



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-7

DATE APR 19 2010

RECD. APR 19 2010

APPLICATION FOR CERTIFICATION FOR THE
PALEN SOLAR POWER PROJECT
SOLAR MILLENNIUM, LLC

DOCKET No. 09-AFC-7

COMMITTEE ORDER GRANTING PETITION TO INTERVENE

Upon consideration of the Petition to Intervene filed by Petitioner, Basin and Range Watch, the Committee designated to conduct proceedings in this matter makes the following findings:

1. On April 5, 2010, a Petition to Intervene in the above-captioned proceeding was filed by:

**Basin and Range Watch
Laura Cunningham
Kevin Emmerich
P.O. Box 153
Baker, CA 92309
(775) 553-2806
atomicoadranch@netzero.net**

2. The Petition was timely filed and contains the information required by section 1207 of the Commission's regulations (Cal. Code Regs., tit. 20, § 1207);
3. The Applicant has filed no opposition to said Petition; and
4. Petitioner's interests are relevant to this proceeding.

THEREFORE, the Committee **Orders** that the Petition to Intervene in this matter be **GRANTED** and that Petitioner be placed upon the Proof of Service List as an Intervenor. Petitioner may exercise the rights and shall fulfill the obligations of a party as set forth in Section 1712 of the Commission's regulations. (Cal. Code Regs., tit. 20, § 1712.)

The Energy Commission welcomes and values intervenor participation in its energy facility siting process. A link to the Commission's regulations is posted on the Palen Solar Power Project website page at www.energy.ca.gov/sitingcases/solar_millennium_palen/index.html.

As an intervenor, Petitioner is required to file and serve documents on other parties and to follow the Commission's procedures and orders regarding presenting witnesses and evidence.

Petitioner is further required to review the rules regarding filings, the rules of evidence that apply at the evidentiary hearings, the rules prohibiting off the record contacts with Commissioners or the Hearing Adviser about the merits of a project, and the rules about filing data requests. (Cal. Code Regs., tit. 20, §1001 through 1217, 1712 et seq.)

PETITIONER'S FAILURE TO FULFILL THESE RESPONSIBILITIES MAY RESULT IN THE COMMITTEE LIMITING OR PRECLUDING PETITIONER'S PARTICIPATION IN THE PROCEEDINGS.

If Petitioner needs any help with participating in the siting process, contact the Energy Commission's Public Adviser's Office at (916) 654-4489 or 800-822-6228, or e-mail: **[publicadviser@energy.state.ca.us]**.

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

The Application for Certification in this matter was deemed data adequate on November 18, 2009. Under the Commission's regulations, all data requests in this matter are required to be submitted by no later than May 17, 2010, unless the Committee allows untimely requests for good cause shown. (Cal. Code Regs., tit. 20, § 1716.) The Committee will not permit unnecessary, irrelevant or unreasonably burdensome data requests and may, on the motion of a party or on its own motion, exercise its authority pursuant to sections 1203 and 1204 (Cal. Code Regs., tit. 20, §§ 1203, 1204) to enforce the provisions of section 1716, setting forth procedures for obtaining information (Cal. Code Regs., tit. 20, § 1716), in order to eliminate undue delay in the completion of these proceedings.

Further, the Executive Director or her designee shall ensure that Petitioner is immediately provided with a copy of the Application for Certification.

Dated: April 19, 2010 at Sacramento, California.

Original signed by: _____
ROBERT B. WEISENMILLER
Commissioner and Presiding Member
Palen Solar AFC Committee

Original signed by: _____
KAREN DOUGLAS
Chairman and Associate Member
Palen Solar AFC Committee



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

Docket No. 09-AFC-7

PROOF OF SERVICE
(Revised 4/19/10)

APPLICANT

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INTERVENORS

California Unions for Reliable
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INTERESTED AGENCIES

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ENERGY COMMISSION

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Jennifer Jennings
Public Adviser's Office
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*indicates change

DECLARATION OF SERVICE

I, Maggie Read, declare that on April 19, 2010, I mailed hard copies of the attached Order Granting Petition to Intervene, dated April 19, 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:

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

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-7
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, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.

Original signed by: _____
Maggie Read
Hearing Adviser's Office