public comment may not, by itself, support a finding or conclusion in the Decision but the Committee may consider it to the extent it can supplement formal written or oral testimony sponsored by a party.

Anyone with an appropriate interest in the Project may file a Petition to Intervene and become a formal party. At the Evidentiary Hearing, a formal party may offer testimony and documentary evidence and cross-examine witnesses. **A formal party must also comply with Committee orders, procedures, and filing requirements, and is subject to discovery and having its own witnesses cross-examined by other parties.**

**The DEADLINE to file a Petition to Intervene in this case is SATURDAY, APRIL 17, 2010.** (20 Cal. Code Regs., § 1003.) Petitions filed after that date and time extensions for new Intervenor to review case materials may be granted only upon a showing by the Petitioner that extraordinary circumstances made it impossible to file by the deadline, in the judgment of the Committee.

### **How to Intervene**

The Energy Commission's Public Adviser's office will assist any person or organization interested in preparing a Petition to Intervene. For assistance in this process, contact the Public Adviser's office at (916) 654-4489 or (800) 822-6228 or e-mail: **[[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)].**

### **Public Participation and Public Adviser**

Members of the public are welcome to attend and offer comments at the Prehearing Conference and the Evidentiary Hearing. It is not necessary to be an Intervenor to participate in the public process.

Comments made after the Evidentiary Hearings may be discussed in the Presiding Member's Proposed Decision (PMPD) or treated and discussed as comments on the PMPD, in the Committee's discretion. Comments made to BLM or the Energy Commission will be shared with the other agency.

The Energy Commission Public Adviser's Office is available to assist the public in participating in the application review process. For those individuals who require general information on how to participate, please contact the Public Adviser's Office at (916) 654-4489 or (800) 822-6228 or e-mail: **[[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)]**.

If you have a disability and need assistance to participate in this event, contact Lourdes Quiroz at (916) 654-5146 or e-mail: **[[lquiroz@energy.state.ca.us](mailto:lquiroz@energy.state.ca.us)]**.

### **Information**

Questions of a legal or procedural nature should be directed to Kourtney Vaccaro, the Hearing Officer, at (916) 654-4328 or e-mail: **[[kvaccaro@energy.state.ca.us](mailto:kvaccaro@energy.state.ca.us)]**.

Technical questions concerning the project should be addressed to Eric Solorio, the Staff Project Manager, at (916) 651-0966, or e-mail: **[[esolorio@energy.state.ca.us](mailto:esolorio@energy.state.ca.us)]**.

Technical questions concerning the BLM permitting process should be addressed to Janet Eubanks at (951) 697-5376, or e-mail: **[[Janet\\_Eubanks@ca.blm.gov](mailto:Janet_Eubanks@ca.blm.gov)]**.

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail at: **[[mediaoffice@energy.state.ca.us](mailto:mediaoffice@energy.state.ca.us)]**.

Information concerning the status of the project, as well as notices and other relevant documents, may be viewed on the Energy Commission's Internet web page at: **[[www.energy.ca.gov/sitingcases/ridgecrest/](http://www.energy.ca.gov/sitingcases/ridgecrest/)]**.

Dated: April 8, 2010, at Sacramento, California.

Original signed by:  
JAMES D. BOYD  
Vice Chair and Presiding Member  
Ridgecrest Solar AFC Committee

Original signed by:  
ANTHONY EGGERT  
Commissioner and Associate Member  
Ridgecrest Solar AFC Committee

*Mailed to Lists: POS, 7381, 7382, 7383, 7384*

**SAMPLE**  
**EXHIBIT LIST**

**NOTE:** The format of the samples provided below is equally applicable to all parties. However, given the likely differences in the documentary evidence submitted by the parties, the samples illustrate how to address specific types of evidence that might be unique to each party.

**APPLICANT'S EXHIBITS**

**EXHIBIT 1**     **ABC** Power Plant Project Application for Certification (AFC); dated [month, day, year], and docketed on [month, day, year].

