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STATE OF CALIFORNIA
**State Energy Resources Conservation
and Development Commission**

In the Matter of:

**WILLOW ROCK ENERGY STORAGE
CENTER**

Docket No. 21-AFC-02

**CALIFORNIA UNIONS FOR RELIABLE ENERGY
STATUS REPORT NO. 5**

January 26, 2023

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California Unions for Reliable Energy (“CURE”) submits this status report pursuant to the Committee Scheduling Order issued on August 31, 2022. In its Scheduling Order, the Committee ordered the parties to file and serve a Status Report on or before the 26th of each month.

CURE is continuing to review the AFC, the Applicant’s responses to data requests and other documents docketed in the proceeding. Discovery is ongoing. On or about January 5, 2023, the parties (CURE, CEC Staff and the Applicant) agreed to extend the time for requests for information pursuant to California Code of Regulations, title 20, section 1716(e) to May 1, 2023, or 90 days after the Applicant files any updated project description, whichever is later. In addition, the parties agreed that any party may request additional information regarding geology and biological resources up to 30 days beyond the date Applicant submits final reports associated with the geological evaluation effort and necessary biological surveys. These agreements are memorialized in a Joint Statement re Data Requests filed on January 6, 2023.

On December 12, 2022, CURE entered a nondisclosure agreement (“NDA”) with the Applicant that governs CURE’s access to records designated confidential by the Commission. The Applicant produced certain records pursuant to the NDA on January 4, 2023 and CURE is reviewing those materials with its experts.

In addition, on December 7, 2022, CURE filed its Data Requests Set 1. The Applicant's responses were due on January 6, 2023. However, the Applicant filed a notice pursuant to 20 C.C.R. section 1716(f) that additional time was required to respond to the data requests and that it anticipated responding to the data requests on or before January 23, 2023. The Applicant served its responses to CURE's first set of data requests on January 23, and CURE is reviewing those responses to determine what, if any, additional data requests are necessary.

Dated: January 26, 2023

Respectfully submitted,

/s/ Richard M. Franco

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