

Memorandum

Date: August 24, 2009
Telephone: (916) 651-0966

To: Karen Douglas, Chairman and Presiding Member
 Jeffrey D. Byron, Commissioner and Associate Member

DOCKET 08-AFC-2

From: California Energy Commission – Eric K. Solorio, *Project Manager*
 1516 Ninth Street
 Sacramento, CA 95814-5512

DATE	<u>08/24/09</u>
RECD.	<u>08/24/09</u>

Subject: Beacon Solar Energy Project (08-AFC-2) STATUS REPORT #10

Pursuant to the Committee Scheduling Order dated June 18, 2008, the following is staff's Status Report #10 for the proposed Beacon Solar Energy Project (BSEP).

Current Activities

Staff continues working diligently to develop the Final Staff Assessment (FSA).

Recent Development

On August 10, 2009, staff received a letter and copies of various Grant Deeds relating to the proposed project site for the Beacon Solar Energy Project (BSEP). Mr. John Musick, attorney at law, wrote the letter on behalf of the Arciero and Rudnick families who, at separate times, were prior owners of the Beacon project site. The Arciero and Rudnick families claim to own collateral water rights associated with the mineral rights under the Beacon project site. More importantly, Arciero and Rudnick are not considering any sale of the water to the BSEP project proponent.

The Arciero family and the Rudnick family have through their counsel, Mr. Musick, advised staff of their intention to intervene in the case. At staff's request, the Public Adviser contacted Mr. Musick to assist him and his clients with their petition to intervene.

Staff requested that applicant docket a letter or other information to address the claim to water rights underlying the proposed Beacon project site. Applicant docketed a letter on August 24, 2009.

Schedule

Staff continues to be as productive as possible, in light of the three mandatory furlough days each month and in addition to the significant curtailment in staff's ability to work overtime. Currently, staff has completed 18 of 24 sections of the FSA. The remaining sections are being finalized and are expected to go through management review during the week of August 24, 2009. Depending on the amount of edits and constraints on staff's availability, staff will publish the FSA sometime during the week of August 31, 2009. Please see staff's proposed revised schedule on the following page.

**STAFF'S PROPOSED SCHEDULE
 BEACON SOLAR ENERGY PROJECT (08-AFC-2)**

DATE	EVENT
3/14/08	Applicant files Application for Certification (AFC)
5/7/08	Decision on Data Adequacy at the Business Meeting
6/11/08	Informational Hearing and Site Visit
6/17/08	Staff files 1st Round Data Requests
7/17/08	Applicant provides Data Responses (round 1)
7/21/08	Data Response and Issue Resolution Workshop (round 1)
8/8/08	Status Report #1
8/15/08	Staff files Data Requests (round 2, if necessary)
9/3/08	Local, state and federal agency draft determinations, including PDOC from KCAPCD
9/15/08	Applicant provides Data Responses (round 2, if necessary)
9/25/08	Data Response and Issue Resolution Workshop (round 2)
9/30/08	Staff files Status Report #2
11/06/08	Data Response and Issue Resolution Workshop (round 2)
11/21/08	Staff files Status Report #3
12/29/08	Staff files Status Report #4
2/11/09	Staff files Status Report #5
3/05/09	Local, state and federal agency final determinations, including FDOC from KCAPCD
3/09/09	Staff files Status Report #6
4/01/09	Preliminary Staff Assessment (PSA) filed
4/14/09	PSA workshop
4/21/09	Staff files Status Report #7
6/01/09	Staff files Status Report #8
7/01/09	Staff Workshop to Discuss Mitigation Measures
7/07/09	Staff files Status Report #9
8/11/09	KCAPCD submits a revised FDOC
9/02/09	Final Staff Assessment filed
TBD	Pre-Hearing Conference

Proof of Service List
 Docket



**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 *BEACON SOLAR ENERGY*
PROJECT

Docket No. 08-AFC-2

PROOF OF SERVICE

(Revised 4/28/09)

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DECLARATION OF SERVICE

I, Maria Santourdjian, declare that on August 24, 2009, I served and filed copies of the attached Beacon Solar Energy Project (08-AFC-2) Status Report #10. 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/beacon]**. 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:

 x sent electronically to all email addresses on the Proof of Service list;

 x by personal delivery or by depositing in the United States mail at Sacramento with first-class 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:

 x 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. _____

1516 Ninth Street, MS-4

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docket@energy.state.ca.us

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

Original Signed in Dockets
Maria Santourdjian