

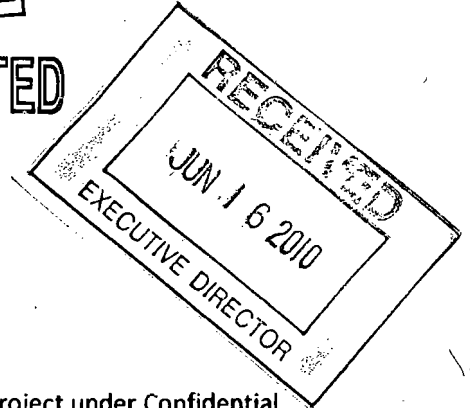
Tessera Solar
power from stirling energy systems

June 11, 2010

Mr. Christopher Meyer
CEC Project Manager
Attn: Docket No. 08-AFC-13
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814-5512

Mr. Jim Stobaugh
BLM Project Manager
Attn: Docket No. 08-AFC-13
Bureau of Land Management
P.O. Box 12000
Reno, NV 89520

COMPLETED



RE: Calico Solar (formerly Solar One) Project (08-AFC-13)
Applicant's Submittal of Reliability Information on the Maricopa Solar Project under Confidential Cover

Dear Mr. Meyer and Mr. Stobaugh,

At your request, Tessera Solar hereby submits a report on the performance to date of Tessera Solar's Maricopa Solar Project in Arizona. The report is an excerpt of a larger report prepared by Tessera Solar's independent engineer, RW Beck, for submittal to the Department of Energy for the financing of the Imperial Valley Solar Project. RW Beck was hired by Tessera Solar as an independent third party to validate the SunCatcher technology to the various financing entities involved in the financing of Tessera Solar's projects including Imperial Valley Solar and Calico Solar. Due to the confidential nature of the information contained in the report, the Applicant is filing an Application for Confidential Designation and requests that the information contained in the report remain under that designation. Also, please note that RW Beck in its report refers to the Maricopa Solar Project as the Maricopa Plant.

I certify under penalty of perjury that the foregoing is true, correct, and complete to the best of my knowledge.

Sincerely,

Felicia L. Bellows
Vice President of Development

APPLICATION FOR CONFIDENTIAL DESIGNATION
(20 CCR 2505)

CALICO SOLAR, LLC
APPLICATION FOR CERTIFICATION
CALICO SOLAR PROJECT
(DOCKET NO. 08-AFC-13)

MARICOPA SOLAR ENGINEERING REPORT, JUNE 2008

APPLICANT: Calico Solar, LLC

ADDRESS: 4800 N. Scottsdale Rd., Suite 5500, Scottsdale, AZ 85251

1(a) Title, date, and description of the record for which you request confidential designation.

Maricopa Solar Engineering Report, Calico Solar, LLC, 4800 N. Scottsdale Rd., Suite 5500, Scottsdale, AZ 85251, June 11, 2008.

1(b) Specify the part(s) of the record for which you request confidential designation.

Applicant requests that the Maricopa Engineering Report in its entirety be designated as confidential.

2 State and justify the length of time the Commission should keep the record confidential.

The information should be kept confidential indefinitely to protect the trade secrets disclosed in the report and its disclosure would cause loss of a competitive edge.

3(a) State the provision(s) of the Public Records Act or other law that allows the Commission to keep the record confidential, and explain why the provision(s) apply to the record.

The California Public Records Act allows for the non-disclosure of trade secrets. (Gov. Code, § 6254(k); Evid. Code, § 1060.) California Code of Regulations, title 20, section 2505(a)(1)(D) states that if the applicant for confidential designation believes that the record should not be disclosed because it contains trade secrets, or its disclosure would otherwise cause loss of a competitive advantage, the application shall state: 1) the specific nature of the advantage; Given that the report gives performance information, it is something that Tessera Solar's competitors could use against the company in competitive bidding situations. 2) how the advantage would be lost; Again, Tessera Solar's competitors will information on the SunCatcher that Tessera Solar will not have on the competitors' technologies, and the competitors can then use this

information in a competitive bidding situation to their advantage. 3) the value of the information to the applicant The value to Tessera Solar cannot be calculated as it could impact its overall ability to survive and compete long-term in the market; and 4) the ease or difficulty with which the information could be legitimately acquired or duplicated by others. Others cannot acquire the information as it is only available to Tessera Solar, its independent engineer and the Department of Energy at this point.

- b) Discuss the public interest in nondisclosure of the record. If the record contains trade secrets or its disclosure would otherwise cause loss of a competitive advantage, please also state how it would be lost, the value of the information to the applicant and the ease of difficulty with which the information could be legitimately acquired or duplicated by others.

The public interest would be served by nondisclosure because disclosure may reasonably hinder the Applicant's economic and competitive advantage. The California courts have traditionally used the following definition of trade secret:

a trade secret may consist of any formula, pattern, device or compilation of information which is used in one's business, and which gives him an opportunity to obtain an advantage over competitors who do not know or use it. . . .

(*Uribe v. Howe* (1971) 19 Cal.App.3d 194, 207-208, from the Restatement of Torts, vol. 4, § 757, comments b, p.5.).

- 4 State whether the record may be disclosed if it is aggregated with other information or masked to conceal certain portions (including but not limited to the identity of the applicant). State the degree of aggregation or masking required. If the data cannot be disclosed even if aggregated or masked, explain why.

The specific information contained in the report was requested by CEC staff. At this time, the Applicant believes the entire body of the report is so interrelated that masking or aggregating the information for public disclosure would not be feasible and would end up disclosing the competitive information that Tessera Solar needs to keep from its competitors.

- 5 State how the record is kept confidential by the applicant and whether it has even been disclosed to a person other than an employee of the applicant. If it has, explain the circumstances under which disclosure occurred.

Calico Solar, LLC, a subsidiary of Tessera Solar North America (TSNA) has not disclosed any of the subject information to anyone other than its

employees, attorneys, the Department of Energy and consultants working on the Calico Solar project. Moreover, the information has not been disclosed to persons employed by or working for TSNA except on a "need to know basis". This information has been segregated from other Project files and access has been restricted.

I certify under penalty of perjury that the information contained in this application for confidential designation is true, correct, and complete to the best of my knowledge and that I am authorized to make the application and certification on behalf of the applicant.

Dated: June 11, 2010

Signed:

A handwritten signature in black ink, appearing to read "Felicia Bellows". The signature is written in a cursive style with a large initial "F".

Name (print): Felicia Bellows

Title: Vice President of Development

Representing: Tessera Solar