DOCKETED		
Docket Number:	23-AFC-03	
Project Title:	Black Rock Geothermal Project (BRGP)	
TN #:	260912	
Document Title:	Applicants' Joint Response to January 6, 2025 Hearing Officer Memorandum	
Description:	N/A	
Filer:	Amanda Cooey	
Organization:	Ellison Schneider Harris & Donlan LLP	
Submitter Role:	Applicant Representative	
Submission Date:	1/7/2025 10:48:41 AM	
Docketed Date:	1/7/2025	

## 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 RESPONSE TO JANUARY 6, 2025 HEARING OFFICER MEMORANDUM

In accordance with the *Hearing Officer Memorandum* docketed on January 6, 2025 in the above captioned proceedings, <sup>1</sup> the written response from California Energy Commission ("CEC") Staff referenced in the *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 is provided as Attachment A to this filing.* 

Dated: January 7, 2025	Respectfully submitted,
	By:
	Samantha G. Neumyer Jessica L. Melms Ellison Schneider Harris & Donlan LLP 2600 Capitol Ave, Suite 400 Sacramento, CA 95816 sgn@eslawfirm.com jmelms@eslawfirm.com
	(916) 447-2166  Attorneys for the Applicants

{00650453;1}

<sup>&</sup>lt;sup>1</sup> TN#: 260907, 260908, 260909.

## **ATTACHMENT A**

From: Anderson, Kari@Energy
To: Samantha Neumyer

Cc: <u>Jessica Melms</u>; <u>Pinkerton</u>, <u>Matthew@Energy</u>

Subject: RE: CEC Docket Nos. 23-AFC-01, 23-AFC-02, and 23-AFC-03: Request for Response Regarding Motion to Modify

Schedule

**Date:** Friday, January 3, 2025 1:42:14 PM

Attachments: <u>image001.png</u>

HI Samantha,

Staff does not object to the proposed extension and looks forward to your incorporation of additional information from impacted tribal representatives.

#### **Kari Anderson**

Senior Counsel
Chief Counsel's Office

California Energy Commission Website: <a href="https://www.energy.ca.gov">www.energy.ca.gov</a>

Attorney-client communication
Attorney work product

From: Samantha Neumyer <sgn@eslawfirm.com>

**Sent:** Friday, January 3, 2025 1:28 PM

**To:** Anderson, Kari@Energy < Kari. Anderson@Energy.ca.gov>

Cc: Jessica Melms < jmelms@eslawfirm.com>

Subject: CEC Docket Nos. 23-AFC-01, 23-AFC-02, and 23-AFC-03: Request for Response Regarding

Motion to Modify Schedule

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Kari,

As we discussed, the Applicants in the three geothermal proceedings (CEC Docket Nos. 23-AFC-01, 23-AFC-02, and 23-AFC-03) will be filing a motion to extend the time to respond to the Committee's Revised Joint Scheduling Order and Request for Information Regarding Cultural and Tribal Cultural Resources from January 8, 2025 to January 17, 2025. I have sent emails to the four intervenor groups with this same message requesting a response by 3pm PST today, if possible, and acknowledging the short timeframe for a response. I also left

voicemails for those whose telephone numbers I have.

We are requesting the response for several reasons, including delays due to holidays and travel schedules. We have been working in good faith to meet the timeframe set forth in the Committees' joint order, but realized this morning that we need the additional time to pull together the response because we would like to incorporate feedback from discussions with tribal representatives, some of which will occur in the coming weeks, and to fully evaluate both CEC Staff's proposed CUL/TRI-8 and the Applicants' proposed mitigation measures.

Please let me know if CEC Staff has any objections or would support this request. I am available to discuss.

Thank you.

Samantha

Samantha G. Neumyer



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