

**DOCKETED**

<b>Docket Number:</b>	21-AFC-02
<b>Project Title:</b>	Gem Energy Storage Center
<b>TN #:</b>	243742
<b>Document Title:</b>	Repeated Application for Confidential Designation for Data Adequacy Response #3 (Cultural Resources)
<b>Description:</b>	N/A
<b>Filer:</b>	Amanda Cooley
<b>Organization:</b>	Ellison Schneider Harris & Donlan LLP
<b>Submitter Role:</b>	Applicant Representative
<b>Submission Date:</b>	6/28/2022 9:51:57 AM
<b>Docketed Date:</b>	6/28/2022



June 28, 2022

Drew Bohan  
Executive Director  
California Energy Commission  
715 P Street  
Sacramento, CA 95814

**RE: Gem Energy Storage Center (21-AFC-02): Repeated Application for Confidential Designation for Data Adequacy Response #3 (Cultural Resources)**

Dear Mr. Bohan:

Pursuant to Title 20, section 2505(a)(4), of the California Code of Regulations, GEM A-CAES LLC (the "Applicant") hereby submits this Repeated Application for Confidential Designation for the following attachments to *Data Adequacy Response #3*<sup>1</sup>, which was submitted in support of the Application for Certification for the Gem Energy Storage Center:

- Rotella, Brianna, Ken Victorino, and Christopher Duran, 2022 *Cultural Resources Assessment Report for Gem Energy Storage Center Project*. Rincon Project No. 22-12489. On file with the South San Joaquin Valley Information Center, California State University, Bakersfield.

By letter dated December 13, 2021, the Executive Director approved the initial request for confidential designation of certain documents relating to cultural resources within the Gem Energy Storage Center area, including confidential literature and archival research submitted by the Applicant.<sup>2</sup> The attachment to *Data Adequacy Supplement #3* listed above contain cultural resources information that is substantially similar to the previously submitted information and all facts and circumstances relevant to the confidentiality of the information remain unchanged; therefore, the Applicant seeks confidential designation for the confidential cultural resources information contained within the report on the same basis. Certain portions of the report may be publicly disclosed if the confidential portions are redacted.

*I certify under penalty of perjury of the laws of the State of California the information described above is substantially similar to the previously submitted information and that all the facts and circumstances relevant to confidentiality remain unchanged. I am authorized to make this repeated application and certification on behalf of the Applicant.*

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<sup>1</sup> TN#: 243731.

<sup>2</sup> TN#: 241005.

Please contact us at 916-447-2166 should you have any questions or require additional information. Thank you.

Dated: June 28, 2022

ELLISON SCHNEIDER HARRIS & DONLAN LLP

By:  /s/ \_\_\_\_\_

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