k Road Calico

June 20, 2013

Commissioner Robert Weisenmiller, Chairman Commissioner Karen Douglas, Committee Presiding Member California Energy Commission 1516 Ninth Street Sacramento, CA 95814-5512 California Energy Commission DOCKETED 08-AFC-13C TN 71350 JUN 21 2013

Re: Request to Withdraw Petition to Amend and Surrender License, Calico Solar Project, Docket 08-AFC-13 and Calico Solar Project Amendment, Docket 08-AFC-13C

Dear Chairman Weisenmiller,

K Road Calico Solar LLC (K Road) requests that its Petition to Amend in Docket No. 08-AFC-13C be withdrawn, and wishes to surrender its license issued in 2010 in Docket 08-AFC-13. Due to changed market conditions, we will not be able to move this project forward, either as licensed or as proposed to be amended.

K Road requests that termination of the license be effective immediately and no later than June 30, 2013. We do not believe that there would be any purpose served in incurring or paying for compliance fees for the upcoming fiscal year.

We appreciate your consideration of the matters set forth herein. You may direct any questions to the undersigned at (415) 799-4093.

Sincerely,

Alice L. Harron K Road Calico Solar LLC

cc: Commissioner Janea Scott Chief Hearing Officer Paul Kramer Siting Division Deputy Director Roger Johnson Project Manager Craig Hoffman



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

AMENDMENT FOR THE CALICO SOLAR PROJECT

SERVICE LIST:

APPLICANT

K Road Calico Solar, LLC Alice Harron, Managing Director Sean Gallagher One Embarcadero Center, Suite 360 San Francisco, CA 94111 aliceh@kroadpower.com seang@kroadpower.com

APPLICANT'S COUNSEL

* Scott Galati, Esq. Marie Fleming Galati/Blek, LLP 455 Capitol Mall, Suite 350 Sacramento, CA 95814 sgalati@gb-llp.com mfleming@gb-llp.com

INTERVENORS

Society for the Conservation of Bighorn Sheep Bob Burke Gary Thomas 1980 East Main St., #50 Barstow, CA 92311 cameracoordinator@sheepsociety.com

Basin and Range Watch Laura Cunningham Kevin Emmerich P.O. Box 70 Beatty, NV 89003 atomictoadranch@netzero.net California Unions for Reliable Energy (CURE) Tanya A. Gulesserian Marc D. Joseph Adams Broadwell Joseph & Cardozo 601 Gateway Boulevard, Suite 1000 South San Francisco, CA 94080 tgulesserian@adamsbroadwell.com

Patrick C. Jackson 600 Darwood Avenue San Dimas, CA 91773 ochsjack@earthlink.net

Sierra Club Gloria D. Smith Travis Ritchie 85 Second Street, Second floor San Francisco, CA 94105 gloria.smith@sierraclub.org travis.ritchie@sierraclub.org

Newberry Community Service District c/o Wayne W. Weierbach P.O. Box 206 Newberry Springs, CA 92365 newberryCSD@gmail.com

Defenders of Wildlife Kim Delfino California Program Director 1303 J Street, Suite 270 Sacramento, California 95814 kdelfino@defenders.org

Docket No. 08-AFC-13C

PROOF OF SERVICE (Revised 02/08/2013)

> Defenders of Wildlife Jeff Aardahl California Representative 46600 Old State Highway, Unit 13 Gualala, California 95445 jaardahl@defenders.org

BNSF Railroad William L. Thorpe Alexander Arpad Matt Lensch Fennemore Craig, P.C. 3003 N. Central Avenue, Suite 2600 Phoenix, AZ 85012 wthorpe@fclaw.com aarpad@fclaw.com mlensch@fclaw.com

County of San Bernardino Bart W. Brizzee Principal Assistant County Counsel 385 N. Arrowhead Avenue, 4th Fl. San Bernardino, CA 92415-0140 bbrizzee@cc.sbcounty.gov

INTERESTED AGENCIES

California ISO e-recipient@caiso.com

BLM – Nevada State Office Jim Stobaugh P.O. Box 12000 Reno, NV 89520 jim_stobaugh@blm.gov Bureau of Land Management Joan Patrovsky Specialist/Project Manager CDD-Barstow Field Office 2601 Barstow Road Barstow, CA 92311 jpatrovs@blm.gov

California Department of Fish & Game Becky Jones 36431 41st Street East Palmdale, CA 93552 dfgpalm@adelphia.net

ENERGY COMMISSION STAFF

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ENERGY COMMISSION -

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COMMISSION DOCKET UNIT

California Energy Commission – Docket Unit Attn: Docket No. 11-AFC-03 1516 Ninth Street, MS-4 Sacramento, CA 95814-5512 docket@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. <u>Do not</u> send copies of documents to these persons unless specifically directed to do so.

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ROBERT B. WEISENMILLER Chair and Associate Member

Paul Kramer Chief Hearing Adviser

Galen Lemei Adviser to Commissioner Douglas

Jennifer Nelson Adviser to Commissioner Douglas

Sekita Grant Adviser to Chair Weisenmiller

Eileen Allen Commissioners' Technical Adviser for Facility Siting

DECLARATION OF SERVICE

I, Maggie Read, declare that on June 21, 2013, I served and filed copies of the attached <u>Request to Withdraw</u> <u>Petition to Amend and Surrender License, Calico Solar Project, Docket 08-APC-13 & Calico Solar Project</u> <u>Amendment, Docket 08-AFC-13C</u> dated June 20, 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/calicosolar/compliance_2012.

The document has been sent to the other persons on the Service List above in the following manner:

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

- <u>x</u> 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 persons 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: June 21, 2013

Original Signed By:

Maggie Read Hearing Office

DECLARATION OF SERVICE

I, Maggie Read, declare that on June 21, 2013, I served and filed copies of the attached <u>Request to Withdraw</u> <u>Petition to Amend and Surrender License, Calico Solar Project, Docket 08-APC-13 & Calico Solar Project</u> <u>Amendment, Docket 08-AFC-13C</u> dated June 20, 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/calicosolar/compliance_2012.

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Dated: June 21, 2013

Original Signed By:

Maggie Read Hearing Office