



Mark E Peterson
916-492-5060
Fax 916-446-2640
mpeterson@diepenbrock.com

May 29, 2013

California Energy Commission
DOCKETED
79-AFC-4C
TN 71020
MAY 29 2013

VIA EMAIL

The Honorable Karen Douglas, Presiding Member
The Honorable Janea Scott, Associate Member
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

**Re: Bottle Rock Geothermal Project (Docket Nos. 79-AFC-4C and 12-CAI-04)
Project Landowner’s Response to Staff’s Issues Identification Report**

Dear Commissioners:

Pursuant to the Committee’s May 16, 2013 Notice of Public Site Visit and Committee Conference, V.V. & J. Coleman, LLC (“Landowner”), the Project Landowner, responds to the Bottle Rock Geothermal Project Amendment (79-AFC-4C) Issues Identification Report dated May 24, 2013 (the “Issues Report”) prepared by the Commission Staff (“Staff”).

As noted in prior hearings on the related complaint, Landowner has a significant interest in ensuring the proper decommissioning of the property. In its Petition to Amend, Bottle Rock Power, LLC outlines a process for establishing financial assurances to meet its obligations on decommissioning (Petition to Amend, p. 8). As noted by Staff in the Issues Report, it is important to establish these financial assurance mechanisms in a timely manner (Issues Report, p. 5). The Project Owner has set forth proposed mechanisms that cannot be established until a final decision is reached on the Petition to Amend. Therefore, Landowner respectfully requests that the schedule for review of the Petition to Amend be accelerated.

Respectfully,

Mark E. Peterson, Esq.

cc: Robert Francisco, President/CEO, V.V. & J. Coleman, 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**

**IN THE MATTER OF THE
COMPLAINT AGAINST THE
BOTTLE ROCK GEOTHERMAL POWER PLANT**

**Docket No. 12-CAI-04
PROOF OF SERVICE
(REVISED 3/4/2013)**

SERVICE LIST:

COMPLAINANT

David Coleman
3733 Canon Avenue
Oakland, CA 94602
redandcurly@yahoo.com

COMPLAINANT'S COUNSEL

Donald B. Mooney
129 C St #2
Davis, CA 95616
dbmooney@dcn.org

RESPONDENT/PROJECT OWNER

Bottle Rock Power, LLC
Brian Harms
General Manager
7385 High Valley Road
P.O. Box 326
Cobb, CA 95426
bharms@bottlerockpower.com

PROJECT OWNER'S COUNSEL

Kristen T. Castaños
Stoel Rives, LLP
500 Capitol Mall, Suite 1600
Sacramento, CA 95814
krcastanos@stoel.com

John A. McKinsey
Locke Lord LLP
*500 Capitol Mall, Suite 1800
Sacramento, CA 95814
jcmckinsey@lockelord.com

PROJECT LANDOWNER

V.V. & J. Coleman LLC
c/o Mark Peterson
Diepenbrock Elkin LLP
500 Capitol Mall, Suite 2200
Sacramento, CA 95814
mpeterson@diepenbrock.com

INTERESTED AGENCIES

California ISO
e-recipient@caiso.com

Department of Water Resources
John Dunnigan
Senior Staff Counsel
1416 Ninth Street, Room 1104
Sacramento, CA 95814
jdunniga@water.ca.gov

Department of Conservation
Division of Oil, Gas, &
Geothermal Resources
Elizabeth Johnson
Geothermal Officer
801 K Street, MS 20-20
Sacramento, CA 95814
ljohnson@consvr.ca.gov

Lake County Community
Development Department
Planning Division
c/o Will Evans
Richard Coel
255 North Forbes Street
Lakeport, CA 95453
will.evans@lakecountyca.gov
richard.coel@lakecountyca.gov

**ENERGY COMMISSION –
PUBLIC ADVISER**

Blake Roberts
Assistant Public Adviser
publicadviser@energy.ca.gov

COMMISSION DOCKET UNIT

Attn: Docket No. 12-CAI-04
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.ca.gov

Camille Remy-Obad
Compliance Project Manager
*camille.remy-obad@energy.ca.gov

Kevin W. Bell
Staff Counsel
*kevin.w.bell@energy.ca.gov

**OTHER ENERGY COMMISSION
PARTICIPANTS (LISTED FOR
CONVENIENCE ONLY):**

*After docketing, the Docket Unit will
provide a copy to the persons listed below.
Do not send copies of documents to these
persons unless specifically directed to do so.*

KAREN DOUGLAS
Commissioner and Presiding Member

ROBERT B. WEISENMILLER
Chair and Associate Member

Paul Kramer
Chief Hearing Adviser

Galen Lemei
Adviser to Presiding Member

Jennifer Nelson
Adviser to Presiding Member

Sekita Grant
Adviser to Associate Member

Eileen Allen
Commissioners' Technical
Adviser for Facility Siting

DECLARATION OF SERVICE

I, Margarita Jakovas, declare that on May 29, 2013, I served and filed copies of the attached Project Landowner's Response to Staff's Issues Identification Report, dated May 29, 2013. This document is accompanied by the most recent Proof of Service, which I copied from the web page for this project at: <http://www.energy.ca.gov/sitingcases/bottlerock/index.html>.

The document has been sent to the other parties in this proceeding (as shown on the Proof of Service) and to the Commission's Docket Unit, as appropriate, in the following manner:

(Check one)

For service to all other parties and filing with the Docket Unit at the Energy Commission:

I e-mailed the document to all e-mail addresses on the Service List above and personally delivered it or deposited it in the US mail with first class postage to those parties noted above as "hard copy required";

OR

Instead of e-mailing the document, I personally delivered it or deposited it in the US mail with first class postage to all of the persons on the Service List for whom a mailing address is given.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that I am over the age of 18 years.

Dated: May 29, 2013

Original Signed by: _____
Margarita Jakovas