# STATE OF CALIFORNIA

Energy Resources Conservation and Development Commission

Application for Certification for the Abengoa Mojave Solar Project

Docket No. 09-AFC-5

# **APPLICANT'S STATUS REPORT NO. 3**

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In accordance with the Committee Scheduling Order dated December 17, 2009, Abengoa

Solar Inc (the "Applicant") submits the third monthly status report in this proceeding. This

Status Report provides an update regarding all activities that have occurred since the last

Applicant Status Report filed on February 3, 2010.

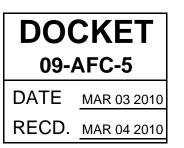
## **Applicant Filings**

Table 1 below provides a summary of the information filed by Applicant during this

reporting period.

Document Filed	Date Filed
Letter regarding Transmission Interconnection,	February 5, 2010
Applicant's decision to use Special Protection System	
(SPS)	
Second Supplemental Written Response to Data Request	February 16, 2010
Set 1B for Water Resources	
Revised Figures for Second Supplemental Written	February 17, 2010
Response to Data Request Set 1B for Water Resources	
Second Supplemental Written Response to Data Request	February 17, 2010
Set 1B for Cultural Resources	
Applicant's Response to Memo from Heather Blair, CEC	February 24, 2010
Staff Biologist to Craig Hoffman, CEC Project Manager	
Dated February 5, 2010 Re: Abengoa Mojave Solar	
Project time sensitive issues and informational needs	
Interconnection Optional Study by CAISO Dated	February 24, 2010
January 14, 2010	
Revised Second Supplemental Written Response to Data	February 25, 2010
Request Set 1A for Air Quality and Public Health	

#### Table 1 – Applicant Filings: February 2010



#### **Responses to Staff Data Requests**

The Applicant submitted a Second Supplemental Response to Data Request Set 1B for Water Resources, Items 21, 23, 31, 41, 44, and 45, on February 16, 2010. The Applicant also submitted several groundwater modeling files requested by Staff. On February 17, the Applicant submitted revised figures for these responses to correct an error in the depiction of the project boundary.

The Applicant submitted a Second Supplemental Response to Data Request Set 1B for Cultural Resources on February 17, 2010. This response included the Final Testing Report, "Evaluation of Cultural Resources for Mojave Solar Project, San Bernardino County, California," to complete Applicant's response to Items 10, 11, 14, 15 and 16. In addition, the Applicant submitted DPR 523 forms under separate confidential cover to complete its response to Items 12 and 17.

The Applicant submitted a Revised Second Supplemental Written Response to Set 1A for Air Quality and Public Health on February 25, 2010 to correct the factors used to calculate fugitive emissions from the Heat Transfer Fluid (HTF) system in Applicant's February 2, 2010 submission. The Applicant's responses to Items 30 and 85 were revised by application of the correct emissions factors.

#### **Response to CEC Staff Memo Regarding Biological Resources Informational Needs**

On February 24, 2010, the Applicant provided a response to the memo from Heather Blair, CEC Staff Biologist (Aspen Environmental Group) to Craig Hoffman, CEC Project Manager, dated February 5, 2010 regarding "Abengoa Mojave Solar Project – time-sensitive issues and informational needs." The Applicant submitted information regarding its progress to complete several biological resource plans and surveys, nearly all of which are expected to be completed next month.

#### **Transmission Interconnection Information**

On February 5, 2010, the Applicant communicated its decision to the Commission that it will proceed with this project using the Special Protection System (SPS) offered by Southern

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California Edison (SCE) in the Facilities Study dated November 20, 2009. In addition, on February 24, 2010, the Applicant provided the Interconnection Optional Study completed by the California Independent System Operator (CAISO) in coordination with SCE. CAISO and SCE are currently revising this report, and the Final Report will be forwarded to the Commission when received by the Applicant.

#### **Issuance of MDAQMD's Preliminary Determination of Compliance**

The Mojave Desert Air Quality Management District (MDAQMD) issued its Preliminary Determination of Compliance on March 1, 2010. The public comment period ends April 2.

### Jurisdictional Determination by USACE

The United States Army Corps of Engineers (USACE) determined that the Corps does not have jurisdiction over waters on the Abengoa Mojave Solar project site and that therefore no permit is required under Section 404 of the Clean Water Act. USACE provided this conclusion to Heather Blair, CEC Staff Biologist by email dated February 26, 2010.

#### Conclusion

Abengoa Solar Inc appreciates the opportunity to submit this status report. Every effort continues to be made to keep the project as close as possible to the schedule set forth in the Committee Scheduling Order or to complete the milestones ahead of these dates. Abengoa Solar Inc greatly appreciates Staff's efforts in this regard.

March 3, 2010

Respectfully submitted,

ELLISON, SCHNEIDER & HARRIS L.L.P.

By

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# **PROOF OF SERVICE**

I, Karen A. Mitchell, declare that on March 3, 2010, I served the attached APPLICANT'S

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STATUS REPORT NO. 3 via electronic and U.S. mail to all parties on the attached service list.

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

Karen A. Mitchell

## SERVICE LIST 09-AFC-5

# APPLICANT

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