

**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION  
OF THE STATE OF CALIFORNIA**

**IN THE MATTER OF:**

**APPLICATION FOR CERTIFICATION FOR THE  
*IVANPAH SOLAR ELECTRIC  
GENERATING SYSTEM***

**DOCKET No. 07-AFC-5**

**COMMITTEE SCHEDULING ORDER**

On October 31, 2007, the Application for Certification (AFC) filed by Solar Partners, LLC (Applicant), was deemed data adequate for the twelve-month review process prescribed in Public Resources Code section 25540.6. The Committee conducted a public informational hearing on January 25, 2008, to discuss the schedule and other issues of concern. The attached Committee Schedule is based on Commission staff's proposed schedule, the Applicant's responses, and the related discussion at the informational hearing.

The Committee Schedule contains a list of events that must occur to complete the certification process. Most Applicants come to the AFC process with permission to use the proposed site (site control) already in hand and the Commission does not normally approve a project for which site control is uncertain. Here, the U.S. Bureau of Land Management (BLM) is concurrently deciding whether to issue a right-of-way grant to provide the Applicant with site control. The BLM and Commission staff will prepare a joint environmental analysis satisfying both the California Environmental Quality Act standards applicable to an AFC and the National Environmental Policy Act, which applies to the BLM's decision. The parties agree that this is likely to provide final Commission and BLM decisions sooner than if one agency's process were to follow the other's.

It appears, however, that the joint process will be difficult to complete within 12 months. The BLM's process requires longer public review periods than those applicable to the Commission's proceedings. The information required for each process differs in some respects, which necessitates additional time for discovery.

Taking into account the longer notice and review periods in the BLM process and that discovery will not be completed until March, with the possibility that additional discovery will be necessary, we believe that the schedule proposed by Staff is the best approximation at this point.

The Committee Schedule provides dates for the period leading up to the Prehearing Conference, during which the balance of the schedule will be set. We encourage the parties to consider this schedule an outer boundary and make their best efforts to complete the milestones ahead of these dates.

The Committee may modify the schedule at any time upon either our own motion or that of a party. [Cal. Code Regs., tit. 20, § 1709.7(c).] The schedule includes periodic status reports to monitor progress and bring potential schedule delays or other relevant matters to our attention.

Dated January 31, 2008, at Sacramento, California.

*Original signed by*

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JEFFREY D. BYRON  
Commissioner and Presiding Member  
Ivanpah AFC Committee

*Original signed by*

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JAMES D. BOYD  
Vice Chair and Associate Member  
Ivanpah AFC Committee

**COMMITTEE SCHEDULE  
FOR THE  
IVANPAH SOLAR ELECTRIC GENERATING SYSTEM  
(07-AFC-5)**

<b>DATE</b>	<b>EVENT</b>
October 31, 2007	AFC data adequate
January 4, 2008	Staff conducts data response/issue resolution workshop
January 11, 2008	Applicant Files Data Responses Part 1
January 25, 2008	Site Visit and Informational Hearing
February 11, 2008	Applicant Files Data Responses Part 2
February 28, 2008	Local, State and Federal Agency draft determinations, including air district's Preliminary Determination of Compliance (PDOC) filed
March 11, 2008	Applicant Files Data Responses Part 3
March 21, 2008, and every eight (8) weeks thereafter	Parties file status reports
Late March, 2008	Staff conducts data response/issue resolution workshop
April 14, 2008	Staff files Preliminary Staff Assessment/Draft Environmental Impact Statement (PSA/DEIS)
Early July, 2008	Staff conducts PSA/DEIS workshop
July 21, 2008	Local, State and Federal Agency final comments and determinations, including air district's Final DOC filed
September 10, 2008	Staff files Final Staff Assessment/Environmental Impact Statement (FSA/EIS)
Late September, 2008	Prehearing Conference
Tbd	Evidentiary Hearings
Tbd	Presiding Member's Proposed Decision (PMPD) issued for 30 day comment period
Tbd (near the end of PMPD comment period)	PMPD comment hearing
Tbd	Revised PMPD issued* for 15 day review period*
Tbd	Energy Commission Decision adoption hearing

Tbd = to be determined

\* = if necessary