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STATE OF CALIFORNIA
STATE ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION

IN THE MATTER OF:

MORTON BAY GEOTHERMAL PROJECT
APPLICATION FOR CERTIFICATION

Docket No. 23-AFC-01

CALIFORNIA UNIONS FOR RELIABLE ENERGY
STATUS REPORT NO. 11

August 30, 2024

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INTRODUCTION

California Unions for Reliable Energy (“CURE”) submits this status report in the Morton Bay Geothermal Project (“MBGP”) proceeding (Docket No. 23-AFC-01) pursuant to the Presiding Member’s Scheduling Order issued on September 12, 2023 (TN # 252284).

DISCUSSION

I. Summary of the Progress of Discovery

The Committee’s deadline for the parties to conduct discovery was January 22, 2024.

II. Significant Communications with Tribal Governments and Federal, State, and Local Agencies

CURE is in discussion with various local, state, and federal agencies regarding its outstanding request for public records related to the MBGP.

III. Factors that May Impact the Schedule

As discussed in Curse’s proposed schedule for AFC proceeding (TN # 258380), Staff needs adequate time to prepare written responses to comments submitted by responsible agencies, applicant, intervenors, and members of the public submitted on the Preliminary Staff Assessment (“PSA”). Staff must also determine whether changes to the PSA require recirculation of the Staff Assessment due to the addition of significant new information (*see Joy Rd. Area Forest & Watershed Ass’n v. Department of Forestry & Fire Protection* (2006) 142 Cal.App.4th 656, 667). These determinations cannot be made until after the close of the public comment period on September 4, 2024 (TN # 258708).

CURE recommends that the Committee direct Staff to file a statement at the end of September 2024 that specifies whether the PSA will be recirculated for public review and what, if any, additional information is needed to prepare the Final Staff Assessment (“FSA”), and estimates the FSA release date. At that time, Staff’s statement could set forth a proposed schedule for the remainder of the proceedings, and the Applicant and Intervenors should be afforded an opportunity to respond to Staff’s proposal.

Dated: August 30, 2024

Respectfully submitted,

Original Signed by:

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