

DOCKETED

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STATE OF CALIFORNIA

**Energy Resources Conservation
and Development Commission**

In the Matter of:

APPLICATION FOR CERTIFICATION
FOR THE PALEN SOLAR POWER
PROJECT

DOCKET NO. 09-AFC-7C

CENTER FOR BIOLOGICAL DIVERSITY

REBUTTAL TESTIMONY FOR REOPENED HEARINGS

Exhibit 3141

July 18, 2014

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A. Introduction

Intervenor Center for Biological Diversity (the “Center”) timely provides this Rebuttal Testimony for the Reopened Hearings regarding the application for certification of the proposed amended Palen Solar Power Project.

All of the testimony presented herein was prepared by the person testifying, a signed declaration and resume has also been provided for each person.

Center Attorney Lisa T. Belenky and Public Lands Desert Director Ilene Anderson assisted in compiling this testimony and the documents submitted. Any new exhibits referenced in the rebuttal testimony for the Reopened Hearings are filed concurrently with this testimony. A complete, updated Exhibit List will be provided with the Center’s Pre-hearing Conference Statement scheduled to be submitted on July 21, 2013.

The Center for Biological Diversity reserves the right to supplement and/or revise this testimony at any time up to and including the close of the Reopened evidentiary hearings. Moreover, many of the factual issues discussed in this Rebuttal Testimony involve both legal and factual questions while others are predominately legal issues. Therefore, the Center respectfully reserves the right to address all disputed issues identified at the Reopened hearings or at any point in this process through testimony, rebuttal, cross-examination, or at later stages of this process Reopening the hearings on the amended application including in briefing following the evidentiary hearing.

II. REBUTTAL TESTIMONY FOR REOPENED HEARINGS IN 2014

The Center is sponsoring rebuttal testimony from the following experts.

- 1. Rebuttal Testimony Gordon Pratt, PhD and Declaration (Exhibits 3142 and 3143)**
- 2. Rebuttal Testimony of Shawn Smallwood Ph.D., Declaration (Exhibits 3144 and 3145)**
- 3. Rebuttal Testimony of Bill Powers Testimony and Declaration (Exhibits 3146-3149)**

Respectfully submitted,

Date: July 18, 2014



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