

<b>DOCKETED</b>	
<b>Docket Number:</b>	21-AFC-02
<b>Project Title:</b>	Willow Rock Energy Storage Center
<b>TN #:</b>	254789
<b>Document Title:</b>	Willow Rock Energy Storage Center Repeated Application for Confidential Designation of Biological Resources
<b>Description:</b>	N/A
<b>Filer:</b>	Deric Wittenborn
<b>Organization:</b>	Ellison Schneider Harris & Donlan LLP
<b>Submitter Role:</b>	Applicant Representative
<b>Submission Date:</b>	3/1/2024 6:02:38 PM
<b>Docketed Date:</b>	3/4/2024



March 1, 2024

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 of Biological Resources Information**

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 the following biological resources information, provided as part of the Supplemental Application for Certification for the Willow Rock Energy Storage Center:

- Appendix 5.02D, CNDDDB Forms;
- Confidential Draft Results of Crotch's Bumble Bee Surveys;
- Confidential Results of Sensitive Plant Surveys;
- Confidential Swainson's Hawk Focused Survey; and
- Confidential Biological Resources GIS Shapefiles (submitted through Kiteworks).

By letter dated June 1, 2022, pursuant to Title 20, section 2505(a)(3)(A), of the California Code of Regulations, the Executive Director approved the initial request for confidential designation of certain information relating to biological resources for the Willow Rock Energy Storage Center.<sup>1</sup> The biological resources information 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. The Applicant notes that there is certain general environment, survey methods, and species information that can likely be publicly disclosed. Upon further direction from CEC Staff, the Applicant can prepare redacted or public versions of the information identified above.

*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, GEM A-CAES LLC, a Limited Liability Company.*

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<sup>1</sup> TN#: 243369.

Please contact us at (916)-447-2166 should you have any questions. Thank you.

Dated: March 1, 2024

ELLISON SCHNEIDER HARRIS & DONLAN LLP

By: /s/\_\_\_\_\_

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