



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

APPLICATION FOR CERTIFICATION FOR THE  
**GENESIS SOLAR ENERGY PROJECT**  
 GENESIS SOLAR, LLC

DOCKET No. 09-AFC-8

**DOCKET**

**09-AFC-8**

DATE DEC 22 2009

RECD. DEC 22 2009

**COMMITTEE SCHEDULING ORDER**

**Background**

On August 31, 2009, Genesis Solar LLC, a wholly owned subsidiary of NextEra Energy Resources LLC, submitted an Application for Certification (AFC) to the California Energy Commission to construct and operate an electrical generating plant in Riverside County, California. The proposed Genesis Solar Energy Project would be a solar electric generating facility using solar parabolic trough technology with a generating capacity of 250 megawatts (MW). The project is located approximately 25 miles west of the city of Blythe, California, on lands managed by the Bureau of Land Management (BLM) in the Sonoran Desert. The site would occupy approximately 1,800 acres just north of the Ford Dry Lake and about four miles north of Interstate 10 (I-10).

**Summary**

The Energy Commission assigned a Committee of two Commissioners to conduct proceedings on the AFC. The Committee held a public Site Visit and Informational Hearing at the Blythe City Hall on December 10, 2009, to discuss the review process and to identify issues that could affect the schedule. Pursuant to Title 20, of the California Code of Regulations, section 1709.7(c), the attached Committee Schedule is based upon Applicant and Staff’s proposed schedules and related discussions at the Informational Hearing.

The schedule contains a list of events that must occur in order to complete the certification process. This initial schedule covers the period up to the Prehearing Conference with the balance of the schedule to be determined at the Prehearing Conference. The Committee encourages the parties to consider this schedule an outer boundary and make their best efforts to complete the milestones ahead of these dates. Some deadlines are contingent upon reviews to be conducted by federal, state, and local agencies. The Applicant must provide sufficient review time for the responsible agencies to meet the deadlines specified in the schedule.

Technical issues regarding biological resources, cultural resources, soil and water resources, and transmission system engineering are pending. Resolution of these issues shall be addressed during the data exchange process and in public meetings with the parties and interested governmental agencies. Given the complexities involved in resolving the issues, the parties are on notice that the Committee may modify the schedule at any time upon either its own motion or that of a party. [Cal. Code Regs., tit. 20, § 1709.7(c).]

## **Status Reports**

The schedule requires monthly status reports to be submitted by all parties to determine whether case development is progressing satisfactorily and to bring potential schedule delays or other relevant matters to the Committee's attention. The burden is on the Applicant to produce the necessary data according to the schedule. If there are delays, the Committee may adopt a performance approach resulting in a commensurate slip of the schedule.

To facilitate the process, each party shall serve and file status reports on the first day of each month starting **February 1, 2010**, and continuing until the Staff Assessment Addendum (SAA) is published. The reports shall be received by the other parties and the Commission's Docket Unit, 1516 9th Street, MS 4, Sacramento, California 95814-5512, **and must be filed no later than 3:00 p.m.** Status reports must contain "Docket No. 09-AFC-8" in the caption or heading. In addition to providing printed copies, the parties shall e-mail their status reports to the Hearing Officer and to those with e-mail addresses as indicated on the Proof-of-Service list. If, for any reason, the SAA is delayed beyond April 30, 2010, the parties are **ORDERED** to provide status reports on the first day of every month thereafter until directed otherwise by the Committee.

## **Public Participation**

The Energy Commission Public Adviser is available to assist the public in participating in the application review process. For those individuals who require general information on how to participate, please contact the Public Adviser's Office at (916) 654-4489 or 1-800-822-6228 or e-mail: [\*\*publicadviser@energy.state.ca.us\*\*](mailto:publicadviser@energy.state.ca.us).

If you have a disability and need assistance to participate in any scheduled event, contact Lourdes Quiroz no less than five days prior to the hearing at (916) 654-5146 or e-mail: [\*\*lquiroz@energy.state.ca.us\*\*](mailto:lquiroz@energy.state.ca.us).

## **Information**

Questions of a legal or procedural nature should be directed to Kenneth Celli, the Hearing Adviser, at (916) 651-8893, or e-mail: [\*\*kcelli@energy.state.ca.us\*\*](mailto:kcelli@energy.state.ca.us).

