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April 27, 2009

<b>DOCKET</b>
<b>08-AFC-5</b>
DATE <u>APR 27 2009</u>
RECD. <u>APR 28 2009</u>

California Energy Commission  
Attn: Docket No 08AFC5  
1516 Ninth Street  
Sacramento, CA 95814

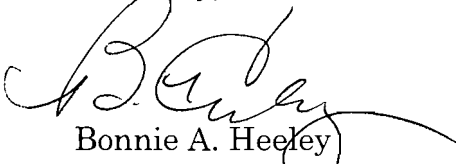
Re: Docket No. 08-AFC-5, SES Solar Two Project

Dear Docket Clerk:

Enclosed are an original and copy of CURE's letter (4/27/09) re Schedule Conflict. Please docket the letter, conform the copy and return the copy in the envelope provided.

Thank you for your assistance.

Sincerely,

  
Bonnie A. Heeley  
Administrative Assistant

:bh  
Enclosures

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Via Email and U.S. Mail

Terrence O'Brien  
Deputy Director  
Siting, Transmission, and Environmental  
Protection Division  
California Energy Commission  
1516 Ninth Street  
Sacramento, CA 95814  
Email: tobrien@energy.state.ca.us

**Re: Schedule Conflict with May 7th Data Response Workshop  
SES Solar Two Project (08-AFC-5)**

Dear Mr. O'Brien:

California Unions for Reliable Energy ("CURE") is concerned that the date just announced for the Second Data Response Workshop for the SES Solar Two Project will lead to inefficiency and duplication of effort for all parties. On Thursday, April 23, 2009, we received notice that the workshop will be held on May 7, 2009, the same day that the Applicant is required to provide responses to CURE's data requests in this proceeding. Since we were not contacted regarding the scheduling of the workshop, we did not have an opportunity to address the inefficiencies of scheduling a workshop on the same day that data responses are due.

CURE has been actively participating in all aspects of this proceeding and seeks to maximize the value of the upcoming workshop for all parties involved. We attended the Informational Hearing and Site Visit in November and the first Data Response and Issues Resolution Workshop in December of 2008. We reviewed Commission Staff and BLM's data requests and the Applicant's responses to those requests. On April 6, 2009, we timely submitted data requests, many of which follow up on the Applicant's responses to Staff's and BLM's requests. The Commission's rules require the Applicant to provide responses to these data

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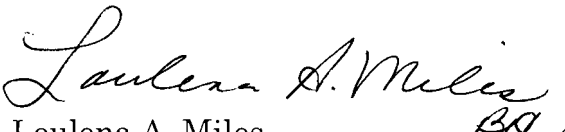
requests within 30 days, or by May 7, 2009. If the workshop is held on the same day that responses are due, none of the parties would be able to clarify or discuss these responses from the Applicant at this workshop. Holding a data response workshop on the same day that responses to data requests are due precludes a comprehensive discussion of outstanding issues.

There is no indication that any additional data response workshops will be held. Nor is there any indication that any other issue resolution workshops will be held prior to release of the PSA. It seems inefficient and wasteful to miss an opportunity to address the issues raised by our data requests before the Staff prepares its PSA, thus pushing those issues off into the future.

We understand and appreciate Staff's diligence in addressing the complexities of integrating the Commission's certified regulatory program and the BLM's environmental review process under NEPA. However, Staff, the parties and the public would be better served by holding the workshop following service of responses to CURE's data requests in order to address all issues during the discovery phase of this proceeding.

Thank you for your time and consideration.

Sincerely,

  
Loulena A. Miles

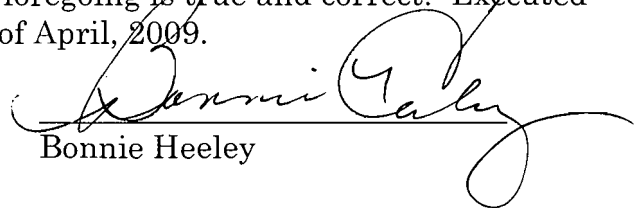
LAM:bh

cc: Commissioner Jeffrey Byron, Presiding Member  
Commissioner Julia Levin, Associate Member  
Raoul Renaud, Hearing Officer

DECLARATION OF SERVICE

I, Bonnie Heeley, declare that on April 27, 2009, I served and filed copies of the attached CURE letter to Terrence O'Brien re Schedule Conflict dated April 27, 2009. 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/solartwo](http://www.energy.ca.gov/sitingcases/solartwo). The document has been sent (1) electronically, and (2) via US Mail by depositing in the US mail at South San Francisco, California, with first-class postage thereon fully prepaid and addressed as provided on the attached Proof of Service list to those addresses NOT marked "email preferred." It was sent for filing to the Energy Commission by sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address shown on the attached Proof of Service list.

I declare under penalty of perjury that the foregoing is true and correct. Executed at South San Francisco, CA, this 27th day of April, 2009.



Bonnie Heeley

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April 27, 2009

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