- (a) Executive Summary
- (b) Project Description
- (c) Air Quality
- (d) Biological Resources
- (e) Cultural Resources
- (f) Hazardous Materials Management
- (g) Land Use
- (h) Noise and Vibration
- (i) Public Health
- (j) Socioeconomics
- (k) Soil and Water Resources
- (l) Traffic and Transportation
- (m) Transmission Line Safety and Nuisance
- (n) Visual Resources
- (o) Waste Management
- (p) Worker Safety and Fire Protection
- (q) Facility Design
- (r) Geology and Paleontology
- (s) Power Plant Efficiency
- (t) Power Plant Reliability
- (u) Transmission System Engineering
- (v) Alternatives

**EXHIBIT 2**     **ABC**, LLC's Objection to California Energy Commission Staff Data Requests (Set 1); dated [month, day, year], and docketed [month, day, year].

- (a) Objections to Data Request 16
- (b) Objections to Data Request 53
- (c) Objections to Data Requests 66, 67, and 68

**EXHIBIT 3**     **ABC**, LLC's, Response to California Energy Commission Data Requests 1-74; [month, day, year], and docketed [month, day, year].

- (a) Responses 1-6; Exhibit 2-1
- (b) Responses 7-10; Exhibits 7-1, 7-2, 7-3, 10-1
- (c) Responses 11-20; Exhibits 17-1, 17-2
- (d) Response 21
- (e) Responses 22-23; Exhibits 22-1, 23-1
- (f) Responses 24-53; Exhibits 25-1, 35-1, 38-1, 48-1, 48-2
- (g) Responses 54-58; Exhibit 58-1
- (h) Responses 59-68; Exhibit 61-1
- (i) Responses 69-74

**EXHIBIT 4**     Declaration of John Doe regarding Project Description; dated [month, day, year].

**EXHIBIT 5**     **ABC**, LLC's Response to California Energy Commission Data Request Workshop (Site Cut and Fill Depth Plan); dated [month, day, year], and docketed [month, day, year].

- (a) Site Cut and Fill Depth Plan
- (b) Cover Letter; Will-Serve Letter from \_\_\_\_\_ dated [month, day, year].

#### **ENERGY COMMISSION STAFF'S EXHIBITS**

**EXHIBIT 300**     Final Staff Assessment for the ABC Power Plan Project, dated [month, day, year], docketed [month, day, year].

**EXHIBIT 301**     Energy Commission Staff's Errata to the Final Staff Assessment, dated [month, day, year] and docketed [month, day, year], 2009.

#### **INTERVENOR EXHIBITS**

**EXHIBIT 400**     Intervenor John Smith's Testimony: [title or subject], filed as rebuttal testimony, 3 page document, docketed [month, day, year].



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**APPLICATION FOR CERTIFICATION  
For the *RIDGECREST SOLAR  
POWER PROJECT***

**Docket No. 09-AFC-9**

**PROOF OF SERVICE  
(Revised 3/2/2010)**

**APPLICANT**

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Matthew Sanders  
Paul, Hastings, Janofsky & Walker  
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**INTERVENORS**

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(CURE)  
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Elizabeth Klebaner  
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DECLARATION OF SERVICE

I, Maggie Read , declare that on, April 8, 2010, I served and filed copies of the attached, Notice of April 27, 2010 Status Conference, Notice of Prehearing Conference and Evidentiary Hearings and Scheduling Order. 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: [[http://www.energy.ca.gov/sitingcases/solar\\_millennium\\_ridgecrest](http://www.energy.ca.gov/sitingcases/solar_millennium_ridgecrest)].

The document has 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)*

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- ☒ sent electronically to all email addresses on the Proof of Service list;
- ☐ by personal delivery;
- ☐ by delivering on this date, for mailing with the United States Postal Service with first-class postage thereon fully prepaid, to the name and address of the person served, for mailing that same day in the ordinary course of business; that the envelope was sealed and placed for collection and mailing on that date 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. 09-AFC-9  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512

[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

I declare under penalty of perjury that the foregoing is true and correct, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.

