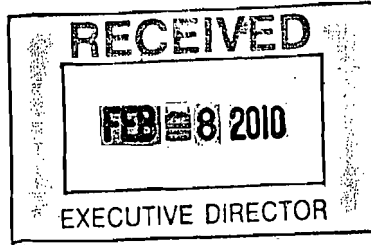


GALATI | BLEK LLP

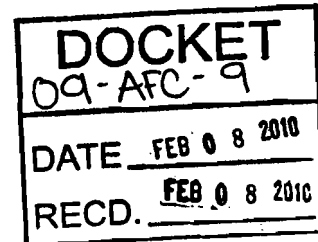
COMPLETED



455 Capitol Mall Suite 350  
Sacramento CA 95814  
Tel • 916.441.6575  
Fax • 916.441.6553

February 8, 2010

Ms. Melissa Jones  
Executive Director  
California Energy Commission  
1516 Ninth Street  
Sacramento, CA 95814-5512



**Subject: Application for Confidential Designation;  
Cultural Resources Records Search Results for the Proposed  
Ridgecrest Solar Power Project Transmission Line Interconnection  
to Inyokern Substation  
Docket No. (09-AFC-9)**

Enclosed for confidential filing with the California Energy Commission are one (1) original and two (2) compact discs of the **Cultural Resources Records Search Results for the Proposed Ridgecrest Solar Power Project Transmission Line Interconnection to Inyokern Substation** for the Ridgecrest Solar Power Project (09-AFC-9).

Sincerely,

A handwritten signature in cursive script that reads "Marie Mills".

Marie Mills

February 8, 2010

Ms. Melissa Jones  
Executive Director  
California Energy Commission  
1516 Ninth Street  
Sacramento, CA 95814

Subject: Request for Confidential Designation  
Cultural Resources Records Search Results for the Proposed Ridgecrest  
Solar Power Project Transmission Line Interconnection to Inyokern  
Substation Kern County, California (Class I Report)  
February 2010  
Ridgecrest Solar Power Project (09-AFC-9)

Dear Ms. Jones,

Solar Millennium LLC, as an owner of the Ridgecrest Solar Power Project (RSPP) requests that the attached information be designated confidential pursuant to 20 CCR Section 2505. This information is being supplied to the California Energy Commission (CEC) as Cultural Resources Records Search Results for the Proposed Ridgecrest Solar Power Project Transmission Line Interconnection to Inyokern Substation for the Ridgecrest Solar Power Project (09-AFC-9).

In support of its application for confidentiality designation, Solar Millennium LLC, provides the following information:

APPLICANT: Solar Millennium LLC  
ADDRESS: 1625 Shattuck Avenue, Suite 270  
Berkeley, CA 94709-1161

1(a). *Title, date and description (including number of pages) of the record for which you request confidential designation.*

Cultural Resources Records Search Results for the Proposed Ridgecrest Solar Power Project Transmission Line Interconnection to Inyokern Substation (February 2010). One original of the Cultural Resources Records Search Results for the Proposed Ridgecrest Results Solar Power Project Transmission Line Interconnection to Inyokern Substation (Volumes I & II) is being submitted along with two compact discs

containing the information described above. We request that these documents in their entirety are granted confidential designation.

*1(b). Specify the part(s) of the record for which you request confidential designation.*

The reports identified above in 1(a), in their entirety:

- Cultural Resources Records Search Results for the Proposed Ridgecrest Solar Power Project Transmission Line Interconnection to Inyokern Substation.

*2. State and justify the length of time the Commission should keep the record confidential.*

Cultural Resources Records Search Results for the Proposed Ridgecrest Solar Power Project Transmission Line Interconnection to Inyokern Substation for the Proposed Ridgecrest for the Ridgecrest Solar Power Project should be kept confidential indefinitely to protect potential cultural and archeological resources sites. The information being submitted contains copies of cultural resource records search information, including geo-archaeological results which are referenced in the respective reports and investigations. Additionally, this submittal contains mapping of class I cultural resources survey results of those archaeological sites and isolates. If the information and descriptions of the locations of the sites are released to the public domain, there is a potential for looting of those site.

*3(a). State the provisions of the Public Records Act or other law that allows the Commission to keep the record confidential, and explain why the provision(s) apply to the record.*

Cultural Resources Records Search Results for the Proposed Ridgecrest Solar Power Project Transmission Line Interconnection to Inyokern Substation specifically identifies areas of potential cultural and archaeological significance. It is thus protected under Government Code Sections 6254(e) and 6254(k). Protection provided is also analogous to that given to Native American sacred places under Section 6254(r) of the Government Code.

- 3(b). *Discuss the public interest in nondisclosure of the record. If the record contains trade secrets or its disclosure would otherwise cause loss of a competitive advantage, please also state how it would be lost, the value of the information to the applicant, and the ease or difficulty with which the information could be legitimately acquired or duplicated by others.*

The public interest will be served by nondisclosure by preventing looting of the cultural and archaeological resource sites described in Cultural Resources Records Search Results for the Proposed Ridgecrest Solar Power Project Transmission Line Interconnection to Inyokern Substation for the Ridgecrest Solar Power Project. Such looting would preclude scientific study of the sites to gain data about the cultural and archeological resources of the area.

4. *State whether the record may be disclosed if it is aggregated with other information or masked to conceal certain portions (including but not limited to the identity of the applicant). State the degree of aggregation or masking required. If the data cannot be disclosed even if aggregated or masked, explain why.*

Solar Millennium LLC, believes the CEC staff will require the specific information contained in Cultural Resources Records Search Results for the Proposed Ridgecrest Solar Power Project Transmission Line Interconnection to Inyokern Substation to properly perform its analysis. Aggregation of information would hinder a complete CEC analysis. However, Solar Millennium LLC, believes the CEC can incorporate a generalized summary of information contained in the Cultural Resources Records Search Results for for the Ridgecrest Solar Power Project Transmission Line Interconnection to Inyokern Substation to properly state the basis for its analysis without disclosing information specific enough to facilitate looting.

5. *State how the record is kept confidential by the applicant and whether it has ever been disclosed to a person other than an employee of the applicant. If it has, explain the circumstances under which disclosure occurred.*

Solar Millennium LLC, has not disclosed any of the subject information to anyone other than its employees, attorneys, and consultants working on the RSPP. Moreover, this information will not be disclosed to any other persons employed by or working for Solar Millennium LLC except on a "need to know" basis. Solar Millennium LLC, is marking this information "Confidential" and is instituting a policy that segregates this information from other PSPP files and that access to it be restricted to a designated confidential information manager or managers within Solar Millennium LLC or its attorneys/consultants.

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 I, attorney with the Law Firm of GalatiBlek, LLP, am authorized to make the application and certification on behalf of the applicant.

A handwritten signature in black ink, appearing to read 'R. Gladden', with a large, stylized flourish at the end.

Robert Gladden  
Counsel for Solar Millennium LLC