



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

DOCKET	
09-AFC-6	
DATE	JUN 24 2010
RECD.	JUN 24 2010

APPLICATION FOR CERTIFICATION FOR THE
BLYTHE SOLAR ENERGY PROJECT
 BY *PALO VERDE SOLAR, I, LLC*

DOCKET No. 09-AFC-6

**REVISED NOTICE OF LOCATION OF EVIDENTIARY HEARING
 AND
 EVIDENTIARY HEARING ORDER**

Parties wishing to present evidence or cross-examine witnesses at the Evidentiary Hearing scheduled as follows shall be prepared to proceed in accordance with this Order.

Due to budgetary restrictions on travel expenditures, the Committee has changed the location of the Evidentiary Hearings from Blythe to Sacramento.

The Evidentiary Hearing will be conducted on:

THURSDAY, JULY 15, 2010
Beginning at 8:00 a.m.

Public Comment Period at 5:30 p.m.

And, if needed, on:

FRIDAY, JULY 16, 2010
Beginning at 8:00 a.m.

California Energy Commission
Hearing Room B
1516 9th Street
Sacramento, CA 95814

Please note that the Committee may, in appropriate circumstances, extend the hearing into the evening hours.

TELECONFERENCE OPTION: The following toll-free phone number will be available on July 15 and 16, 2010, starting at 8 a.m. for callers to participate in the hearing:

Call: 800-593-9996
Use Passcode: “Blythe”
Conference Leader: “Raoul Renaud”

Background

At the Prehearing Conference on June 17, 2010, Applicant, Staff, and Intervenor CURE indicated they would be ready to proceed with the Evidentiary Hearing on July 15 and 16, 2010 on most issues. Staff plans to issue Supplemental Staff Analyses (SSA) with respect to four sections of the Revised Staff Analysis (RSA) on or before July 7, 2010.

Undisputed Topics

At the Prehearing Conference, the following topics set forth in the Application for Certification (AFC) and the RSA were deemed undisputed so that evidence and testimony on these topics shall be entered into the record solely by declaration:

- Facility Design
- Geological/Paleontological Resources
- Noise and Vibration
- Power Plant Efficiency
- Power Plant Reliability
- Project Description
- Public Health
- Transmission Line Safety and Nuisance

Completed Disputed Topics

The parties indicated that the following disputed topics are complete and ready for adjudication. For these topics the Committee will hear all the parties' evidence in the form of written and live testimony, documentary evidence, cross-examination and rebuttal at the Evidentiary Hearing:

- Air Quality
- Alternatives
- Biological Resources
- Hazardous Materials Management
- Soil and Water Resources
- Transmission System Engineering
- Visual Resources
- Waste Management
- Worker Safety

SSA Topics

The SSA is expected to contain new and/or revised information on the following topics:

- Cultural Resources (SSA)
- Land Use (SSA)
- Socioeconomic Resources (SSA)
- Traffic and Transportation (SSA)

The SSA will be published on or before July 7, 2010, giving parties at least 8 days to prepare for cross-examination and rebuttal. Typical Committee Hearing Orders provide parties up to one week to prepare cross-examination and rebuttal. Therefore, the Committee will grant requests for additional time to prepare to respond to (i.e., cross-examine or rebut) the new or revised material in the SSA only upon a satisfactory showing why the party could not reasonably be expected to prepare its cross-examination or rebuttal in time for the July 15 – 16 Evidentiary Hearing.

Evidentiary Hearing Procedures

The purpose of the Evidentiary Hearing is to establish the factual record necessary for a decision on the Project proposal. The record is developed by the presentation of sworn testimony and documentary evidence. Testimony on undisputed topics and Alternatives shall be submitted by sworn declarations filed under penalty of perjury and offered into evidence by stipulation of the parties.

The Applicant has the burden of presenting sufficient substantial evidence to support the findings and conclusions required for certification of the site and related facilities. [20 Cal. Code Regs., § 1748(e).]

The parties' witnesses who appear in person or by telephone shall be available for cross-examination. Each party sponsoring a witness shall submit the qualifications of the witness into the record by declaration and summarize the witness' prepared testimony before moving the testimony and relevant documents into evidence. At the conclusion of direct testimony, the witness may be cross-examined by the parties, followed by redirect and re-cross examination as appropriate, subject to limitation by the Committee.