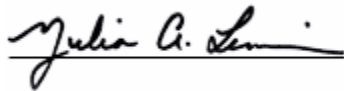
Technical questions concerning the project should be addressed to Mike Monasmi, Staff Project Manager, at (916) 654-4894, or e-mail: [\*\*mmonasmi@energy.state.ca.us\*\*](mailto:mmonasmi@energy.state.ca.us).

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail: [\[mediaoffice@energy.state.ca.us\]](mailto:mediaoffice@energy.state.ca.us).

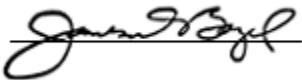
Information regarding the status of the project, as well as notices and other relevant documents pertaining to this proceeding, may be viewed on the Energy Commission's Internet web page at:

[\[http://www.energy.ca.gov/sitingcases/genesis\\_solar/index.html\]](http://www.energy.ca.gov/sitingcases/genesis_solar/index.html).

Dated: December 22, 2009 at Sacramento, California.



JULIA LEVIN  
Commissioner and Presiding Member  
Genesis Solar AFC Committee



JAMES D. BOYD  
Vice Chair and Associate Member  
Genesis Solar AFC Committee

**COMMITTEE SCHEDULE  
FOR THE  
GENESIS SOLAR ENERGY PROJECT**

***NOTE: STATUS REPORTS ARE DUE ON THE FIRST DAY OF EVERY MONTH BEGINNING 2/1/10.***

<b><u>EVENT</u></b>	<b><u>DATE</u></b>
Applicant files Application for Certification (AFC)	8/31/09
Commission's determination that AFC is complete	11/4/09
Staff files Issues Identification Report	11/18/09
Data Requests Workshop	11/23- 11/24/09
Informational Hearing and Site Visit	12/10/09
Applicant provides Data Responses	12/14/09
Data Response and Issue Resolution Workshop	12/18/09 and 1/6/10
Parties file Scoping Order Briefs	12/31/09
Scoping Order Status Conference	1/7/10
Staff receive final comments and conditions from appropriate agencies	1/4/10 - 1/10/10
Administrative Staff Assessment/Draft EIS (SA/DEIS)	1/25/10
Local, state, and federal agency draft determinations AQMD files PDOC	2/12/10
Committee Status Conference	2/16/10
Notice of Availability of SA/DEIS in Federal Register. SA/DEIS filed and 90-day comment period begins, BLM submits Biological Assessment (BA) to USFWS	2/19/10
Staff Assessment published	3/3/10
Staff Assessment Workshop	3/17/10
Committee Status Conference	3/18/10
BA determined adequate by USFWS	3/19/10
Local, state, and federal agency final determinations AQMD files FDOC	4/9/10
Staff Assessment Addendum (SAA) prepared	4/30/10
Committee Status Conference	5/4/10
Prehearing Conference	TBD*
Evidentiary hearings	TBD
Close BLM comment period	5/20/10
Response to comments, prepare SAA and Final EIS (FEIS)	6/1/10

<b><u>EVENT</u></b>	<b><u>DATE</u></b>
Administrative SAA/FEIS circulated for agency staff review	6/9/10
USFWS issues Biological Opinion	6/15/10
SAA/FEIS distributed; NOA of SA/FEIS in Federal Register	6/30/10
BLM Plan Amendment Protest Period ends; Expedited Governor's review period ends	8/30/10
Presiding Members Proposed Decision (PMPD)	TBD
Committee Hearing on PMPD	TBD
Close of public comment period on PMPD	TBD
Addendum/Revised PMPD	TBD
Final Energy Commission Adoption Hearing, BLM Record of Decision/Right of Way Issued;	TBD

\*TBD = To Be Determined

Dated: December 22, 2009



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](http://WWW.ENERGY.CA.GOV)

**APPLICATION FOR CERTIFICATION FOR THE  
GENESIS SOLAR ENERGY PROJECT**

**Docket No. 09-AFC-8**

**PROOF OF SERVICE**  
(Revised 12/22/09)

**APPLICANT**

Ryan O'Keefe, Vice President  
Genesis Solar LLC  
700 Universe Boulevard  
Juno Beach, Florida 33408  
[Ryan.okeefe@nexteraenergy.com](mailto:Ryan.okeefe@nexteraenergy.com)

