In the Matter of The
Complaint Against the Bottle Rock Geothermal Power Plant
Docket No. 12-CAI-04

Request for Responses and Comments Regarding Bottle Rock’s Request to Suspend Consideration of its Appeal of the February 6, 2013, Committee Decision

On February 20, 2013, Bottle Rock Power, LLC (Bottle Rock), filed an appeal (Docket TN 69612) of the Bottle Rock Complaint Committee’s February 6, 2013, Decision Sustaining Complaint Against Bottle Rock Power, LLC (Decision). Although Bottle Rock remains in disagreement with the Committee’s Decision as indicated by the appeal, it has stated its’ interest in working with each party on resolution of the complaint issues through the Petition to Amend process. Therefore, on February 28, 2013, Bottle Rock’s counsel e-mailed the Hearing Adviser to request that consideration of its appeal be stayed until after the consideration of a Petition to Amend, to be filed by the March 8 deadline set forth in the Decision, is completed. That e-mail is attached hereto as Attachment A.

Under the powers granted to me as Energy Commission Chair to regulate the conduct of proceedings and decide procedural requests (Cal. Code Regs., tit. 20, § 1203), I hereby Order that any party or other interested person, including the public, who wishes to respond to or comment on Bottle Rock’s stay request file those responses or comments with the Commission’s Docket unit no later than 5:00 p.m. on Monday, March 18, 2013, by e-mailing them to docket@energy.ca.gov, or by U.S. Mail to:

California Energy Commission
Docket Unit
Docket number: 12-CAI-04
1516 Ninth Street, MS-4
Sacramento, CA 95814

Please include “Bottle Rock Complaint, Docket No. 12-CAI-04” on any e-mailed or written comments.

In addition to filing responses or comments with the Docket Unit, parties shall serve them on the other parties and persons listed on the Proof of Service List.
Please note that your comments, attachments, and associated contact information (e.g. your address, phone, e-mail, etc.) become part of the viewable public record. Additionally, this information may become available via Google, Yahoo, and other search engines.

The Energy Commission Public Adviser’s Office is available to assist the public in participating in the complaint process. For those individuals who require general information on how to participate, please contact the Public Adviser's Office at (916) 654-4489 or (800) 822-6228 or e-mail: publicadviser@energy.ca.gov.

**Information**

Questions of a legal or procedural nature should be directed to Paul Kramer, the Hearing Adviser, at (916) 654-5103 or e-mail: paul.kramer@energy.ca.gov.

Technical questions concerning the project should be directed to Camille Remy-Obad, the Staff Compliance Project Manager, at (916) 654-3940 or e-mail: camille.remy- OBAD@energy.ca.gov.

Media inquiries should be directed to the Office of Media and Public Communications at (916) 654-4989 or e-mail at: mediaoffice@energy.ca.gov.

Information concerning the status of the project, as well as notices and other relevant documents, may be viewed on the Energy Commission's Internet web page at: http://www.energy.ca.gov/sitingcases/bottlerock/documents/complaint.html.

Dated: March 4, 2013, at Sacramento, California.

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*Original Signed By:*

ROBERT B. WEISENMILLER  
Chair  
California Energy Commission
Hearing Officer Kramer:


This email is to affirm BRP’s agreement to waiving the schedule requirements set forth in 20 CCR section 1237(f).

BRP intends to file a Petition To Amend no later than March 8, 2013 as requested in the Decision and agrees to staying action on its appeal of the 12-CAI-04 decision until after the PTA process has been resolved.

Best,

John

John A. McKinsey
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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)

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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, RoseMary Avalos, declare that on March 4, 2013, I served and filed copies of the attached REQUEST FOR RESPONSES AND COMMENTS REGARDING BOTTLE ROCK’S REQUEST TO SUSPEND CONSIDERATION OF ITS APPEAL OF THE FEBRUARY 6, 2013, COMMITTEE DECISION. 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:

X 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 March 4, 2013

RoseMary Avalos
Hearing Office

Original Signed By: __________________________
RoseMary Avalos
Hearing Office