

DOCKET**08-AFC-13**DATE MAR 08 2010RECD. MAR 09 2010

From: Paul Kramer
To: SES Solar 1
Date: 3/8/2010 5:03 PM
Subject: Marked up Calico Solar schedule for discussion
Attachments: Calico Solar One Scheduling Order marked up from Feb 23 Committee Conf.pdf

Calico AFC parties:

Attached, as promised at our February 23 status conference, is a marked up version of the current Committee Schedule. It took me longer than expected to finish this because additional information trickled in following our conference.

Our schedule assumed that the SA/DEIS publication by CEC staff and BLM's publication of the Notice of Availability could be on the same day. I now hear that it cannot happen that way. Once staff has the final document ready, they must overnight it to Washington. If it is received on a Friday, the NOA can be published on the following Friday. So if Staff finishes on April 1st (March 31 is a holiday), the NOA could be published on April 9, starting the 90-day comment period. Staff's completion of the document in turn hinges on BLM returning its comments to Staff by March 19.

Based on this new information, a final CEC decision is projected for September 29. I don't know how the delay in the start of the 90-day DEIS comment period will affect BLM's ability to issue a decision before October.

Feel free to comment on the schedule in your status reports and at our next telephonic conference.

As a head's up, if staff schedules Imperial Valley (formerly Solar 2) staff workshops for March 23, we will likely move our March 23 conference to a day later that week. If that happens, a revised notice will be sent out. If you have any particular alternative date preferences, please reply with them; no guarantees, of course. The April and May dates will not change (unless another conflict arises). Also, note that the Committee has tentatively reserved May 25-27 on its calendars for evidentiary hearings.

Paul Kramer
Hearing Officer

**REVISED COMMITTEE SCHEDULE
FOR THE**

**STIRLING ENERGY SYSTEMS – CALICO SOLAR POWER PLANT PROJECT
(FORMERLY SOLAR 1 – DOCKET NO. 08-AFC-13)**

<i>DATE</i>	<i>EVENT - Related BLM Actions are Shown for Convenience</i>
May 6, 2009	AFC Data Adequate
June 8, 2009	BLM publishes Notice of Intention in Federal Register, beginning 45-day scoping period
June 22, 2009	Site Visit and Informational Hearing/ BLM scoping meeting
October 22, 2009	BLM and Energy Commission staff file Data Requests Set 2, Part 1
November 6, 2009	BLM and Energy Commission staff file Data Requests Set 2, Part 2
November 10, 2009	Committee Conference
November 22, 2009	Applicant files responses to BLM and Energy Commission staff Data Requests Set 2, Part 1
December 15, 2009	Final Data Responses/Reports from Applicant to staff for review
December 17, 2009 and every four (4) weeks thereafter until the SA/DEIS is filed	Parties file Status Reports
February 16, 2010	Formal consultation with US Fish and Wildlife Service (USFWS) on Biological Assessment initiated, beginning 90-day consultation period
Approximately February 23, 2010 and every four (4) weeks thereafter until the Prehearing Conference is held	Status Conferences conducted by the Hearing Officer, with or without the presence of the Presiding and Associate member
March 19, 2010	BLM delivers final SA/DEIS section comments to CEC staff
March 16 <u>April 1</u> , 2010	Staff publishes Staff Assessment/Draft Environmental Impact Statement (SA/DEIS) / BLM Notice of Availability (NOA) of DEIS published
<u>April 9, 2010</u>	BLM Notice of Availability (NOA) of DEIS published
SA/DEIS + 2 - 3 weeks (March 30 <u>April 15</u> – April 6 <u>22</u> , 2010)	Staff conducts SA workshops/ DEIS public meetings
SA/DEIS + 4 weeks (April 13 <u>29</u> , 2010)	Applicant's opening testimony filed and served; all parties file Prehearing Conference statements
SA/DEIS + 5 weeks (April 20 <u>May 6</u> , 2010)	Prehearing Conference
SA/DEIS + 6 weeks (April 27 <u>May 13</u> , 2010)	Staff and other parties file and serve opening testimony (other than SA/DEIS)
SA/DEIS + 7 weeks (May <u>4</u> 20 , 2010)	All parties file rebuttal testimony
SA/DEIS + 7 weeks (May <u>4</u> 20 , 2010)	Final Prehearing Conference

SA/DEIS + 8 weeks (May 17 ²⁷ , 2010)	Evidentiary Hearings (Record remains open to receive evidence following conclusion of DEIS comment period and USFWS determination)
90 days after consultation initiated (May 17, 2010)	US Fish and Wildlife Service issues Biological Opinion
3 weeks after Evidentiary Hearings complete (June 7 ¹⁷ , 2010)	Post Hearing Briefs filed
90 days after NOA published (July 8 ^{June 14} , 2010)	DEIS public comment period ends
2-5 weeks after Biological Opinion DEIS comment period ends issued (August 12 June 1 , 2010)	Staff publishes Supplemental Staff Assessment/Final Environmental Impact Statement (SSA/FEIS) / BLM Notice of Availability (NOA) of FEIS published
5 weeks after briefs filed (July 12 ²¹ , 2010)	Presiding Member's Proposed Decision (PMPD) issued for 30-day comment period
Approx. 25 days after PMPD issued August 19, 2010	PMPD comment hearing reopen evidentiary record, if necessary, to receive SSA
August 25, 2010	Presiding Member's Proposed Decision (PMPD) issued for 30-day comment period
35 days after PMPD issued (August 16, 2010), September 24, 2010	Revised PMPD issued* for 15-day (30 days if significant environmental information added) review period* PMPD Comment period expires
20—35 days after Revised PMPD issued (September 8 or ²², 2010)	Energy Commission Final Decision Adoption Hearing
(September 30, 2010)	BLM issues Record of Decision, Right of Way grant and Plan Amendment

* if necessary

Dates in (parenthesis) assume that the SA/DEIS is published and USFWS' Biological Opinion is issued as specified. Delays in those deliverables may result in commensurate delays of the other milestones.

Issued: February 2, 2010