Scott Busa/Project Director  
Meg Russel/Project Manager  
Duane McCloud/Lead Engineer  
NextEra Energy  
700 Universe Boulevard  
Juno Beach, FL 33408  
[Scott.Busa@nexteraenergy.com](mailto:Scott.Busa@nexteraenergy.com)  
[Meg.Russell@nexteraenergy.com](mailto:Meg.Russell@nexteraenergy.com)  
[Duane.mccloud@nexteraenergy.com](mailto:Duane.mccloud@nexteraenergy.com)

Mike Pappalardo  
Permitting Manager  
3368 Videra Drive  
Eugene, OR 97405  
[mike.pappalardo@nexteraenergy.com](mailto:mike.pappalardo@nexteraenergy.com)

Diane Fellman/Director  
West Region  
Regulatory Affairs  
234 Van Ness Avenue  
San Francisco, CA 94102  
[Diane.fellman@nexteraenergy.com](mailto:Diane.fellman@nexteraenergy.com)

**APPLICANT'S CONSULTANTS**

Tricia Bernhardt/Project Manager  
Tetra Tech, EC  
143 Union Boulevard, Ste 1010  
Lakewood, CO 80228  
[Tricia.bernhardt@tteci.com](mailto:Tricia.bernhardt@tteci.com)

Christo Nitoff, Project Engineer  
Worley Parsons  
2330 East Bidwell Street, Ste.150  
Folsom, CA 95630  
[Christo.Nitoff@Worleyparsons.com](mailto:Christo.Nitoff@Worleyparsons.com)

**COUNSEL FOR APPLICANT**

Scott Galati  
Galati & Blek, LLP  
455 Capitol Mall, Ste. 350  
Sacramento, CA 95814  
[sgalati@gb-llp.com](mailto:sgalati@gb-llp.com)

**INTERESTED AGENCIES**

California-ISO  
[e-recipient@caiso.com](mailto:e-recipient@caiso.com)

Allison Shaffer, Project Manager  
Bureau of Land Management  
Palm Springs South Coast  
Field Office  
1201 Bird Center Drive  
Palm Springs, CA 92262  
[Allison\\_Shaffer@blm.gov](mailto:Allison_Shaffer@blm.gov)

**INTERVENORS**

Tanya A. Gulesserian,  
Marc D. Joseph  
Adams Broadwell Joesph &  
Cardoza  
601 Gateway Boulevard, Ste  
1000  
South San Francisco, CA 94080  
[tgulesserian@adamsbroadwell.com](mailto:tgulesserian@adamsbroadwell.com)

\*Michael E. Boyd, President  
Californians for Renewable  
Energy, Inc. (CARE)  
5439 Soquel Drive  
Soquel, CA 95073-2659  
[michaelboyd@sbcglobal.net](mailto:michaelboyd@sbcglobal.net)

**Other**

\*Alfredo Figueroa  
424 North Carlton  
Blythe, CA 92225  
[LaCunaDeAtzlan@aol.com](mailto:LaCunaDeAtzlan@aol.com)

**ENERGY COMMISSION**

JULIA LEVIN  
Commissioner and Presiding  
Member  
[jlevin@energy.state.ca.us](mailto:jlevin@energy.state.ca.us)

JAMES D. BOYD  
Vice Chair and Presiding Member  
[jboyd@energy.state.ca.us](mailto:jboyd@energy.state.ca.us)

Kenneth Celli  
Hearing Officer  
[kcelli@energy.state.ca.us](mailto:kcelli@energy.state.ca.us)

Mike Monasmith  
Siting Project Manager  
[mmonasmi@energy.state.ca.us](mailto:mmonasmi@energy.state.ca.us)

Caryn Holmes  
Staff Counsel  
[cholmes@energy.state.ca.us](mailto:cholmes@energy.state.ca.us)

Robin Mayer  
Staff Counsel  
[rmayer@energy.state.ca.us](mailto:rmayer@energy.state.ca.us)

Public Adviser's Office  
[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)

DECLARATION OF SERVICE

I, RoseMary Avalos, declare that on December 22, 2009, I served and filed copies of the attached Committee Scheduling Order and Committee Order Granting Petition to Intervene, dated December 22, 2009. 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/genesis\\_solar](http://www.energy.ca.gov/sitingcases/genesis_solar)].

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:

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

  X   by personal delivery or by depositing in the United States mail at Sacramento, California, with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses NOT marked "email preferred."

**AND**

FOR FILING WITH THE ENERGY COMMISSION:

  X   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-8  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

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

Original Signed By:  
RoseMary Avalos