

<b>DOCKET</b>	
<b>08-AFC-5</b>	
DATE	APR 02 2010
RECD.	APR 05 2010

STATE OF CALIFORNIA

Energy Resources Conservation  
And Development Commission

In the Matter of:

Application for Certification for the )  
Imperial Valley Solar Project (formerly ) Docket 08-AFC-5  
SES Solar Two) )  
\_\_\_\_\_ )


Applicant Response to Tom Budlong Data Requests

On March 31, 2010 Intervenor Tom Budlong served three information requests on Applicant Imperial Valley Solar Project. Pursuant to 20 CCR 1716 (f) Applicant has 20 days in which to file any objections if there is an objection to providing the requested information. Applicant objects to the Budlong data requests for the following reasons:

1. 20 CCR 1716 (e) provides that requests for information be filed "no later than 180 days from the date the commission determines an application is complete". The Imperial Valley Solar Project was deemed "data adequate" by the Commission on October 8, 2008 – almost 18 months ago.
2. There is no basis for a "good cause" argument, as Mr. Budlong has made no case for good cause.
3. The requests come at an inopportune time as Intervenor testimony was due April 1, 2010 – the day following Mr. Budlong's request. Therefore, the information cannot be used as a basis for Mr. Budlong's testimony.
4. The request comes at a time when the Applicant is preparing for the scheduled hearings and preparation of responses to the information requests would take valuable time away from Applicant's management.
5. Finally, Mr. Budlong's assertion that information requests can be made up to a Hearing Order may be correct, but the Assigned Committee filed a Hearing Order on March 1, 2010.

For the above reasons, Applicant Imperial Valley Solar objects to the information requests of Mr. Budlong.

April 2, 2010



Allan J Thompson

One of Counsel  
Imperial Valley Solar, LLC

STATE OF CALIFORNIA  
CALIFORNIA ENERGY COMMISSION

Application for Certification for )  
The Imperial Valley Solar Project )  
(formerly known as SES Solar Two )  
Project) Imperial Valley Solar, LLC )  
\_\_\_\_\_ )

Docket No. 08-AFC-5

PROOF OF SERVICE

I, Allan J. Thompson, declare that on April 2, 2010 I deposited a copy of the attached "Applicant's Response to Tom Budlong Data Requests" to the California Energy Commission Docket Office in the United States mail at Orinda, California with first class postage thereon, and a transmission via electronic mail to all parties on the below Proof of Service list.

Proof of Service List

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April 2, 2010



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