The parties provided estimates of the time required for presentations on each topic at the Pre-Hearing Conference. The Committee may, at its discretion, curtail testimony or examination of a witness if it becomes cumulative or in any other way unproductive.

Public Participation

The Energy Commission invites members of the public and other interested parties to participate on an informal basis in the proceeding by submitting written and oral

comments. Public comments are considered by the Commissioners and are part of the record, but are not part of the formal evidentiary record.

Pursuant to the Power Plant Site Certification Regulations, California Code of Regulations, title 20, Chapter 5, Section 1711, any person wishing to provide public comment in written form in this proceeding shall submit such materials to the Commission's Docket Unit, 1516 9th Street, MS 14, Sacramento, California 95814-5512, or by e-mail to: [docket@energy.state.ca.us]. Comments must contain the reference to "Docket No. 09-AFC-6" in the caption or heading.

Information

The Energy Commission's Public Adviser's Office is available to provide the public with an understanding of a proceeding and to make recommendations for meaningful participation. For assistance, contact the Public Adviser's Office at (916) 654-4489 or (800) 822-6228 or e-mail: [publicadviser@energy.state.ca.us].

If you have a disability and need assistance to participate in this event, contact Lourdes Quiroz well in advance of the hearing at (916) 654-5146 or e-mail: [lquiroz@energy.state.ca.us].

Questions of a legal or procedural nature should be directed to Raoul Renaud, the Hearing Officer, at (916) 651-2020 or e-mail: [rrenaud@energy.state.ca.us].

Technical questions concerning the project should be addressed to Alan Solomon, Staff Project Manager, at (916) 653-8236, or e-mail: [asolomon@energy.state.ca.us].

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail: [mediaoffice@energy.state.ca.us]. Information concerning the status of the project, as well as notices and other relevant documents, may be viewed on the Energy Commission's Internet web page at: [www.energy.ca.gov/sitingcases/solar_millennium_blythe]

Dated: June 24, 2010, at Sacramento, California

Original signed by: _____
KAREN DOUGLAS
Chairman and Presiding Member
Blythe Solar AFC Committee

Original signed by: _____
ROBERT B. WEISENMILLER
Commissioner and Associate Member
Blythe Solar AFC Committee

Mailed to Lists: 7366, 7367, 7368, 7369

BLYTHE SOLAR ENERGY
TOPIC AND WITNESS LIST – JULY 15-16, 2010 EVIDENTIARY HEARINGS

UNDISPUTED TOPICS	WITNESSES (Direct Testimony)	CROSS-EXAMINATION Or Declaration
<i>Executive Summary and Project Description</i>	<ul style="list-style-type: none"> • Applicant: Alice Harron; Elizabeth Ingram; Ralph Hollenbacher; Trevor Thor; Shawn Kelly • CURE: None • Staff: Alan Solomon 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff: None
<i>Facility Design</i>	<ul style="list-style-type: none"> • Applicant: Ray Dracker; Steve Petto • CURE: Declaration • Staff: Shahab Khoshmashrab 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff: None
<i>Geology and Paleontology</i>	<ul style="list-style-type: none"> • Applicant: Mike Flack; Cara Corsetti • CURE: Declaration • Staff: Patrick A. Pilling 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff: None
<i>Noise and Vibration</i>	<ul style="list-style-type: none"> • Applicant: Jeff Goodson; Steve Petto; Mark Luttrell • CURE: None • Staff: Shahab Khoshmashrab 	<ul style="list-style-type: none"> • Applicant.: None • CURE: None • Staff: None
<i>Power Plant Efficiency</i>	<ul style="list-style-type: none"> • Applicant: Ray Dracker • CURE: None • Staff: Erin Bright 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff: None

<p><i>Power Plant Reliability</i></p>	<ul style="list-style-type: none"> • Applicant: Ray Dracker • CURE: None • Staff: Erin Bright 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff: None
<p><i>Public Health</i></p>	<ul style="list-style-type: none"> • Applicant: Sarah Head; Russ Kingsley • CURE: None • Staff: Alvin Greenberg, Ph.D. (5 min) 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff: None
<p><i>Transmission Line Safety and Nuisance</i></p>	<ul style="list-style-type: none"> • Applicant: Richard Ardolino; Ralph Hollenbacher • CURE: None • Staff: Obed Odoemelam, Ph.D. 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff:

