

**DOCKET**

**08-AFC-3C**

DATE JUN 21 2011

RECD. JUN 22 2011

**BNSF ISSUES STATEMENT  
FOR JUNE 23, 2011 MANDATORY STATUS CONFERENCE**

To: Commissioner Karen Douglas, Siting Committee Chair  
Chairman Robert B. Weisenmiller, Siting Committee Associate Member  
Kourtney Vacarro, Hearing Officer

Re: Calico Solar Project Amendment (08-AFC-13C)

BNSF requests the following items be discussed at the Mandatory Status Conference on June 23, 2011:

1. Status of CEC review and approval of BNSF Data Requests, which were submitted on May 27, 2011.
2. With respect to Soil&Water Conditions 1-15 Deliverables:
  - a.. the order and schedule of the deliverables;
  - b. the length of the review periods for BNSF and the CEC; and
  - c. CEC approval of deliverables before the submittal of subsequent deliverables upon which they rely



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

**FOR THE CALICO SOLAR PROJECT  
AMENDMENT**

**Docket No. 08-AFC-13C  
PROOF OF SERVICE  
(Revised 6/7/2011)**

**APPLICANT**

Calico Solar, LLC  
Daniel J. O'Shea  
Managing Director  
2600 10th Street, Suite 635  
Berkeley, CA 94710  
[dano@kroadpower.com](mailto:dano@kroadpower.com)

**CONSULTANT**

URS Corporation  
Angela Leiba  
AFC Project Manager  
4225 Executive Square, #1600  
La Jolla, CA 92037  
[angela\\_leiba@URSCorp.com](mailto:angela_leiba@URSCorp.com)

**APPLICANT'S COUNSEL**

Allan J. Thompson  
Attorney at Law  
21 C Orinda Way #314  
Orinda, CA 94563  
[allanori@comcast.net](mailto:allanori@comcast.net)

Bingham McCutchen, LLP  
Ella Foley Gannon, Partner  
Three Embarcadero Center  
San Francisco, CA 94111  
*e-mail service preferred*  
[ella.gannon@bingham.com](mailto:ella.gannon@bingham.com)

**INTERVENORS**

Society for the Conservation of  
Bighorn Sheep  
Bob Burke, Gary Thomas  
1980 East Main St., #50  
Barstow, CA 92311  
*e-mail service preferred*  
[cameracoordinator@sheepsociety.com](mailto:cameracoordinator@sheepsociety.com)

Basin and Range Watch  
Laura Cunningham,  
Kevin Emmerich  
P.O. Box 70  
Beatty, NV 89003  
*e-mail service preferred*  
[atomicloadranch@netzero.net](mailto:atomicloadranch@netzero.net)

California Unions for Reliable  
Energy (CURE)  
c/o: Tanya A. Gulesserian,  
Marc D. Joseph  
Adams Broadwell Joseph  
& Cardozo  
601 Gateway Boulevard,  
Ste. 1000  
South San Francisco, CA 94080  
*e-mail service preferred*  
[tgulesserian@adamsbroadwell.com](mailto:tgulesserian@adamsbroadwell.com)

Patrick C. Jackson  
600 Darwood Avenue  
San Dimas, CA 91773  
*e-mail service preferred*  
[ochsjack@earthlink.net](mailto:ochsjack@earthlink.net)

Sierra Club  
Gloria D. Smith,  
Travis Ritchie  
85 Second Street, Second floor  
San Francisco, CA 94105  
*e-mail service preferred*  
[gloria.smith@sierraclub.org](mailto:gloria.smith@sierraclub.org)  
[travis.ritchie@sierraclub.org](mailto:travis.ritchie@sierraclub.org)

Newberry Community  
Service District  
c/o Wayne W. Weierbach  
P.O. Box 206  
Newberry Springs, CA 92365  
*e-mail service preferred*  
[newberryCSD@gmail.com](mailto:newberryCSD@gmail.com)

Defenders of Wildlife  
Kim Delfino, California Program Director  
1303 J Street, Suite 270  
Sacramento, California 95814  
*e-mail service preferred*  
[kdelfino@defenders.org](mailto:kdelfino@defenders.org)

Defenders of Wildlife  
Jeff Aardahl, California Representative  
46600 Old State Highway, Unit 13  
Gualala, California 95445  
*e-mail service preferred*  
[jaardahl@defenders.org](mailto:jaardahl@defenders.org)

BNSF Railroad  
Cynthia Lea Burch,  
Helen B. Kim,  
Anne Alexander  
Katten Muchin Rosenman LLP  
2029 Century Park East, Suite 2700  
Los Angeles, CA 90067-3012  
[cynthia.burch@kattenlaw.com](mailto:cynthia.burch@kattenlaw.com)  
[helen.kim@kattenlaw.com](mailto:helen.kim@kattenlaw.com)  
[anne.alexander@kattenlaw.com](mailto:anne.alexander@kattenlaw.com)

