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

BEACON SOLAR, LLC’S STATUS REPORT #2

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Beacon Solar, LLC

Dated: September 30, 2008
BEACON SOLAR, LLC’S STATUS REPORT #2

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

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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