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October 4, 2010

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DOCKET

09-AFC-7

DATE OCT 04 2010

RECD. OCT 04 2010

California Energy Commission Attn: Docket No. 09AFC7 1516 Ninth Street, MS-4 Sacramento, CA 95814-5512

Re: <u>09-AFC-7 Palen Solar Power Project</u>

Dear Docket Clerk:

DANIEL L. CARDOZO

THOMAS A. ENSLOW

TANYA A. GULESSERIAN

JASON W. HOLDER MARC D. JOSEPH

ELIZABETH KLEBANER

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ROBYN C. PURCHIA

OF COUNSEL THOMAS R. ADAMS ANN BROADWELL

GLORIA D. SMITH

Enclosed are an original and one copy of the PREHEARING CONFERENCE STATEMENT OF CALIFORNIA UNIONS FOR RELIABLE ENERGY. Please process the document and provide us with a conformed copy in the envelope enclosed.

Thank you.

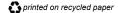
Sincerely,

/s/

Valerie Stevenson

:vas Enclosure

2357-043d



STATE OF CALIFORNIA

Energy Resources Conservation and Development Commission

In the Matter of:

The Application for Certification for the Palen Solar Power Plant Project

Docket No. 09-AFC-7

PREHEARING CONFERENCE STATEMENT OF CALIFORNIA UNIONS FOR RELIABLE ENERGY

October 4, 2010

Tanya A. Gulesserian Jason W. Holder Marc D. Joseph Adams Broadwell Joseph & Cardozo 601 Gateway Boulevard, Suite 1000 South San Francisco, CA 94080 (650) 589-1660 Voice (650) 589-5062 Facsimile jholder@adamsbroadwell.com

Attorneys for the CALIFORNIA UNIONS FOR RELIABLE ENERGY

Pursuant to the September 21, 2010 Notice of Prehearing Conference and Evidentiary Hearings, California Unions for Reliable Energy ("CURE") submits this prehearing conference statement on the Palen Solar Power Project ("Project").

1. Topic Areas That Are Complete and Ready to Proceed to Evidentiary Hearing

All resource areas are complete and ready to proceed to evidentiary hearing.

2. Anticipated Resolution of Resource Areas in Dispute

CURE participated in several Commission workshops regarding the Project and submitted various documents, letters, and data requests with the Commission, Bureau of Land Management, South Coast Air Quality Management District and other agencies, wherein CURE raised issues concerning the Project. The issues raised by CURE included, for example, establishing an accurate baseline for analyzing the project's environmental effects and potential significant impacts to air quality, State jurisdictional waters, Desert tortoise and other wildlife and plant species. Some of the issues raised by CURE have been adequately addressed in the RSA. CURE is currently communicating with the Applicant for the Project to resolve the remaining issues. CURE anticipates the satisfactory resolution of the issues prior to evidentiary hearings.

3. Witnesses, Topic Areas, Testimony

At this time, CURE does not intend to present witnesses and testimony at the evidentiary hearings. However, CURE reserves the right to present witnesses and testimony at any time up to and including the close of the evidentiary hearings.

4. CURE's List of Exhibits

Currently, CURE does not intend to present exhibits at the evidentiary hearings. CURE, however, reserves the right to present exhibits, analyses and other information at any time up to and including the close of the evidentiary hearings.

5. Scheduling Matters

CURE concurs with the Revised Committee Schedule issued on September 28, 2010.

6. Proposed Modifications to Conditions of Certification

CURE currently does not propose modifications to the Conditions of Certification set forth in the RSA. CURE reserves the right to propose such modifications at any time up to and including the close of the evidentiary hearings. CURE also reserves the right to respond to modifications to Conditions of Certification that are proposed during the remainder of the proceedings regarding the Project.

Dated: October 4, 2010 Respectfully submitted,

/s/

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DECLARATION OF SERVICE

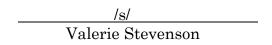
PALEN SOLAR POWER PROJECT

Docket No. 09-AFC-7

I, Valerie Stevenson, declare that on October 4, 2010, I served and filed copies of the attached **PREHEARING CONFERENCE STATEMENT OF CALIFORNIA UNIONS FOR RELIABLE ENERGY** dated October 4, 2010. The original document, filed with the Docket Office, 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/index.html

The document has been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Office via email and U.S. Mail as addressed below.

I declare under penalty of perjury that the foregoing is true and correct. Executed at Sacramento, CA on October 4, 2010.



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