



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

APPLICATION FOR CERTIFICATION FOR THE
**RIDGECREST SOLAR
POWER PROJECT**

DOCKET No. 09-AFC-9

COMMITTEE ORDER

VACATING THE CURRENT COMMITTEE SCHEDULE,
ESTABLISHING REVISED CRITICAL PATH MILESTONES,
AND

EXTENDING DEADLINES TO COMMENT ON THE STAFF ASSESSMENT AND TO FILE
PETITIONS TO INTERVENE

Vacating Current Committee Scheduling Order

For good cause shown during the April 27, 2010, Mandatory Status Conference, the Committee hereby **ORDERS** that the Committee Scheduling Order dated April 5, 2010, be vacated. The Committee will issue a revised scheduling order after soliciting and receiving further comments from the parties.

Establishing Revised Critical Path Milestones

Having fully considered the issues raised during the April 27, 2010, Mandatory Status Conference, the Committee hereby **ORDERS** Energy Commission Staff to comply with the following revised critical path milestones:

1. By the end of June 2010, conduct two workshops addressing outstanding Biological Resources issues remaining after the currently scheduled May 3 and May 4, 2010, workshops.
2. Publish all completed sections of a final or supplemental Staff Assessment by June 30, 2010. Publish all remaining Staff Assessment sections or errata by no later than by July 16, 2010.

Subject to change at the discretion of the Committee, the Committee hereby **ORDERS August 20, 2010**, as the Prehearing Conference date and September 1 through September 3, 2010, as the dates for the Evidentiary Hearing.

Extending the Deadline to Comment on the Staff Assessment

For good cause shown during the April 27, 2010, Mandatory Status Conference, the Committee hereby **ORDERS** an extension to **5:00 p.m. on May 21, 2010**, of the Energy Commission deadline for the public and other agencies to submit written comments on the "Staff Assessment and Draft Environmental Impact Statement and Draft California Desert Conservation Area Plan Amendment" (SA/DEIS) or to supplement or revise previously submitted comments on the SA/DEIS.

All comments must be directed in writing to Eric Solorio, Siting Project Manager at California Energy Commission, 1516 Ninth Street, Mail Slot 15, Sacramento, CA 95814 or by email to esolorio@energy.state.ca.us.

Energy Commission Staff will address in a supplemental or revised Staff Assessment all written comments submitted to Eric Solorio by the May 21, 2010, deadline.

This Order does not alter the 90-day comment period established by BLM for public submission of comments on the SA/DEIS.

Extending the Deadline to File Petitions to Intervene

Because the current Committee Scheduling Order is vacated by this Order, the deadline to file petitions to intervene is no longer applicable. Instead, subject to later change at the discretion of the Committee, the Committee hereby **ORDERS August 2, 2010**, as the deadline to file petitions to intervene. (Cal. Code Regs., tit. 20, § 1207, subds. (b), (c).) Petitions to intervene shall be e-mailed or mailed to all parties on the proof of service.

Petitioners are required to review the rules regarding filings, the rules of evidence that apply at the evidentiary hearings, the rules prohibiting off the record contacts with Commissioners or the Hearing Adviser about the merits of a project, and the rules about filing data requests. (Cal. Code Regs., tit. 20, §1001 through 1217, 1712 et seq.)

A PETITIONER'S FAILURE TO FULFILL THESE RESPONSIBILITIES MAY RESULT IN THE COMMITTEE LIMITING OR PRECLUDING THE PETITIONER'S PARTICIPATION IN THE PROCEEDINGS.

The Application for Certification in this matter was deemed data adequate on November 18, 2009. Under the Commission's regulations, all data requests in this matter are required to be submitted by no later than **May 17, 2010**, unless the Committee allows untimely requests for good cause shown. (Cal. Code Regs., tit. 20, § 1716.) The Committee will not permit unnecessary, irrelevant or unreasonably burdensome data

requests and may, on the motion of a party or on its own motion, exercise its authority pursuant to sections 1203 and 1204 (Cal. Code Regs., tit. 20, §§ 1203, 1204) to enforce the provisions of section 1716, setting forth procedures for obtaining information (Cal. Code Regs., tit. 20, § 1716), in order to eliminate undue delay in the completion of these proceedings.

Dated: April 29, 2010, at Sacramento, California.

Original signed by: _____
JAMES D. BOYD
Vice Chair and Presiding Member
Ridgecrest Solar AFC Committee

Original signed by: _____
ANTHONY EGGERT
Commissioner and Associate Member
Ridgecrest Solar AFC Committee