

**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION
OF THE STATE OF CALIFORNIA**

**APPLICATION FOR CERTIFICATION FOR
THE BEACON SOLAR ENERGY PROJECT**

DOCKET NO. 08-AFC-2

DOCKET

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DATE SEP 30 2008

RECD. SEP 30 2008

BEACON SOLAR, LLC'S STATUS REPORT #2

DOWNEY BRAND, LLP
Jane E. Luckhardt, Esq. (Bar No. 141919)
555 Capitol Mall, Tenth Floor
Sacramento, CA 95814-4686
Telephone: (916) 444-1000
Facsimile: (916) 444-2100

Attorneys for Applicant
Beacon Solar, LLC

Dated: September 30, 2008

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Beacon Solar, LLC ("Beacon") is pleased to provide the following status report to the Committee. Beacon would like to express its desire to keep this project moving through the licensing process. Beacon is concerned about the length of time this proceeding has taken thus far. Beacon is hopeful that, despite the need to modify the schedule somewhat as set forth in California Energy Commission Staff's Status Report of August 8, 2008, the project will be ready for a Final Staff Assessment by the end of the year.

Commission Staff held a biological issues resolution workshop on August 25, 2008 at the United States Fish and Wildlife Service offices in Ventura, where all participants discussed biological mitigation and raven monitoring issues. The intent of the meeting was to (1) obtain concurrence on the approach to mitigation for potential impacts to sensitive species and the proposed mitigation numbers for the Mojave desert tortoise, Mohave ground squirrel, and the western burrowing owl; and (2) to obtain approval of the proposed monitoring approach for the common raven to facilitate initiation of baseline monitoring, if necessary.

On September 12, 2008, Staff provided a second set of data requests. These included requests for additional information in the areas of Biological Resources, Cultural Resources, Socioeconomics, Soils, and Water Resources. Beacon is working diligently to compile all the information asked for in the data requests, and will be filing responses in the near future. In addition, Beacon anticipates being able to file supplemental responses to previously filed Cultural Resources requests shortly.

Beacon recently filed comprehensive responses to questions concerning the project that were posed by the community of Rancho Seco, and is looking forward to continuing to collaborate with the community as this process moves forward. Beacon also recently received comments on the project provided by the Kern County Planning Department, and will be

responding to those comments as well as working with the County to resolve its concerns and requested conditions of approval.

Respectfully,

/s/ Jane E. Luckhardt

Jane E. Luckhardt
Downey Brand, LLP
Attorneys for Applicant

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PROOF OF SERVICE
(Revised 8/18/08)

INSTRUCTIONS: All parties shall either (1) send an original signed document plus 12 copies or (2) mail one original signed copy AND e-mail the document to the address for the docket as shown below, AND (3) all parties shall also send a printed or electronic copy of the document, which includes a proof of service declaration to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 08-AFC-2
1516 Ninth Street, MS-14
Sacramento, CA 95814-5512
docket@energy.state.ca.us

<p>Steve Schauer, Executive Director Solar Business Development 700 Universe Blvd. Juno Beach, FL 33408 Steve.schauer@fpl.com</p> <p>Mike Argentine FPL Energy, LLC 1465 Oak Hill Way Roseville, CA 95661 Michael.argentine@fpl.com</p>	<p>Kenneth Stein, J.D. Duane McCloud Bill Narvaez Meg Russell FPL Energy, LLC 700 Universe Blvd., MS JES/JB Juno Beach, FL 33408 Kenneth.stein@fpl.com Guillermo.narvaez@fpl.com Duane.mccloud@fpl.com Meg.russell@fpl.com</p>
<p>Jane Luckhardt, Esq. Downey Brand, LLP 555 Capitol Mall, 10th Floor Sacramento, CA 95814 jluckhardt@downeybrand.com</p>	<p>Sara Head, Vice President ENSR Corporation 1220 Avenida Acaso Camarillo, CA 93012 shead@ensr.aecom.com</p>
<p>Geoffrey R. Baxter, P.E. – Project Manager Worley Parsons 2330 E. Bidwell Street, Suite 150 Folsom, CA 95630 Geoffrey.baxter@worleyparsons.com</p>	<p>CA Independent System Operator P.O. Box 639014 Folsom, CA 95763-9014 e-recipient@caiso.com</p>

Tanya A. Gulesserian Marc D. Joseph Adams, Broadwell, Joseph & Cardozo 601 Gateway Blvd., Suite 1000 So. San Francisco, CA 94080 tgulesserian@adamsbroadwell.com	
Karen Douglas Commissioner & Presiding Member kldougla@energy.state.ca.us	Jeffrey D. Byron, Associate Member jbyron@energy.state.ca.us
Kenneth Celli, Hearing Officer kcelli@energy.state.ca.us	Jared Babula, Staff Counsel jbabula@energy.state.ca.us
Shaelyn Strattan, Project Manager mstratta@energy.state.ca.us	Public Adviser pao@energy.state.ca.us

DECLARATION OF SERVICE

I, Lorraine Ballew, declare that on September 30, 2008, I deposited copies of the attached **Beacon Solar, LLC's Status Report #2** in the United States mail at Sacramento, California with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

OR

Transmission via electronic mail was consistent with the requirements of the California Code of Regulations, title 20, sections 1209, 1209.5 and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.

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

/s/ Lorraine Ballew
Lorraine Ballew