

**DOCKET**  
**09-AFC-7**

DATE SEP 09 2010

RECD. SEP 09 2010

September 9, 2010

California Energy Commission  
Docket Unit  
1516 Ninth Street  
Sacramento, CA 95814-5512

Subject: **PALEN SOLAR I, LLC'S ISSUE STATEMENT FOR THE SEPTEMBER 9, 2010, STATUS CONFERENCE DOCKET NO. (09-AFC-7)**

Enclosed for filing with the California Energy Commission is the original of **PALEN SOLAR I, LLC'S ISSUE STATEMENT FOR THE SEPTEMBER 9, 2010, STATUS CONFERENCE**, for the Palen Solar Power Project (09-AFC-7).

Sincerely,



Marie Mills

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STATE OF CALIFORNIA

Energy Resources  
Conservation and Development Commission

In the Matter of:

**DOCKET NO. 09-AFC-7**

Application for Certification for the  
PALEN SOLAR POWER PROJECT

**PALEN SOLAR I, LLC'S ISSUE  
STATEMENT FOR THE SEPTEMBER 9,  
2010, STATUS CONFERENCE**

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Palen Solar I, LLC (PSI) files this status report in accordance with the Notice of Mandatory Status Conference dated August 30, 2010. PSI remains concerned that it has substantially reconfigured the Palen Solar Power Project (PSPP) to address Staff's concerns, with which it had strong technical disagreement. PSI provided these reconfigurations at considerable expense and loss of generating efficiencies because Staff assured it that it could still support an analysis that would ensure a Decision by the end of 2010. As PSI has explained at REAT meetings and in this forum, a Decision by the end of 2010 could enable it to expend funds in order to qualify for the "Safe Harbor" provision allowing it to qualify for ARRA funding. Staff is incorrect in its Status Report alleging that PSI has ever "given up" on ARRA funding. PSI did state that with the reconfigurations to accommodate Staff that it would not be able to start construction in 2010. PSI has essentially been punished by seeking an accommodation with Staff by reconfiguring the project to avoid sand transport issues.

It is still possible for the Commission to issue a Decision by the end of the year which would meet PSI's current objectives. PSI offers the following schedule which accommodates The Center for Biological Diversity's (CBD) scheduling conflicts and Staff's slip of the RSA, Part 2 to September 16, 2010.

<b>Milestone</b>	<b>Date</b>
Staff Publishes Part 2 of the RSA	September 16, 2010
Committee Ordered Workshop	September 27, 2010
Parties File Opening Testimony All Topics	October 4, 2010
Parties File PreHearing Conference Statement	October 6, 2010
Parties File Rebuttal Testimony	October 14, 2010
PreHearing Conference and Evidentiary Hearings	Week of October 18, 2010
Committee Issues PMPD	November 19, 2010
Committee Decision	December 22, 2010

Dated: September 8, 2010

*/// original signed ///*

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Scott A. Galati  
Counsel to PSI, LLC



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](http://WWW.ENERGY.CA.GOV)

**APPLICATION FOR CERTIFICATION  
FOR THE PALEN SOLAR POWER  
PLANT PROJECT**

**Docket No. 09-AFC-7**

**PROOF OF SERVICE  
(Revised 8/27/10)**

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DECLARATION OF SERVICE

I, Marie Mills, declare that on September 9, 2010, I served and filed copies of the attached **PALEN SOLAR I, LLC'S ISSUE STATEMENT FOR THE SEPTEMBER 9, 2010, STATUS CONFERENCE**, dated September 8, 2010. 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:

[\[http://www.energy.ca.gov/sitingcases/solar\\_millennium\\_palen\]](http://www.energy.ca.gov/sitingcases/solar_millennium_palen)

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;
- by delivering on this date, for mailing with the United States Postal Service with first-class postage thereon fully prepaid, to the name and address of the person served, for mailing that same day in the ordinary course of business; that the envelope was sealed and placed for collection and mailing on that date 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-7  
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, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.

  
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