

DOCKETED	
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TN #:	260891
Document Title:	Applicants' Joint Motion to Extend Deadline to Respond to Revised Joint Scheduling Order and Request For Information
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**STATE OF CALIFORNIA
Energy Resources Conservation
and Development Commission**

In the Matter of:

Application for Certification for the
Morton Bay Geothermal Project

Docket No. 23-AFC-01

Application for Certification for the
Elmore North Geothermal Project

Docket No. 23-AFC-02

Application for Certification for the
Black Rock Geothermal Project

Docket No. 23-AFC-03

**APPLICANTS' JOINT MOTION TO EXTEND THE DEADLINE TO RESPOND TO THE
REVISED JOINT SCHEDULING ORDER AND REQUEST FOR INFORMATION
REGARDING CULTURAL AND TRIBAL CULTURAL RESOURCES**

Pursuant to Sections 1203(f) and 1211.5 of the California Energy Commission's ("CEC") Rules of Practice and Procedure¹ and the provisions of the *Revised Joint Scheduling Order and Request for Information Regarding Cultural and Tribal Cultural Resources* ("Revised Joint Order")² issued on December 9, 2024, Morton Bay Geothermal LLC, Elmore North Geothermal LLC, and Black Rock Geothermal LLC (collectively, "the Applicants") jointly submit this motion to extend the deadline to file responses in each respective docket addressing the analyses requested in the Revised Joint Order. The Applicants seek an extension from January 8, 2025 to January 17, 2025 for submission of responses.

The Revised Joint Order directed CEC Staff and the Applicant to prepare reports providing information relating to cultural and tribal cultural resources, including specific analyses of condition of certification CUL/TRI-8 proposed in the Preliminary Staff Assessments for the Morton Bay Geothermal Project, Elmore North Geothermal Project, and Black Rock Geothermal Project. CEC Staff's reports were due on December 18, 2024. The Applicants were directed to file reports by January 8, 2025. Intervenors, local and tribal governments, and other interested persons were invited to file comments or responses to CEC Staff's reports also by January 8, 2025.

Following publication of the Revised Joint Order, Applicants made good faith efforts to prepare responses to the Committee questions. On January 3, 2025, the Applicants determined that additional time was necessary to complete the responses to the Committee questions. Counsel for the Applicants contacted parties to inform that the Applicants would be filing a motion to extend the time to respond to the *Revised Joint Order* from January 8, 2025 to January 17, 2025. Counsel for the Applicants received written responses from CEC Staff and Supporters Alliance for Environmental Responsibility stating that they had no objections to the request. California Unions for Reliable Energy indicated that

¹ As set forth in 20 C.C.R. §§ 1101 et seq.

² TN#s: 260569, 260570, and 260571.

they had no position on the motion at this time and reserved the right to file a response. The Applicants have not received a response from Jobs to Move America or the United Automobile, Aerospace and Agricultural Implement Workers of America U.A.W. Region Six.

The Applicants are requesting an extension of the response deadlines for several reasons. Despite the good-faith efforts to complete the responses, including efforts during the holidays, additional time is needed for the Applicants to substantively respond to the questions raised in the Revised Joint Order and the response filed by CEC Staff. The Applicants would also like to incorporate feedback from discussions with tribal representatives, where possible, into its response to the Revised Joint Order. These discussions will occur in the coming weeks. Lastly, the Applicants want to ensure that the response is fully responsive to the Revised Joint Order, including the request for information regarding the effectiveness, adequacy, and feasibility of both CEC Staff's proposed CUL/TRI-8 and any identified alternative mitigation measures.

Good cause exists to grant this extension request. First, additional time will enable the Applicants to prepare their responses to the Revised Joint Order. Second, the extension will enable the Applicants to incorporate any information from the tribes, where permitted, into the response, particularly with respect to identified mitigation measures. Third, granting this extension will not result in prejudice to other parties, and will provide additional time for Intervenor, local and tribal governments, and other interested persons to prepare their responses as well.

CONCLUSION

For the reasons set forth above, the Applicants in the above captioned proceedings respectfully request that the response deadline in the Revised Joint Order be extended from January 8, 2025 to January 17, 2025.

Dated: January 3, 2025

Respectfully submitted,

By: _____/s/_____

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