

## Memorandum

Date: January 12, 2009  
Telephone: (916) 654-4679

To: Commissioner Jeffrey Byron, Presiding Member  
Commissioner James D. Boyd, Associate Member

From: California Energy Commission – John Kessler, Project Manager  
1516 Ninth Street  
Sacramento, CA 95814-5512

<b>DOCKET</b>	
<b>07-AFC-5</b>	
DATE	01/12/10
RECD.	01/12/10

**Subject: BLM's BIOLOGICAL ASSESSMENT -  
IVANPAH SOLAR ELECTRIC GENERATING SYSTEM (07-AFC-5)  
Exhibit 311**

Energy Commission staff is providing for the record the Biological Assessment (BA) for the Ivanpah Solar Electric Generating System as issued by the U.S. Bureau of Reclamation (BLM) on December 7, 2009.

The BA supports BLM's effort to initiate formal Endangered Species Act consultation with U.S. Fish and Wildlife Service pursuant to 50 CFR 402.14 for the Ivanpah Solar Electric Generating System proposed by BrightSource Energy in eastern San Bernardino County. BLM has determined that the project may affect, and is likely to adversely affect, the threatened desert tortoise.

The BA was previously docketed and distributed to all those on the Ivanpah Proof of Service list on December 30, 2009. The electronic copy can be found at the Energy Commission's website link below.

[http://www.energy.ca.gov/sitingcases/ivanpah/documents/others/2009-12-07\\_BLM\\_Biological\\_Assessment\\_TN-54614.pdf](http://www.energy.ca.gov/sitingcases/ivanpah/documents/others/2009-12-07_BLM_Biological_Assessment_TN-54614.pdf)

Docket (07-AFC-5)  
Webworks  
POS (electronic)

PROOF OF SERVICE (REVISED 11/23/09 ) FILED WITH  
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MS



**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 *IVANPAH SOLAR ELECTRIC  
GENERATING SYSTEM*

DOCKET No. 07-AFC-5  
PROOF OF SERVICE  
(Revised 11/23/09)

**APPLICANT**

Solar Partners, LLC  
John Woolard,  
Chief Executive Officer  
1999 Harrison Street, Suite #500  
Oakland, CA 94612

Todd A. Stewart, Project Manager  
Ivanpah SEGS  
[sdeyoung@brightsourceenergy.com](mailto:sdeyoung@brightsourceenergy.com)  
**E-mail Preferred**

Steve De Young, Project Manager  
Ivanpah SEGS.  
1999 Harrison Street, Ste. 2150  
Oakland, CA 94612  
[tstewart@brightsourceenergy.com](mailto:tstewart@brightsourceenergy.com)

**APPLICANT'S CONSULTANTS**

John L. Carrier, J. D.  
2485 Natomas Park Dr. #600  
Sacramento, CA 95833-2937  
[jcarrier@ch2m.com](mailto:jcarrier@ch2m.com)

**COUNSEL FOR APPLICANT**

Jeffery D. Harris  
Ellison, Schneider  
& Harris L.L.P.  
2600 Capitol Avenue, Ste. 400  
Sacramento, CA 95816-5905  
[jdh@eslawfirm.com](mailto:jdh@eslawfirm.com)

**INTERESTED AGENCIES**

California ISO  
[e-recipient@caiso.com](mailto:e-recipient@caiso.com)

Tom Hurshman,  
Project Manager  
Bureau of Land Management  
2465 South Townsend Ave.  
Montrose, CO 81401  
[tom\\_hurshman@blm.gov](mailto:tom_hurshman@blm.gov)

Raymond C. Lee, Field Manager  
Bureau of Land Management  
1303 South U.S. Highway 95  
Needles, CA 92363  
[Raymond\\_Lee@ca.blm.gov](mailto:Raymond_Lee@ca.blm.gov)

Becky Jones  
California Department of  
Fish & Game  
36431 41st Street East  
Palmdale, CA 93552  
[dfqpalm@adelphia.net](mailto:dfqpalm@adelphia.net)

