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09-AFC-5

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STATE OF CALIFORNIA

Energy Resources Conservation
and Development Commission

Application for Certification for the)
Abengoa Mojave Solar Project) Docket No. 09-AFC-5
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APPLICANT'S STATUS REPORT NO. 3

In accordance with the Committee Scheduling Order dated December 17, 2009, Abengoa Solar Inc (the "Applicant") submits the third monthly status report in this proceeding. This Status Report provides an update regarding all activities that have occurred since the last Applicant Status Report filed on February 3, 2010.

Applicant Filings

Table 1 below provides a summary of the information filed by Applicant during this reporting period.

Table 1 – Applicant Filings: February 2010

Document Filed	Date Filed
Letter regarding Transmission Interconnection, Applicant's decision to use Special Protection System (SPS)	February 5, 2010
Second Supplemental Written Response to Data Request Set 1B for Water Resources	February 16, 2010
Revised Figures for Second Supplemental Written Response to Data Request Set 1B for Water Resources	February 17, 2010
Second Supplemental Written Response to Data Request Set 1B for Cultural Resources	February 17, 2010
Applicant's Response to Memo from Heather Blair, CEC Staff Biologist to Craig Hoffman, CEC Project Manager Dated February 5, 2010 Re: Abengoa Mojave Solar Project time sensitive issues and informational needs	February 24, 2010
Interconnection Optional Study by CAISO Dated January 14, 2010	February 24, 2010
Revised Second Supplemental Written Response to Data Request Set 1A for Air Quality and Public Health	February 25, 2010

Responses to Staff Data Requests

The Applicant submitted a Second Supplemental Response to Data Request Set 1B for Water Resources, Items 21, 23, 31, 41, 44, and 45, on February 16, 2010. The Applicant also submitted several groundwater modeling files requested by Staff. On February 17, the Applicant submitted revised figures for these responses to correct an error in the depiction of the project boundary.

The Applicant submitted a Second Supplemental Response to Data Request Set 1B for Cultural Resources on February 17, 2010. This response included the Final Testing Report, “Evaluation of Cultural Resources for Mojave Solar Project, San Bernardino County, California,” to complete Applicant’s response to Items 10, 11, 14, 15 and 16. In addition, the Applicant submitted DPR 523 forms under separate confidential cover to complete its response to Items 12 and 17.

The Applicant submitted a Revised Second Supplemental Written Response to Set 1A for Air Quality and Public Health on February 25, 2010 to correct the factors used to calculate fugitive emissions from the Heat Transfer Fluid (HTF) system in Applicant’s February 2, 2010 submission. The Applicant’s responses to Items 30 and 85 were revised by application of the correct emissions factors.

Response to CEC Staff Memo Regarding Biological Resources Informational Needs

On February 24, 2010, the Applicant provided a response to the memo from Heather Blair, CEC Staff Biologist (Aspen Environmental Group) to Craig Hoffman, CEC Project Manager, dated February 5, 2010 regarding “Abengoa Mojave Solar Project – time-sensitive issues and informational needs.” The Applicant submitted information regarding its progress to complete several biological resource plans and surveys, nearly all of which are expected to be completed next month.

Transmission Interconnection Information

On February 5, 2010, the Applicant communicated its decision to the Commission that it will proceed with this project using the Special Protection System (SPS) offered by Southern

California Edison (SCE) in the Facilities Study dated November 20, 2009. In addition, on February 24, 2010, the Applicant provided the Interconnection Optional Study completed by the California Independent System Operator (CAISO) in coordination with SCE. CAISO and SCE are currently revising this report, and the Final Report will be forwarded to the Commission when received by the Applicant.

Issuance of MDAQMD's Preliminary Determination of Compliance

The Mojave Desert Air Quality Management District (MDAQMD) issued its Preliminary Determination of Compliance on March 1, 2010. The public comment period ends April 2.

Jurisdictional Determination by USACE

The United States Army Corps of Engineers (USACE) determined that the Corps does not have jurisdiction over waters on the Abengoa Mojave Solar project site and that therefore no permit is required under Section 404 of the Clean Water Act. USACE provided this conclusion to Heather Blair, CEC Staff Biologist by email dated February 26, 2010.

Conclusion

Abengoa Solar Inc appreciates the opportunity to submit this status report. Every effort continues to be made to keep the project as close as possible to the schedule set forth in the Committee Scheduling Order or to complete the milestones ahead of these dates. Abengoa Solar Inc greatly appreciates Staff's efforts in this regard.

March 3, 2010

Respectfully submitted,

ELLISON, SCHNEIDER & HARRIS L.L.P.

By  _____

Christopher T. Ellison
Shane E. Conway
2600 Capitol Avenue, Suite 400
Sacramento, California 95816
Telephone: (916) 447-2166
Facsimile: (916) 447-3512

Attorneys for Abengoa Solar Inc.

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ABENGOA MOJAVE SOLAR POWER PLANT) Docket No. 09-AFC-5
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PROOF OF SERVICE

I, Karen A. Mitchell, declare that on March 3, 2010, I served the attached *APPLICANT'S STATUS REPORT NO. 3* via electronic and U.S. mail to all parties on the attached service list.

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



Karen A. Mitchell

SERVICE LIST
09-AFC-5

APPLICANT

Emiliano Garcia Sanz
General Manager
Abengoa Solar Inc.
11500 West 13th Avenue
Lakewood, CO 80215
emiliano.garcia@solar.abengoa.com

Scott D. Frier
Chief Operating Officer
Abengoa Solar Inc.
13911 Park Ave., Ste. 206
Victorville, CA 92392
scott.Frier@solar.abengoa.com

Tandy McManes
2030 Addison Street, Suite 420
Berkeley, CA 94704
tandy.mcmannes@solar.abengoa.com

APPLICANT'S CONSULTANTS

Frederick H. Redell, PE
Redell Engineering, Inc.
1820 E. Garry Ave., Ste. 116
Santa Ana, CA 92705
fred@redellengineering.com

COUNSEL FOR APPLICANT

Christopher T. Ellison
Ellison, Schneider & Harris
2600 Capitol Ave.
Sacramento, CA 95816
cte@eslawfirm.com

INTERESTED AGENCIES

California ISO
e-recipient@caiso.com

INTERVENORS

California Unions for Reliable Energy
Tanya A. Gulesserian
Marc D. Joseph
Elizabeth Klebaner
Adams Broadwell Joseph & Cardozo
601 Gateway Boulevard, Suite 1000
South San Francisco, CA 94080
tgulesserian@adamsbroadwell.com
eklebaner@adamsbroadwell.com

ENERGY COMMISSION

Anthony Eggert
Commissioner and Presiding Member
aeggert@energy.state.ca.us

James D. Boyd
Vice Chairman and Associate Member
jboyd@energy.state.ca.us

Paul Kramer
Hearing Officer
pkramer@energy.state.ca.us

Chris Hoffman
Project Manager
choffman@energy.state.ca.us

Christine Hammond
Staff Counsel
chammond@energy.state.ca.us

Public Adviser's Office
publicadviser@energy.state.ca.us