County of San Bernardino  
Jean-Rene Basle, County Counsel  
Bart W. Brizzee, Principal Assistant  
County Counsel  
385 N. Arrowhead Avenue, 4<sup>th</sup> Fl.  
San Bernardino, CA 92415-0140  
[bbrizzee@cc.sbcounty.gov](mailto:bbrizzee@cc.sbcounty.gov)

\*indicates change

**INTERESTED**  
**AGENCIES/ENTITIES/PERSONS**

California ISO  
[e-recipient@caiso.com](mailto:e-recipient@caiso.com)

BLM – Nevada State Office  
Jim Stobaugh  
P.O. Box 12000  
Reno, NV 89520  
[jim\\_stobaugh@blm.gov](mailto:jim_stobaugh@blm.gov)

Bureau of Land Management  
Rich Rotte, Project Manager  
Barstow Field Office  
2601 Barstow Road  
Barstow, CA 92311  
[richard\\_rotte@blm.gov](mailto:richard_rotte@blm.gov)

California Department of  
Fish & Game  
Becky Jones  
36431 41st Street East  
Palmdale, CA 93552  
[dfqpalm@adelphia.net](mailto:dfqpalm@adelphia.net)

County of San Bernardino  
Ruth E. Stringer,  
County Counsel  
385 N. Arrowhead Avenue, 4<sup>th</sup> Floor  
San Bernardino, CA 92415

BNSF Railroad  
Steven A. Lamb  
Katten Muchin Rosenman LLP  
2029 Century Park East, Suite 2700  
Los Angeles, CA 90067-3012  
[steven.lamb@kattenlaw.com](mailto:steven.lamb@kattenlaw.com)

**ENERGY COMMISSION**

KAREN DOUGLAS  
Commissioner and Presiding Member  
[kldougl@energy.state.ca.us](mailto:kldougl@energy.state.ca.us)

Galen Lemei  
Adviser to Commissioner Douglas  
[glemei@energy.state.ca.us](mailto:glemei@energy.state.ca.us)

ROBERT B. WEISENMILLER  
Chairman and Associate Member  
[rweisenm@energy.state.ca.us](mailto:rweisenm@energy.state.ca.us)

Eileen Allen  
Adviser to Chairman Weisenmiller  
[eallen@energy.state.ca.us](mailto:eallen@energy.state.ca.us)

Kourtney Vaccaro  
Hearing Officer  
[kvaccaro@energy.state.ca.us](mailto:kvaccaro@energy.state.ca.us)

Kerry Willis  
Staff Counsel  
*e-mail service preferred*  
[kwillis@energy.state.ca.us](mailto:kwillis@energy.state.ca.us)

Stephen Adams  
Co-Staff Counsel  
*e-mail service preferred*  
[sadams@energy.state.ca.us](mailto:sadams@energy.state.ca.us)

Craig Hoffman  
Project Manager  
*e-mail service preferred*  
[choffman@energy.state.ca.us](mailto:choffman@energy.state.ca.us)

Jennifer Jennings  
Public Adviser  
*e-mail service preferred*  
[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)

\*Caryn Holmes  
*e-mail service preferred*  
[cholmes@energy.state.ca.us](mailto:cholmes@energy.state.ca.us)

\*indicates change

## DECLARATION OF SERVICE

I, Helen B. Kim, declare that on June 21, 2011, I served by U.S. mail and filed copies of the attached BNSF Issues Statement.. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at:  
**[[www.energy.ca.gov/sitingcases/calicosolar/compliance/index.html](http://www.energy.ca.gov/sitingcases/calicosolar/compliance/index.html)].**

The documents have been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

**(Check all that Apply)**

### FOR SERVICE TO ALL OTHER PARTIES:

- sent electronically to all email addresses on the Proof of Service list;  
 by personal delivery;  
 by delivering on this date, for mailing with the United States Postal Service with first-class postage thereon fully prepaid, to the name and address of the person served, for mailing that same day in the ordinary course of business; that the envelope was sealed and placed for collection and mailing on that date to those addresses **NOT** marked "email preferred."

**AND**

### FOR FILING WITH THE ENERGY COMMISSION:

- delivering an original paper copy and sending one electronic copy by e-mail to the address below (**preferred method**);


**OR**

depositing in the mail an original and 12 paper copies, as follows:

### CALIFORNIA ENERGY COMMISSION

Attn: Docket No. 08-AFC-13C  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

I declare under penalty of perjury that the foregoing is true and correct, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.



Helen B. Kim  
Katten Muchin Rosenman LLP

Attorneys for BNSF Railway Company