

DOCKETED

Docket Number:	21-AFC-02
Project Title:	Willow Rock Energy Storage Center
TN #:	247495
Document Title:	Repeated Application for Confidential Designation for Data Request Response Set 1, Workshop Responses (Biological Resources)
Description:	N/A
Filer:	Amanda Cooley
Organization:	Ellison Schneider Harris & Donlan LLP
Submitter Role:	Applicant Representative
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November 16, 2022

Drew Bohan
Executive Director
California Energy Commission
715 P Street
Sacramento, CA 95814

RE: Willow Rock Energy Storage Center (21-AFC-02): Repeated Application for Confidential Designation for *Data Request Response Set 1, Workshop Responses (Biological Resources)*

Dear Mr. Bohan:

Pursuant to Title 20, section 2505(a)(4), of the California Code of Regulations, GEM A-CAES LLC (the “Applicant”) hereby submits this Repeated Application for Confidential Designation for certain biological resources figures contained in the following attachments to *Data Request Response Set 1, Workshop Responses* submitted in support of the Application for Certification for the Willow Rock Energy Storage Center:

- Attachment DR34-1: Desert Tortoise Summary Report;
- Attachment DR36-1: Desert Kit Fox Biological Memo Report; and
- Attachment DR58-1: Focused Burrowing Owl Survey Report.

By letter dated June 1, 2022, the Executive Director approved the initial request for confidential designation of certain information relating to biological resources for the Willow Rock Energy Storage Center.¹ Certain biological resources figures contained in the documents listed above contain information that is substantially similar to the previously submitted information and all facts and circumstances relevant to the confidentiality of the information remain unchanged. Therefore, the Applicant seeks confidential designation for the confidential biological resources information described above on the same basis. Non-confidential versions of the reports have been filed in the docket log for this proceeding.

I certify under penalty of perjury of the laws of the State of California the information described above is substantially similar to the previously submitted information and that all the facts and circumstances relevant to confidentiality remain unchanged. I am authorized to make this repeated application and certification on behalf of the Applicant.

Please contact us at 916-447-2166 should you have any questions or require additional information. Thank you.

¹ TN#: 243369.

Dated: November 16, 2022

ELLISON SCHNEIDER HARRIS & DONLAN LLP

By: /s/_____

Samantha G. Neumyer
Jeffery D. Harris
Attorneys for the Applicant