

Memorandum

Date: December 1, 2009
 Telephone: (916) 654-4781
 File: 09-AFC-5

To: Commissioner Julia Levin, Presiding Member
 Commissioner James Boyd, Associate Member
 Paul Kramer, Hearing Officer

DOCKET	
09-AFC-5	
DATE	DEC 01 2009
REC'D	DEC 01 2009

From: California Energy Commission - Craig Hoffman
 1516 Ninth Street
 Sacramento, CA 95814-5512
 Siting Project Manager

Subject: **Abengoa Mojave Solar (09-AFC-5)**
Project Status Report 1

Abengoa Solar, LLC filed an application for certification (AFC) for the Abengoa Mojave Solar (AMS) project on August 10, 2009. The AMS AFC was found Data Adequate by the California Energy Commission on October 21, 2009, beginning the AFC review process.

The President and Congress have underscored the need for accelerated development of renewable energy projects in California with the passing of the American Recovery and Reinvestment Act (ARRA) of 2009. The Act specifically directs economic stimulus funding to qualified projects that begin construction by December 1, 2010. The AMS project is requesting ARRA funding which has required an accelerated project schedule and the preparation of a single Staff Assessment as opposed to a Preliminary Staff Assessment and Final Staff Assessment.

Issues Identification Report

On October 22, 2009 staff filed the Issues Identification Report. This report identified potential concerns with water impacts to the Mojave River Groundwater Basin. The report also included a project schedule based upon the Renewable Energy Action Team Milestones to Permit California Renewable Portfolio Standard Energy Projects by December, 2010.

Data Request Set 1A (nos 1-93) and Set 1B (nos 1-86)

On October 22, 2009 staff filed Data Request Set 1A (nos 1-93) and on October 26, 2009 staff docketed Data Request Set 1B (nos 1-86).

Applicant Responses

On November 11, 2009 the applicant requested 30 days of additional time for certain data requests from Set 1A. These extension requests include: 5 Air Quality data requests, 12 Biological Resources data requests and 5 Land Use data requests. On November 16, 2009 the applicant requested 30 days of additional time for certain data requests from Set 1B. These requests include: 11 Cultural Resources data requests, and 15 Water Resources data requests.

The applicant has also objected to one data request in each of the following sections; Air Quality, Land Use, Transmission System Design and Waste Management.

Data Responses

The applicant submitted Data Responses to Data Request Set 1A on November 24, 2009 and Data Responses to Data Request Set 1B were submitted on November 25, 2009. Staff is currently reviewing the information.

Data Response and Issues Resolution Workshop

Staff has filed a notice for a Data Response and Issues Resolution Workshop for Tuesday, December 8, 2009 at the Energy Commission's Hearing Room B at 1:00 pm.

Project Schedule

Because additional time has been requested by the applicant for the preparation of critical data responses, project deliverables will be delayed. Staff will need additional time to review information and modify staff analyses as needed. Staff continues to review project data and are working on the staff assessment. The attached AMS schedule identifies a Staff Assessment being issued 2 weeks later than previously anticipated, based upon expected delays in the receipt of required data request and workshop information.

Staff is currently working to meet the attached project schedule. Staff will continue to keep the Committee apprised of current work product and critical timelines.

Attachment

cc: Proof of Service List
Docket 09-AFC-5

ATTACHMENT

STAFF'S PROPOSED SCHEDULE – Abengoa Mojave Solar - (09-AFC-5)

This schedule is revised from what was provided in the Issues Identification Report

	ACTIVITY	DATE
1	Applicant files Application for Certification (AFC)	8/10/09
2	Commission's determination that AFC is complete	10/21/09
3	Staff files Issues Identification Report	10/22/09
4	Staff files Data Requests Sets 1A and 1B	10/22 & 26/09
5	Applicant provides Data Responses	11/24 & 25/09
6	Data Response and Issue Resolution workshop	12/8/09
7	Informational Hearing and Site Visit	12/9/09
8	Applicant provides additional data responses	12/21 – 24/09
9	Local, state and federal agency draft determinations AQMD files PDOC	1/21/10
10	Staff Assessment (SA) published	3/4/10
11	Staff Assessment Workshop	3/23/10
12	Local, state and federal agency final determinations AQMD files FDOC	3/22/10
13	Addendum to Staff Assessment prepared	5/5/10
14	Prehearing Conference*	TBD
15	Evidentiary hearings*	TBD
16	Presiding Members Proposed Decision (PMPD)*	TBD
17	Committee Hearing on PMPD*	TBD
18	Addendum/Revised PMPD	TBD
19	Energy Commission Decision*	TBD

* The assigned Committee will determine this part of the schedule.



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
1516 NINTH STREET, SACRAMENTO, CA 95814
1-800-822-6228 – WWW.ENERGY.CA.GOV

**APPLICATION FOR CERTIFICATION
FOR THE ABENGOA MOJAVE
SOLAR POWER PLANT**

Docket No. 09-AFC-5

***PROOF OF SERVICE
(Revised 11/10/09)***

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DECLARATION OF SERVICE

I, April Albright, declare that on December 1, 2009, I served and filed copies of the attached Energy Commission Staff's Status Report 1, dated December 1, 2009. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [\[http://www.energy.ca.gov/sitingcases/abengoa/index.html\]](http://www.energy.ca.gov/sitingcases/abengoa/index.html).

The document has been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

(Check all that Apply)

For service to all other parties:

sent electronically to all email addresses on the Proof of Service list;

by personal delivery or by depositing in the United States mail at Sacramento, CA, with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses **NOT** marked "email preferred."

AND

For filing with the Energy Commission:

sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (preferred method);

OR

depositing in the mail an original and 12 paper copies, as follows:

CALIFORNIA ENERGY COMMISSION

Attn: Docket No. 09-AFC-5
1516 Ninth Street, MS-4
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I declare under penalty of perjury that the foregoing is true and correct.

Original signed by _____
April Albright