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August 9, 2013

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VIA E-FILING

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The Honorable Janea Scott
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Re: Bottle Rock Geothermal Power Plant Amendment (Docket No. 79-AFC-04C; see also Complaint Proceeding Docket No. 12-CAI-04) Bottle Rock Power, LLC's Status Report

Dear Commissioners and Hearing Adviser Kramer:

Pursuant to the Committee's Scheduling Order, Order Granting Petition to Intervene and Other Orders ("Scheduling Order"), dated June 28, 2013, Bottle Rock Power, LLC ("BRP") herein submits this Status Report for the Bottle Rock Geothermal Power Plant ("BRPP") Amendment.

As set forth in this Committee's Scheduling Order, on March 8, 2013 BRP filed a Petition to Amend ("Petition") the Energy Commission's Final Decision for BRPP. The Petition proposes to remove a requirement that BRP maintain a \$5 million closure bond to fund the decommissioning of BRPP following its permanent closure. Specifically, Conditions of Certification 5-2 (biology), 8-4 (soils), and 9-5 (civil engineering) regarding decommissioning requirements would be replaced with BRP's proposed conditions addressing planned and unplanned closures, and with a new "Decommissioning Financial Assurances" condition. A discussion below describes the current status of issues and activities related to the Petition proceeding.



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I. STATUS SUMMARY, CURRENT ISSUES, AND ACTIVITIES

The following is a status summary of data requests, workshops and conferences, and the current Petition schedule.

A. Committee Conference and Data Requests and Responses

On May 31, 2013, the Committee held a Public Site Visit and Committee Conference (“Committee Conference”) at the project site. Prior to the Committee Conference, Staff filed its Issues Identification Report. The parties then filed responses to Staff’s Issues Identification Report. At the May 31 Committee Conference, Staff, BRP, other interested parties expressed their positions related to the Petition, Staff’s Issues Identification Report and other matters related to BRPP.

It was determined at the Committee Conference that Staff would issue Data Requests in mid-June. Staff issued such requests on June 28, 2013. On July 18, BRP timely submitted objections to certain requests, but ultimately provided timely responses to all five of Staff’s Data Requests on July 29. At this time, there are no outstanding data requests or responses.

B. The Current Petition Schedule

BRP believes that Staff has all the information needed to prepare and publish a Staff Assessment on or before August 30, 2013. Moreover, BRP does not believe a supplement to Staff’s Assessment will be necessary. BRP, therefore, urges the Committee to consider shortening the Petition schedule accordingly.



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II. CONCLUSION

BRP is confident that this Petition proceeding can be concluded sooner than reflected in the current Scheduling Order. We believe that Staff, the parties, and the Committee now have the information needed to resolve the issues related to any future decommissioning or permanent closure of BRPP. We look forward to working with the parties to reach resolution of the Petition.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'KTC' followed by a stylized flourish.

Kristen T. Castaños

KTC:ms