**INTERVENORS**

California Unions for Reliable Energy ("CURE")  
Tanya A. Gulesserian  
Marc D. Joseph  
Adams Broadwell Joseph & Cardozo  
601 Gateway Boulevard, Ste 1000  
South San Francisco, CA 94080  
[tgulesserian@adamsbroadwell.com](mailto:tgulesserian@adamsbroadwell.com)

Western Watersheds Project  
Michael J. Connor, Ph.D.  
P.O. Box 2364  
Reseda, CA 91337-2364  
[mjconnor@westernwatersheds.org](mailto:mjconnor@westernwatersheds.org)

Gloria Smith, Joanne Spalding  
Sidney Silliman, Devorah Ancel  
Sierra Club  
85 Second Street, 2<sup>nd</sup> Fl.  
San Francisco, CA 94105  
**E-mail Service Preferred**  
[gloria.smith@sierraclub.org](mailto:gloria.smith@sierraclub.org)  
[joanne.spalding@sierraclub.org](mailto:joanne.spalding@sierraclub.org)  
[gsilliman@csupomona.edu](mailto:gsilliman@csupomona.edu)  
[devorah.ancel@sierraclub.org](mailto:devorah.ancel@sierraclub.org)

**INTERVENORS CONT.**

Joshua Basofin, CA Rep.  
Defenders of Wildlife  
1303 J Street, Ste. 270  
Sacramento, CA 95814

**E-mail Service Preferred**

[jbasofin@defenders.org](mailto:jbasofin@defenders.org).

Basin and Range Watch  
Laura Cunningham

Kevin Emmerich

P.O. Box 70

Beatty, NV 89003

[atmictoadranch@netzero.net](mailto:atmictoadranch@netzero.net)

Center for Biological Diversity  
Lisa T. Belenky, Sr. Attorney  
Ileene Anderson, Public Lands Desert Director  
351 California Street, Ste. 600  
San Francisco, CA 94104

**E-mail Service Preferred**

[lbelenky@biologicaldiversity.org](mailto:lbelenky@biologicaldiversity.org)

[ianderson@biologicaldiversity.org](mailto:ianderson@biologicaldiversity.org)

California Native Plant Society  
Greg Suba, Tara Hansen & Jim Andre  
2707 K Street, Suite 1  
Sacramento, California, 95816-5113

**E-mail Service Preferred**

[gsuba@cnps.org](mailto:gsuba@cnps.org)

[thansen@cnps.org](mailto:thansen@cnps.org)

[granites@telis.org](mailto:granites@telis.org)

\*County of San Bernardino

Bart W. Brizzee, Deputy Co. Counsel

385 N. Arrowhead Avenue, 4<sup>th</sup> Fl.

San Bernardino, California, 92415

[bbrizzee@cc.sbcounty.gov](mailto:bbrizzee@cc.sbcounty.gov)

**ENERGY COMMISSION**

JEFFREY D. BYRON

Commissioner and Presiding Member

[jbyron@energy.state.ca.us](mailto:jbyron@energy.state.ca.us)

JAMES D. BOYD

Vice Chairman and

Associate Member

[jboyd@energy.state.ca.us](mailto:jboyd@energy.state.ca.us).

Paul Kramer

Hearing Officer

[pkramer@energy.state.ca.us](mailto:pkramer@energy.state.ca.us)

John Kessler

Project Manager

[jkessler@energy.state.ca.us](mailto:jkessler@energy.state.ca.us)

Dick Ratliff

Staff Counsel

[dratliff@energy.state.ca.us](mailto:dratliff@energy.state.ca.us)

Public Adviser

[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)

DECLARATION OF SERVICE

I Maria Santoudjian, declare that on January 12, 2010, I served and filed copies of the attached, Exhibit 311. 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: [\[www.energy.ca.gov/sitingcases/ivanpah\]](http://www.energy.ca.gov/sitingcases/ivanpah).

The documents have 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, California 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. 07-AFC-5  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

I declare under penalty of perjury that the foregoing is true and correct.

Original Signature in Dockets  
**Maria Santoudjian**