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March 28, 2012

Commissioner Karen Douglas, Presiding Member
Commissioner Carla Peterman, Associate Member
Hidden Hills Solar Electric Generating System (11-AFC-2)
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

DOCKET	
11-AFC-2	
DATE	<u>MAR 28 2012</u>
RECD.	<u>MAR 28 2012</u>

Re: Hidden Hills Solar Electric Generating System (11-AFC-2): Notice Pursuant to
20 C.C.R. 1716(f): Staff Data Requests Set 2D.

Dear Commissioners Douglas and Peterman:

Pursuant to Section 1716(f) of the Commission's regulations, Hidden Hills Solar I, LLC and Hidden Hills Solar II, LLC (collectively, the "Applicant") hereby files this notice of additional time and objection to certain data requests issued by Staff on March 8, 2012.

Data Requests 158-165 request information regarding the potential effects of the solar power tower technology on avian species, specifically engineering and operating information for the Hidden Hills Solar Electric Generating System ("HHSEGS"). These requests are similar in nature to some of the data requests issued by Staff in the Rio Mesa Solar Electric Generating Facility proceeding ("RMSEGF"). Applicant is working to provide responses in conjunction with the RMSEGF, and needs additional time to respond to these data requests given the highly technical nature of the data requested at this state of the proceeding. Applicant will provide responses to these data requests on or before April 16, 2012.

Data Request 172 requests "a detailed description of the vegetation that occurs along the ephemeral washes." Applicant requires additional time to conduct and complete the fieldwork to obtain the information requested, and will provide a response to this data request on or before April 23, 2012.

Data Request 174 requested additional information regarding the off-site surveys that Applicant volunteered to conduct for certain special-status plant species found on the Project site. Staff has requested that Applicant provide a status report on May 15, 2012, and a final spring report no later than June 15, 2012. However, the ability to gather such information is dependent on weather and the blooming seasons for the vegetation. Accordingly, given these constraints that the Applicant cannot control, Applicant anticipates that a status report will be submitted on June 15, 2012, and a final report submitted on July 30, 2012.

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Commissioner Carla Peterman, Associate Member
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Data Request 175 requested the results of off-site and on-site spring 2012 special status plant surveys for Torrey's joint-fir. Data Request 176 requested clarification on the "identification of the previously unidentified *Mentzelia* and *Aliciella* and the variety of *Menodora* observed on-site," and the performance of additional field surveys if the identification of those plants could not be confirmed. As with the information requested in Data Request 174, responses to Data Requests 175 and 176 are contingent upon fieldwork, which is constrained by weather and the blooming seasons for the vegetation. Applicant expects that fieldwork should be completed by the end of May, and responses to Staff provided by June 15, 2012.

As to Data Requests 167-171, the Applicant is concerned that some of the premises underlying those questions are not accurate. Applicant anticipates being able to provide responsive answers, but out of an abundance of caution, Applicant objects to Data Requests 167-171 as vague, and potentially not relevant given the underlying premises of those requests. Applicant also objects to Data Requests 167-170 as not requesting information reasonably necessary to make any decision on the Application for Certification of the Hidden Hills Solar Electric Generating System as required by Section 1716 of the Commission's regulations.

Thank you for your time and consideration.

Sincerely,

ELLISON, SCHNEIDER & HARRIS L.L.P.

By _____

Jeffery D. Harris
Attorneys for Applicant

STATE OF CALIFORNIA

Energy Resources Conservation
and Development Commission

Application for Certification for the HIDDEN)	
HILLS SOLAR ELECTRIC GENERATING)	Docket No. 11-AFC-2
SYSTEM PROJECT)	
_____)	

PROOF OF SERVICE

I, Karen A. Mitchell, declare that on March 28, 2012, I served the attached *Notice Pursuant to 20 C.C.R. 1716(f): Staff Data Request Set 2D* via electronic and U.S. mail to all parties on the attached service list.

I declare under the penalty of perjury that the foregoing is true and correct.



Karen A. Mitchell

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11-AFC-2

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