Original signed by:  
Maggie Read  
Hearing Adviser's Office



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  
**RIDGECREST SOLAR  
POWER PROJECT**

**DOCKET No. 09-AFC-9**

## **COMMITTEE SCHEDULING ORDER**

### **Background**

On September 1, 2009, the Energy Commission received an Application for Certification (AFC) from Solar Millennium LLC, (Applicant) to construct a solar thermal power plant facility in the high northern Mojave Desert in northeastern Kern County, California, about five miles southwest of the City of Ridgecrest, California.

The Energy Commission found the AFC data adequate on November 18, 2009, and assigned a Committee to conduct proceedings on the AFC. The Committee held a public Site Visit and Informational Hearing at Ridgecrest City Hall on January 5, 2010, to discuss the review process and to identify issues that could affect the schedule. A Committee Schedule issued shortly thereafter.

On March 26, 2010, Commission Staff issued a Staff Assessment/Draft Environmental Impact Statement in this matter. As a result, the Committee has further revised the Committee Schedule to identify events that must occur in order to complete the certification process. The Committee encourages the parties to consider the dates in the attached schedule as final deadlines and endeavor to complete the tasks ahead of these dates. Some deadlines are estimates contingent upon reviews to be conducted by federal, state, and local agencies.

### **Status Reports and Status Conferences**

As specified in the prior Scheduling Order, the Committee favors the elimination of unnecessary tasks, thereby allowing the parties to focus on resolution of issues and timely preparation of necessary documents. Accordingly, the Committee **orders** the parties to work with diligence to meet the scheduled deadlines. It is **further ordered** that the parties promptly inform the Committee via memo, e-mail, or telephone contact with the Hearing Adviser, of anything causing inability to meet a deadline. Any such communications shall be promptly docketed as appropriate.



The Committee continues to encourage the parties to request a Status Conference whenever needed. In order to provide sufficient notice, the Committee asks that requests for status conferences be submitted to the Hearing Adviser at least 15 days prior to the proposed date for the status conference. In order to conserve time and resources, the Committee will allow remote attendance at any status conference.

### **Public Participation**

The Energy Commission Public Adviser is available to assist the public in participating in the application review process. For those individuals who require general information on how to participate, please contact the Public Adviser's Office at (916) 654-4489 or 1-800-822-6228 or e-mail: **[[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)]**.

If you have a disability and need assistance to participate in any scheduled event, contact Lourdes Quiroz no less than five days prior to the hearing at (916) 654-5146 or e-mail: **[[lquiroz@energy.state.ca.us](mailto:lquiroz@energy.state.ca.us)]**.

### **Information**

Questions of a legal or procedural nature should be directed to Kourtney Vaccaro, the Hearing Officer, at (916) 654-4328 or e-mail: **[[kvaccaro@energy.state.ca.us](mailto:kvaccaro@energy.state.ca.us)]**.

Technical questions concerning the Project should be addressed to Eric Solorio, the Staff Project Manager, at (916) 651-0966 or e-mail: **[[esolorio@energy.state.ca.us](mailto:esolorio@energy.state.ca.us)]**.

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail: **[[mediaoffice@energy.state.ca.us](mailto:mediaoffice@energy.state.ca.us)]**.

Information concerning the status of the project, as well as notices and other relevant documents may be viewed on the Energy Commission's Internet web page at: **[[www.energy.ca.gov/sitingcases/ridgecrest/](http://www.energy.ca.gov/sitingcases/ridgecrest/)]**.

Dated: April 8, 2010 at Sacramento, California.

