

**CALIFORNIA ENERGY COMMISSION**1516 NINTH STREET  
SACRAMENTO, CA 95814-5512**DOCKET**  
**09-AFC-5**

DATE AUG 30 2010

RECD. AUG 31 2010

August 30, 2010

Scott Frier, Chief Operations Officer  
Abengoa Solar Inc.  
13911 Park Avenue Suite 206  
Victorville, California 92392

**Re: Abengoa Mojave Solar Project, 09-AFC-5**  
**Bureau Veritas Delegate Chief Building Official for**  
**the California Energy Commission**

Dear Mr. Frier,

It is the California Energy Commission's (Energy Commission) understanding through Bureau Veritas (BV) that Abengoa Solar Inc. has requested a letter from the Energy Commission clarifying our selection of BV as the delegate Chief Building Official (CBO) for the Abengoa Mojave Solar project. BV was selected as the Abengoa Mojave Solar Project's CBO by the Energy Commission through a Memorandum of Understanding. The fee negotiation and payments for this project are required as part of the Conditions of Certification imposed in Facilities Design **GEN-3** in the Commission's Decision for the Abengoa Solar Project.

Facilities Design **GEN-3** of the Energy Commission Decision states:

The project owner shall make payments to the CBO for design review, plan checks, and construction inspections, based upon a reasonable fee schedule to be negotiated between the project owner and the CBO. These fees may be consistent with the fees listed in the 2007 CBC, adjusted for inflation and other appropriate adjustments; may be based on the value of the facilities reviewed; may be based on hourly rates; or may be otherwise agreed upon by the project owner and the CBO.

BV has qualified as a CBO representative of the Energy Commission through a rigorous vetting process to provide the required inspection services. BV has been audited by an Energy Commission third party auditor and has developed a fee structure program that is consistent with the California Building Code, Chapter 1 Appendix, Section 108.2 guidelines.

If you have any further questions please feel free to contact me at, 916-651-0587 or [cmarxen@energy.state.ca.us](mailto:cmarxen@energy.state.ca.us).

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July 30, 2010  
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Sincerely,

CHRISTOPHER J. MARXEN,  
Compliance and Dockets Office Manager  
California Energy Commission

cc: Chris Davis, Compliance Project Manager