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<b>DOCKET</b>	
<b>08-AFC-8</b>	
DATE	NOV 29 2010
RECD.	NOV 29 2010

November 29, 2010

**VIA FEDEX**

File No. 045049-0001

CALIFORNIA ENERGY COMMISSION  
Attn: Docket No. 08-AFC-08  
1516 Ninth Street, MS-4  
Sacramento, California 95814-5512

Re: Hydrogen Energy California Project: Docket No. 08-AFC-08

Dear Sir/Madam:

Pursuant to California Code of Regulations, Title 20, Sections 1209, 1209.5, and 1210, enclosed herewith for filing please find Applicant's Requests for Extensions of Time and Objections to Certain Data Requests by the Energy Commission Staff regarding Data Request Set Four (Nos. 219 – 244).

Please note that the enclosed submittal was filed today via electronic mail to your attention and served on all parties to the above-referenced project.

Very truly yours,



Paul E. Kihm  
Senior Paralegal

Enclosure

cc: 08-AFC-08 Proof of Service List (w/encl., via e-mail and U.S. Mail)  
Michael J. Carroll, Esq. (w/encl.)  
Marc T. Campopiano, Esq. (w/encl.)

Michael J. Carroll  
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STATE OF CALIFORNIA  
ENERGY RESOURCES  
CONSERVATION AND DEVELOPMENT COMMISSION

In the Matter of:	)	Docket No. 08-AFC-8
	)	
REVISED APPLICATION FOR	)	REQUESTS FOR EXTENSIONS OF TIME
CERTIFICATION FOR THE HYDROGEN	)	AND OBJECTIONS TO CERTAIN DATA
ENERGY CALIFORNIA POWER PLANT	)	REQUESTS BY THE ENERGY
PROJECT BY HYDROGEN ENERGY	)	COMMISSION STAFF REGARDING
CALIFORNIA, LLC	)	DATA REQUEST SET FOUR (NOS. 219-
	)	244)

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California Energy Commission Staff issued its Data Request Set Four (Nos. 219-244) regarding the Hydrogen Energy California Power Plant Project (“HECA”) on November 8, 2010. Although Data Request Set 4 is directed to Hydrogen Energy California, LLC as the Applicant, the data requested pertain primarily to the related Occidental of Elk Hills, Inc. (“Oxy”) enhanced oil recovery project, and for that reason, Applicant is relying on Oxy for responses. Accordingly, pursuant to Title 20, California Code of Regulations, Section 1716(f), Applicant, on its own and on behalf of Oxy, hereby requests an extension of time to respond, and objects to certain data requests identified below.

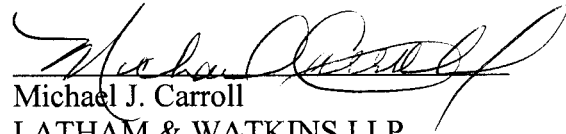
Applicant, on behalf of Oxy, requests an extension of 60 days to respond to the entire Data Request Set 4.

Applicant, on behalf of Oxy, partially objects to Data Request Nos. 222 and 225 on the ground that the data requested does not reasonably relate to the ability to store carbon dioxide produced by HECA. In response to Data request 222, Oxy will provide data substantiating the total voidage of pore space in the target formations. In response to Data Request No. 225, Oxy will seek to identify or obtain publicly available data addressing average oil saturation or hydrocarbon pore volume.

Subject to the foregoing objections and appropriate claims for confidential treatment of proprietary information, responses to the remaining Data Requests will be provided within the requested extension period.

DATED: November 29, 2010

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael J. Carroll", written over a horizontal line.

Michael J. Carroll  
LATHAM & WATKINS LLP  
Counsel to Applicant

**STATE OF CALIFORNIA  
ENERGY RESOURCES  
CONSERVATION AND DEVELOPMENT COMMISSION**

In the Matter of:	)	Docket No. 08-AFC-08
	)	
APPLICATION FOR CERTIFICATION, FOR THE HYDROGEN ENERGY CALIFORNIA PROJECT BY HYDROGEN ENERGY INTERNATIONAL, LLC	)	<b>PROOF OF SERVICE</b>
	)	(October 21, 2010)
	)	
	)	
	)	

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APPLICANT

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HYDROGEN ENERGY CALIFORNIA PROJECT  
CEC Docket No. 08-AFC-08

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HYDROGEN ENERGY CALIFORNIA PROJECT  
CEC Docket No. 08-AFC-08

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ENERGY COMMISSION

**James D. Boyd, Commissioner**

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HYDROGEN ENERGY CALIFORNIA PROJECT  
CEC Docket No. 08-AFC-08

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**DECLARATION OF SERVICE**

I, Paul Kihm, declare that on November 29, 2010, I served and filed copies of the attached:

**APPLICANT'S REQUESTS FOR EXTENSIONS OF TIME AND OBJECTIONS TO  
CERTAIN DATA REQUESTS BY THE ENERGY COMMISSION STAFF REGARDING  
DATA REQUEST SET FOUR (NOS. 219 – 244)**

to all parties identified on the Proof of Service List above in the following manner:

**California Energy Commission Docket Unit**

- Transmission via electronic mail and by depositing one copy with FedEx overnight mail delivery service at Costa Mesa, California, with delivery fees thereon fully prepaid and addressed to the following:

**CALIFORNIA ENERGY COMMISSION**

Attn: DOCKET NO. 08-AFC-08  
1516 Ninth Street, MS-4  
Sacramento, California 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

**For Service to All Other Parties**

- Transmission via electronic mail to all email addresses on the Proof of Service list; and
- by depositing one paper copy with the United States Postal Service via first-class mail at Costa Mesa, California, with postage fees thereon fully prepaid and addressed as provided on the Proof of Service list to those addresses **NOT** marked "email preferred."

I further declare that transmission via electronic mail and U.S. Mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210.

I declare under penalty of perjury that the foregoing is true and correct. Executed on November 29, 2010, at Costa Mesa, California.



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Paul Kihm