

## DOCKETED

<b>Docket Number:</b>	09-AFC-07C
<b>Project Title:</b>	Palen Solar Power Project - Compliance
<b>TN #:</b>	210135
<b>Document Title:</b>	Staff Response to Palen SEGS I, LLC's Petition for Ownership Transfer and Petition for Extension of Deadline
<b>Description:</b>	For Commencement of Construction
<b>Filer:</b>	Alicia Campos
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	2/3/2016 9:50:32 AM
<b>Docketed Date:</b>	2/3/2016

STATE OF CALIFORNIA

Energy Resources Conservation  
And Development Commission

In the Matter of:

Docket No. 09-AFC-7C

Application for Certification  
for the Palen Solar Power Plant

**STAFF RESPONSE TO PALEN SEGS I, LLC'S PETITION FOR OWNERSHIP  
TRANSFER AND PETITION FOR EXTENSION OF DEADLINE FOR  
COMMENCEMENT OF CONSTRUCTION FOR THE PALEN SOLAR POWER  
PROJECT**

On December 15, 2015, Palen SEGS I, LLC, ("petitioner") filed a Petition for Ownership Transfer From Palen SEGS I, LLC, to Maverick Solar, LLC and a supporting declaration. On December 22, 2015, petitioner filed a Petition for Extension of Deadline for Commencement of Construction for the Palen Solar Power Project. On January 11, 2016, the Energy Commission filed a Notice of Energy Commission Hearing on Petition for Ownership Transfer From Palen SEGS I, LLC, to Maverick Solar, LLC and Petitions for Extension of Deadline for Commencement of Construction for the Palen Solar Power Project, Possible Assignment of Committee and Further Orders, ("Notice of Hearing") to receive comments on and consider the petitions. The Notice of Hearing encouraged interested persons and members of the public to file replies or comments on Petitioner's filings by noon on Wednesday, February 3, 2016. As an interested person, Energy Commission staff ("staff") offers the following comments in this proceeding.

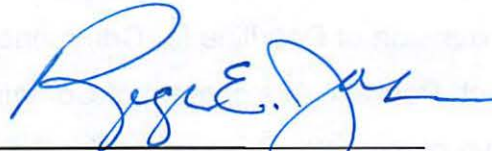
On January 6, 2016, staff mailed and filed a Notice of Receipt of Request to Transfer Ownership for the Palen Solar Power Project (09-AFC-7C) ("Notice of Receipt"), which requested comments be filed by January 20, 2016. The only comments received in

response to the Notice of Receipt were from the County of Riverside stating that the county would be submitting comments on all the petitions submitted by petitioner by the February 3, 2015 deadline established by the Notice of Hearing. Staff has no objection to the Petition for Ownership Transfer.

Similarly, staff does not object to the petitioner's request to extend the deadline for commencement of construction to June 15, 2017. If the extension is granted, however, staff strongly recommends that the petitioner use the Jurisdictional Determination process outlined in section 1234 of the Commission's regulations to obtain a determination from the Commission on whether the project it proposes falls under the Commission's jurisdiction. (Cal. Code Regulations, tit. 20, §1234.) This process is well-suited to the type of jurisdictional determination needed as a result of petitioner's stated intention to convert the project from solar parabolic trough technology to solar photovoltaic technology. Staff believes that using this process will provide some certainty over the issue of the Commission's jurisdiction before the expenditure of large amounts of time and money on a petition to amend and is, therefore, in the best interest of all involved.

DATED: February 3, 2016

Respectfully submitted,



Roger E. Johnson, Deputy Director  
Siting, Transmission and  
Environmental Protection Division