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STATE OF CALIFORNIA ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION

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In the Matter of:

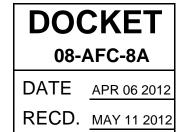
REVISED APPLICATION FOR CERTIFICATION FOR THE HYDROGEN ENERGY CALIFORNIA POWER PLANT PROJECT ("HECA") Docket No. 08-AFC-8

OBJECTIONS TO MARCH 16, 2012 DATA REQUESTS

On March 16, 2012, California Energy Commission ("CEC") staff issued data requests in the above-referenced matter that were jointly developed by the CEC staff and the California Department of Conservation, Division of Oil, Gas and Geothermal Resources ("DOGGR") staff (Docket Log # 64176). The data requests seek information from the Applicant and/or Occidental of Elk Hills, Inc. ("OEHI") related primarily to OEHI's utilization of CO₂ for enhanced oil recovery ("EOR"). The Applicant and OEHI will require additional time beyond the proscribed 30-day period to respond to the data requests and, subject to the objections set forth below, will provide responses to the data requests by May 25, 2012.

In addition, the Applicant and OEHI have certain objections to the data requests, as more specifically set forth below. The primary objection is to the scope of certain of the data requests. OEHI has contacted DOGGR directly to seek clarification on the intended scope of the data requests, but Applicant is also filing this objection as required by 20 CCR 1716(f). It is anticipated that further discussion amongst OEHI, Applicant, CEC and DOGGR will result in clarification of the scope of the data requests and resolution of most of substantive objections set forth below. There is also one objection based on business confidential information that we do not expect to be resolved, but OEHI believes that the requested information is not relevant in any event. The specific objections are as follows:

DR 1: The request to include every injection well OEHI intends to drill for using CO_2 procured from HECA is overly broad, as the CO_2 will be procured for approximately 20 years and the information gained from early phases of the EOR project will be used to determine the patterns



of wells needed for later phases. OEHI expects to be able to provide the requested information for the first phase of injection wells.

DR 2d: For the reasons discussed above, the request for casing diagrams for all wells affected by the 20 year project is overly broad. OEHI expects to be able to prepare and provide casing diagrams for all wells affected by the first phase of the project.

DR 2h: The amount of CO_2 injected to recover a barrel of oil would be competitively sensitive information. Furthermore, this information is not relevant to the suitability of the Stevens reservoirs to produce oil from EOR while simultaneously trapping CO_2 .

DATED: April 6, 2012

Respectfully submitted,

/s/ Michael Carroll

Michael J. Carroll LATHAM & WATKINS LLP Counsel to Applicant

STATE OF CALIFORNIA ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION

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In the Matter of:)	Docket No. 08-AFC-08
)	
APPLICATION FOR CERTIFICATION,)	PROOF OF SERVICE
FOR THE HYDROGEN ENERGY)	
CALIFORNIA PROJECT BY HYDROGEN)	(March 20, 2012)
ENERGY INTERNATIONAL, LLC)	
)	

APPLICANT

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

INTERESTED AGENCIES

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Marni Weber

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INTERVENORS

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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

DECLARATION OF SERVICE

I, Paul Kihm, declare that on April 6, 2012, I served and filed copies of the attached:

OBJECTIONS TO MARCH 16, 2012 DATA REQUESTS

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

California Energy Commission Docket Unit

X Transmission via electronic mail to:

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

I declare under penalty of perjury that the foregoing is true and correct. Executed on April 6, 2012, at Costa Mesa, California.

/S/ Paul Kihm

Paul Kihm