COMPLETED DISPUTED TOPICS	WITNESSES (Direct Testimony)	CROSS-EXAMINATION Or Declaration
Air Quality	<ul style="list-style-type: none"> • Applicant: Richard Hamel; Sarah Head; Russ Kingsley • CURE: Declaration • Staff: William Walters, P.E. (15 min) 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff: 5 min.
Alternatives	<ul style="list-style-type: none"> • Applicant: Ray Dracker; Mark Luttrell (Declaration) • CURE: • Staff: Susan V. Lee 	<ul style="list-style-type: none"> • Applicant : None • CURE: 20 minutes • Staff: None
Biological Resources	<ul style="list-style-type: none"> • Applicant: Alice Karl; Bill Graham; Jennifer Guigliano Scott McMillan; Michael Anguiano; Angie Harbin-Ireland (1 hour) • CURE: Vernon C. Bleich, PhD; Scott Cashen; T' Shaka Toure M.S. • Staff: Susan D. Sanders; Carolyn Chainey-Davis; Mark Massar (2 hours); USFWS 	<ul style="list-style-type: none"> • Applicant: 1.5 hours (Cashen-30 min; Toure- 30 min; Bleich 30 min.) • CURE: 2 hours • Staff: 1 hour, 15 minutes
Hazardous Materials Management	<ul style="list-style-type: none"> • Applicant: Mike Dudasko; Mark Luttrell, • CURE: Matthew Hagemann, PG Staff: Alvin Greenberg, Ph.D. (5 min) 	<ul style="list-style-type: none"> • Applicant: None • CURE: 30 minutes • Staff: None

<p><i>Soil and Water Resources</i></p>	<ul style="list-style-type: none"> • Applicant: Mike Flack; Bill Hagmaier; Trevor Thor Jeffrey Harvey (1 hr) • CURE: Janet Laurain • Staff: Michael Donovan; Michael Daley; John Thornton (2 hours) 	<ul style="list-style-type: none"> • Applicant: 1 hour • CURE: 1 hour • Staff: 1 hour, 15 min
<p><i>Transmission System Engineering</i></p>	<ul style="list-style-type: none"> • Applicant: Ralph Hollenbacher; Richard Ardolino • CURE: David Marcus • Staff: Laiping Ng; Mark Hesters 	<ul style="list-style-type: none"> • Applicant: None • CURE: 5 minutes • Staff: 25 minutes
<p><i>Visual Resources</i></p>	<ul style="list-style-type: none"> • Applicant: Merlyn Paulson; Howard Balentine (30 min) • CURE: None • Staff: Michael Clayton (30 min) 	<ul style="list-style-type: none"> • Applicant: 30 minutes • CURE: None • Staff: 30 minutes
<p><i>Waste Management</i></p>	<ul style="list-style-type: none"> • Applicant: Mike Dudasko; Frederick Swahn; Mark Luttrell (30 min) • CURE: Matthew Hagemann, PG; Janet Laurain • Staff: Suzanne Phinney (15 min) 	<ul style="list-style-type: none"> • Applicant: 30 minutes • CURE: 30 minutes • Staff: 20 minutes
<p><i>Worker Safety and Fire Protection</i></p>	<ul style="list-style-type: none"> • Applicant: Alice Harron; Mike Arvidson; Steve Petto Daniel Bak (30 minutes) • CURE: Matthew F. Hagemann, P.G.; Janet Laurain • Staff: Alvin Greenberg, Ph.D. (20 minutes) 	<ul style="list-style-type: none"> • Applicant: 30 minutes • CURE: None • Staff: 30 minutes

