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Docket Number:	09-AFC-07C
Project Title:	Palen Solar Power Project - Compliance
TN #:	201464
Document Title:	Request for Delay in the Schedule
Description:	N/A
Filer:	Marie Fleming
Organization:	Galati Blek LLP
Submitter Role:	Applicant Representative
Submission Date:	12/23/2013 9:11:38 AM
Docketed Date:	12/23/2013

Scott A. Galati
GALATIBLEK LLP
455 Capitol Mall
Suite 350
Sacramento, CA 95814
(916) 441-6575

STATE OF CALIFORNIA

Energy Resources
Conservation and Development Commission

In the Matter of:

DOCKET NO. 09-AFC-7C

Petition For Amendment for Certification
for the **PALEN SOLAR ELECTRIC
GENERATING SYSTEM**

**PALEN SOLAR HOLDINGS, LLC'S
REQUEST FOR DELAY IN THE
SCHEDULE**

Palen Solar Holdings, LLC (PSH), the owner of the Palen Solar Electric Generating System (PSEGS) and Petitioner in the proceeding referenced above, hereby files this Request For Delay in the Schedule in the current amendment proceedings. A primary purpose of this request is to allow PSH to gather the data identified in the Presiding Member's Proposed Decision (PMPD) relating to potential impacts to avian species. At page 8-2 of the PMPD, the Committee stated,

...we conclude, in the **BIOLOGICAL RESOURCES** section of this Decision, that currently there is insufficient scientifically deduced information about actual avian impacts from power tower solar flux.

The Committee further stated at page 4.2-106 of the PMPD,

Research and experience gained from other projects may point to mitigation measures that could reduce PSEGS' avian mortality to a level that is more consistent with solar trough and PV. We are willing to revisit this determination if and when Petitioner is able to submit additional information that addresses this issue.

As the Committee is aware, avian data is currently being gathered at the Ivanpah project (ISEGS). PSH believes that this data, coupled with avian data from projects employing other solar technologies, will be important for the Committee to consider

before ultimately reaching a decision on the PSEGS Amendment. PSH believes that a delay in the schedule to Spring 2014 is prudent to relieve the Staff and parties from expending resources while such data is gathered.

PSH would also welcome the opportunity to provide further information to expand upon the benefits of the project for California. PSH asks the Commission to allow the submission of any new data in this regard.

PSH therefore requests the Committee to cancel the PMPD Conference scheduled for January 7, 2014, or to change the conference to one focused on the type of additional data to be submitted to the Committee, and not place the PMPD on the Commission Business agenda for a full vote of the Commission. In order to keep the Committee apprised, PSH proposes the filing of monthly status reports beginning January 2, 2014 in which PSH will update the Committee on its progress and when it plans to move to re-open the evidentiary record to present the data identified in the PMPD.

Dated: December 23, 2013

Respectfully Submitted,



Scott A. Galati
Counsel to Palen Solar Holdings, LLC