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| <b>Docket Number:</b>   | 08-AFC-08A   |
| <b>Project Title:</b>   | Hydrogen Energy Center Application for Certification Amendment |
| <b>TN #:</b>            | 204500   |
| <b>Document Title:</b>  | Request For Suspension   |
| <b>Description:</b>     | Hydrogen Energy California LLC Request for Suspension          |
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| <b>Organization:</b>    | Latham & Watkins LLP   |
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STATE OF CALIFORNIA  
State Energy Resources  
Conservation and Development Commission

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| In the matter of:          | ) | Docket No. 08-AFC-08A  |
|                            | ) |                        |
| HYDROGEN ENERGY CALIFORNIA | ) |                        |
| PROJECT                    | ) | REQUEST FOR SUSPENSION |
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On behalf of Hydrogen Energy California LLC (the “Applicant”), we respectfully submit this Request for Suspension pursuant to California Code of Regulations, title 20, section 1716.5. The Applicant hereby requests a six-month suspension of the Application for Certification (“AFC”) proceeding for the Hydrogen Energy California Project (the “Project”), docket 08-AFC-08A.

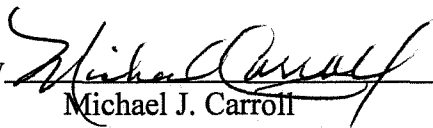
As detailed in Applicant’s Response to Interveners’ Motion to Terminate Application for Certification, docketed on March 18, 2015 (TN #203915), for the past 18 months Applicant has engaged in a sustained effort to consummate a CO<sub>2</sub> off-take agreement for the Project and thereby advance review of the AFC. Through November of 2014, Applicant had a reasonable expectation that it could consummate a CO<sub>2</sub> off-take agreement with California Resources Corporation (“CRC”) (previously Occidental of Elk Hills). Unfortunately, events completely

outside the control of Applicant, have prevented consummating an agreement with CRC. When it became apparent that CRC was not able to devote sufficient resources and attention to completing negotiation of a CO<sub>2</sub> off-take agreement by the end of 2014 as it had projected, Applicant stepped up its efforts to identify and enter into discussions with alternative CO<sub>2</sub> off-takers. Those efforts are ongoing.

At this point in time, a completed CO<sub>2</sub> off-take agreement does not appear to be imminent. Under these circumstances, Applicant believes that it would be appropriate for the AFC proceeding to be suspended to accurately reflect the current status of the project. Applicant therefore requests that the Committee suspend the AFC proceeding for a period of six months. Applicant believes that this request is reasonable under the circumstances, and notes that suspensions of longer periods of time have been granted for AFCs that have been pending for longer than the Project AFC.

Dated: May 5, 2015

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By   
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