

GRANT AMENDMENT REQUEST FORM (GARF)

CEC-277 (Revised 02/13)

CALIFORNIA ENERGY COMMISSION



Original Agreement #	ARV-10-015	Amendment #	
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Division	Agreement Manager:	MS-	Phone
600 Fuels and Transportation Division	Jacob Orenberg	27	916-654-3888

Recipient's Legal Name	Federal ID Number
Leyden Energy, Inc.	-

Revisions: (check all that apply)		
<input type="checkbox"/> Term Extension	New End Date: / /	Include revised schedule and complete items A, B, C, & F below.
<input type="checkbox"/> Budget Augmentation	Amendment Amount: \$ 0	Include revised budget and complete items A, B, C, D, & F below.
<input type="checkbox"/> Budget Reallocation		Include revised budget and complete items A, B, C, & F below.
<input type="checkbox"/> Scope of Work Revision		Include revised scope of work and complete items A, B, C, E, & F below.
<input type="checkbox"/> Change in Project Location or Demonstration Site		Include revised scope of work and complete items A, B, C, E, & F below.
<input type="checkbox"/> Novation/Name Change of Prime Contractor/Recipient		Include novation documentation and complete items A, B, C, & F below.
<input type="checkbox"/> Terms and Conditions Modification		Include applicable exhibits with bold/underline/strikeout and complete items A, B, C, & F below.

A) Business Meeting Information**Business Meeting approval is not required for the following types of Agreements:**

<input type="checkbox"/> ARFVTP minor amendments delegated to Executive Director.			
Proposed Business Meeting Date	9 / 10 / 2014	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Discussion
Business Meeting Presenter	Jacob Orenberg	Time Needed:	minutes
Please select one list serve. Altfuels (AB118- ARFVTP)			

Agenda Item Subject and Description

Possible approval of termination with cause of Agreement ARV-10-015 with Leyden Energy, Inc. due to Leyden Energy, Inc. entering into a General Assignment for the Benefit of Creditors and subsequently selling company assets necessary for the successful completion of the Agreement.

B) List all subcontractors (major and minor) and equipment vendors: (attach additional sheets as necessary)

Legal Company Name:	Budget
NONE	\$ 0.00
	\$ 0.00
	\$ 0.00

C) List all key partners: (attach additional sheets as necessary)

Legal Company Name:
Oak River
Honbro

D) Budget Information (only include amendment amount information)

Funding Source	Funding Year of Appropriation	Budget List No.	Amount
Funding Source			\$
R&D Program Area:	Select Program Area	TOTAL:	\$ 0
Explanation for "Other" selection			
Reimbursement Contract #:		Federal Agreement #:	



E) California Environmental Quality Act (CEQA) Compliance

1. Is Agreement considered a "Project" under CEQA?
 Yes (skip to question 2) No (complete the following (PRC 21065 and 14 CCR 15378)):
 Explain why Agreement is not considered a "Project":
 Agreement will not cause direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment because _____.

2. If Agreement is considered a "Project" under CEQA:
 a) Agreement **IS** exempt. (Attach draft NOE)
 Statutory Exemption. List PRC and/or CCR section number: _____
 Categorical Exemption. List CCR 15301 Existing Facilities section number: _____
 Common Sense Exemption. 14 CCR 15061 (b) (3)
 Explain reason why Agreement is exempt under the above section: _____

b) Agreement **IS NOT** exempt. (Consult with the legal office to determine next steps.)
 Check all that apply
 Initial Study Environmental Impact Report
 Negative Declaration Statement of Overriding Considerations
 Mitigated Negative Declaration

F) The following items should be attached to this ARF (as applicable)

1. Exhibit A, Scope of Work	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
2. Exhibit B, Budget Detail	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
3. CEQA Documentation	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
4. Novation Documentation	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
5. CEC 105, Questionnaire for Identifying Conflicts	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached

 Agreement Manager Date Office Manager Date Deputy Director Date

Additional Sheet for ARV-10-015 Leyden Energy, Inc.

List of Key Partners

Maccor

Innovative Equipment

RESOLUTION NO:

STATE OF CALIFORNIA

**STATE ENERGY RESOURCES
CONSERVATION AND DEVELOPMENT COMMISSION**

RESOLUTION - RE: LEYDEN ENERGY, INC.

RESOLVED, that the State Energy Resources Conservation and Development Commission (Energy Commission) adopts the staff CEQA findings contained in the Agreement Amendment Request Form; and

RESOLVED, that the Energy Commission approves the termination with cause of Agreement ARV-10-015 with **Leyden Energy, Inc.** due to Leyden Energy, Inc. entering into a General Assignment for the Benefit of Creditors and subsequently selling company assets necessary for the successful completion of the Agreement; and

FURTHER BE IT RESOLVED, that the Executive Director or his/her designee shall execute the same on behalf of the Energy Commission.

CERTIFICATION

The undersigned Secretariat to the Commission does hereby certify that the foregoing is a full, true, and correct copy of a Resolution duly and regularly adopted at a meeting of the California Energy Commission held on September 10, 2014.

AYE: [List of Commissioners]

NAY: [List of Commissioners]

ABSENT: [List of Commissioners]

ABSTAIN: [List of Commissioners]

Harriet Kallemeyn,
Secretariat