SSA TOPICS	WITNESSES (Direct Testimony)	CROSS-EXAMINATION Or Declaration
<i>Cultural Resources</i>	<ul style="list-style-type: none"> • Applicant: Stacey Jordan; Benjamin Vargas (30 min) • CURE: Janet Laurain • Staff: Beverly E. Bastian (1 hr) 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff: To Be Determined
<i>Land Use</i>	<ul style="list-style-type: none"> • Applicant: Elizabeth Ingram; Bill Graham (30 minutes) • CURE: None • Staff: James Adams (20 min) 	<ul style="list-style-type: none"> • Applicant: 30 minutes • CURE: None • Staff: None
<i>Socioeconomic Resources (including Environmental Justice)</i>	<ul style="list-style-type: none"> • Applicant: Alice Harron; Elizabeth Ingram; Dennis Larson • CURE: None • Staff: Marie McLean 	<ul style="list-style-type: none"> • Applicant: None • CURE: None • Staff: None
<i>Traffic and Transportation</i>	<ul style="list-style-type: none"> • Applicant: John Wilson, Howard Balentine; Shawn Kelly; Doug Moss (1 hour) • CURE: None • Staff: William Walters, Mark Johnson, Alan Lindsey, James Jewell, Cliff Ho, CalTrans (2 hours) 	<ul style="list-style-type: none"> • Applicant: 30 minutes • CURE: None • Staff: 1 hour



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**APPLICATION FOR CERTIFICATION
FOR THE *BLYTHE SOLAR*
*POWER PLANT PROJECT***

Docket No. 09-AFC-6

PROOF OF SERVICE
(Revised 5/3/10)

APPLICANT

Alice Harron
Senior Director of Project
Development
1625 Shattuck Avenue, Suite 270
Berkeley, CA 94709-1161
harron@solarmillennium.com

Elizabeth Ingram, Associate
Developer, Solar Millennium, LLC
1625 Shattuck Avenue
Berkeley, CA 94709
ingram@solarmillennium.com

Carl Lindner
AECOM Project Manager
1220 Avenida Acaso
Camarillo, CA 93012
carl.lindner@aecom.com

Ram Ambatipudi
Chevron Energy Solutions
150 E. Colorado Blvd., Ste. 360
Pasadena, CA 91105
rambatipudi@chevron.com

Co-COUNSEL

Scott Galati, Esq.
Galati/Blek, LLP
455 Capitol Mall, Suite 350
Sacramento, CA 95814
sgalati@gb-llp.com

Co-COUNSEL

Peter Weiner
Matthew Sanders
Paul, Hastings, Janofsky &
Walker LLP
55 2nd Street, Suite 2400-3441
San Francisco, CA 94105
peterweiner@paulhastings.com
matthewsanders@paulhastings.com

INTERESTED AGENCIES

California ISO
e-recipient@caiso.com

Holly L. Roberts, Project Manager
Bureau of Land Management
Palm Springs-South Coast
Field Office
1201 Bird Center Drive
Palm Springs, CA 92262 Office
CAPSSolarBlythe@blm.gov

INTERVENORS

* California Unions for Reliable
Energy (CURE)
c/o: Tany A. Gulesserian,
Elizabeth Klebaner
Marc D. Joseph
Adams Broadwell Joseph &
Cardozo
601 Gate Way Boulevard,
Suite 1000
South San Francisco, CA 94080
tgulesserian@adamsbroadwell.com
eklebaner@adamsbroadwell.com

ENERGY COMMISSION

KAREN DOUGLAS
Chairman and Presiding Member
kldougla@energy.state.ca.us

ROBERT WEISENMILLER
Commissioner and Associate
Member
rweisenm@energy.state.ca.us

Raoul Renaud
Hearing Officer
rrenaud@energy.state.ca.us

Alan Solomon
Siting Project Manager
asolomon@energy.state.ca.us

Lisa DeCarlo
Staff Counsel
ldecarlo@energy.state.ca.us

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

DECLARATION OF SERVICE

I, Maggie Read, declare that on June 24, 2010, I served and filed copies of the attached Revised Notice of Location of Evidentiary Hearing and Evidentiary Hearing Order, dated June 24, 2010. 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:

[\[http://www.energy.ca.gov/sitingcases/solar_millennium_blythe\]](http://www.energy.ca.gov/sitingcases/solar_millennium_blythe)

The documents have 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:

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

by personal delivery;

by delivering on this date, for mailing with the United States Postal Service with first-class postage thereon fully prepaid, to the name and address of the person served, for mailing that same day in the ordinary course of business; that the envelope was sealed and placed for collection and mailing on that date to those addresses **NOT** marked "email preferred."

AND

FOR FILING WITH THE ENERGY COMMISSION:

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. 09-AFC-6
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

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

Original Signed By: _____

Maggie Read
Hearing Adviser's Office