

## DOCKETED

<b>Docket Number:</b>	79-AFC-04C
<b>Project Title:</b>	Compliance - Application for Certification of DWR Bottlerock Geothermal Project
<b>TN #:</b>	201213
<b>Document Title:</b>	Email and Record of Conversation re CA Energy Commission History of Requiring a Closure Bond
<b>Description:</b>	N/A
<b>Filer:</b>	Tiffani Winter
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	11/15/2013 9:22:33 AM
<b>Docketed Date:</b>	11/15/2013

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**Subject:** FW: my Bottle Rock (79-AFC-4C) e-mail from Terry O'Brien and the Record of Conversation  
**Attachments:** 11-12-13 Bottle Rock Record of Conversation.DOC

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**From:** Terry OBrien [<mailto:Terry.OBrien@erm.com>]  
**Sent:** Tuesday, November 12, 2013 10:01 AM  
**To:** Allen, Eileen@Energy  
**Subject:** Question

Eileen,

Are you around today? I have a question that you may be able to answer. Please note that I have been hired by an applicant and the question pertains to a siting case. I'll give you a call if you are around later. Totally unrelated, I'm having lunch today with Bob T. Hope you are well. Terry

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**FILE: 79-AFC-4C**

**PROJECT TITLE: Bottle Rock Amendment**

<input checked="" type="checkbox"/> <b>Telephone</b>		<input type="checkbox"/> <b>Meeting Location:</b>	
<b>NAME:</b>	Eileen Allen	<b>DATE:</b>	11/12/13
<b>TIME:</b>		<b>TIME:</b>	10:15 a.m.
<b>WITH:</b>	Terry O'Brien		
<b>SUBJECT:</b>	CA Energy Commission history of requiring a closure bond		

Pursuant to Government Code section 11430.50, subdivision (c), the parties may request an opportunity to address the communication within 10 days after receipt of this Report of Conversation. Any such request shall be made in writing, served on the other parties, and e-filed with the California Energy Commission.

All parties must e-file their requests at: <https://efiling.energy.ca.gov/Login.aspx>.

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 On November 12, 2013, I received the attached e-mail from Mr. O'Brien.

On November 12, 2013, at 10:15 a.m., Mr. O'Brien contacted me by telephone, stating that he had recently been hired in a consulting capacity to Bottle Rock Power, and indicating that he was following up on the question I had asked of him and Bob Therkelson approximately one year ago:

Had the Energy Commission ever required any power plant siting applicant to take out a closure bond? At that time, Mr. O'Brien or Mr. Therkelsen referred me to the Commission's decisions for the Luz SEGS solar projects in San Bernardino County. I found that the Commission's February 1990 Decision for the Luz SEGS IX and X projects (Harper Lake) required Luz SEGS to "establish a dedicated security/decommissioning fund in the amount of \$100,000 for each unit," within the first year of operation.

In the November 12, 2013 phone conversation, Mr. O'Brien asked me whether I had come across any other instances of the Commission requiring closure bonds. I responded that the Commission had only required the one for Luz SEGS IX and X, as noted above.

On November 13, 2013, I contacted Mr. O'Brien by telephone to confirm that he was working on behalf of Bottle Rock Power, and informed him that because our e-mails and phone conversations constituted ex-parte communications, I would write up and docket our communications in a Report of Conversation. Mr. O'Brien found this to be acceptable.

<b>CC:</b>	<b>Signed:</b>
	<b>Name:</b> Eileen Allen