*Original signed by:*  
\_\_\_\_\_  
JAMES D. BOYD  
Vice Chair and Presiding Member  
Ridgecrest Solar AFC Committee

*Original signed by:*  
\_\_\_\_\_  
ANTHONY EGGERT  
Commissioner and Associate Member  
Ridgecrest Solar AFC Committee

**REVISED**  
**COMMITTEE SCHEDULE**  
 FOR THE  
**RIDGECREST SOLAR POWER PROJECT**  
**(09-AFC-9)**

<b>ACTIVITY</b>	<b>DATE</b>
Commission's determination that AFC is complete	11/18/09
Staff files Data Requests	12/22/09
Staff files Issues Identification Report	12/23/09
Data Request Workshop	TBD
Technical staff receive final comments and conditions from appropriate agencies	1/4/10-1/10/10
Energy Commission Informational Hearing/Site Visit and BLM Public Scoping Meeting	1/5/10
Applicant provides Data Responses	1/22/10
Data Response and Issue Resolution workshops	As needed
Local, state and federal agency draft determinations AQMD files PDOC	2/18/10
Administrative Draft Staff Assessment/Draft EIS (SA/DEIS) Circulated for Internal and BLM Review	3/1/10 – 3/12/10
CEC Publishes and Files SA/DEIS	3/26/10
EPA Review of SA/DEIS	4/2/10
EPA Publishes Notice of Availability (NOA) for SA/DEIS in Federal Register (90-day comment period begins)	4/9/10
AQMD files FDOC	4/15/10
Status Conference	4/27/10
Local, State, and Federal Agency Final Determinations;	TBD
BLM Submits Biological Assessment (BA) to FWS	4/21/10
BA determined adequate by USFWS	TBD
Staff Assessment Workshop(s)/DEIS Public Meeting(s)	4/22/10, 4/23/10, and additional dates TBD
Preparing Staff Assessment Errata or Addendum	4/30/10
All Parties File and Serve Opening Testimony	5/10/10
All Parties File Prehearing Conference Statements	5/13/10
Prehearing Conference*	5/17/10

ACTIVITY	DATE
All Parties File Rebuttal Testimony	5/24/10
Initial Evidentiary Hearings	(6/1/10, 6/3/10-6/4/10) <sup>1</sup>
Post Hearing Briefs Filed	6/28/10
SA/DEIS Comment Period Ends	90 days after NOA published (approx. 7/9/10)
Prepare Responses to SA/DEIS Comments and Staff Assessment Errata (SAE)	7/16/10
Administrative SAE/FEIS Circulated for Internal and BLM review	7/21/10
USFWS issues Biological Opinion (90 days after consultation initiated) and Incidental Take Statement	7/21/10
BLM, DOE, and CEC Administrative Review of SAE/FEIS	7/23/10
CEC Files of SAE/FEIS	8/6/10
EPA Review of SAE/FEIS	8/13/10
EPA Publishes Notice of Availability for SAE/FEIS in Federal Register	8/20/10
Continuation of Evidentiary Hearing to Receive SAE /FEIS and Related Evidence	Two weeks after SAE/FEIS is published (Week of 8/23/10)
Presiding Members Proposed Decision (PMPD) - Issued for 30-Day Comment Period	Week of 9/13/10
BLM Plan Amendment Protest Period Ends	9/20/10
Expedited Governor's review period ends	9/20/10
Committee Hearing on PMPD	Approx. 9/27/10
BLM Resolution Period Ends (assuming protest was filed)	10/20/10
Commission Decision	By 11/10
BLM Record of Decision/Right of Way (ROD/ROW) issued; Energy Commission Decision*	By 11/10
BLM Notice to Proceed	By 11/10

Dated: April 8, 2010

<sup>1</sup> The 6/1/10 hearing will take place in Sacramento for undisputed matters. The hearings on 6/3/10 and 6/4/10 will take place in Ridgecrest for disputed matters.



**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT  
COMMISSION OF THE STATE OF CALIFORNIA  
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1-800-822-6228 – [WWW.ENERGY.CA.GOV](http://WWW.ENERGY.CA.GOV)**

**APPLICATION FOR CERTIFICATION  
For the *RIDGECREST SOLAR  
POWER PROJECT***

**Docket No. 09-AFC-9**

**PROOF OF SERVICE  
(Revised 3/2/2010)**

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I declare under penalty of perjury that the foregoing is true and correct, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.

Original signed by:  
Maggie Read  
Hearing Adviser's Office