We discussed the Genesis Data Responses submitted by the applicant on December 15th, in particular responses to questions # 56 (Incidental Take Permit) and #67 (revised delineations). Magdalena noted that they will be meeting with the applicant on Thursday (12/17/09) to discuss these issues, but also confirmed the following:

- **Incidental Take Permit**: There will be no Consistency Determination for this project. The applicant needs to submit an ITP application to CDFG (with a copy to Energy Commission) as soon as possible. This guidance comes from CDFG headquarters.

- **Revised Delineation/LSA Application**: The applicant needs to submit a revised delineation per the guidance provided in the background information on Data Request #67. This direction provided in that Data Request is entirely consistent with CDFG recommendations on how to delineate state waters in desert regions.

We both agreed that delays in submitting the revised delineation impedes our ability to analyze impacts and prepare our Staff Assessment, and therefore jeopardizes the schedule.
APPLICATION FOR CERTIFICATION FOR THE
GENESIS SOLAR ENERGY PROJECT

DOCKET NO. 09-AFC-8

PROOF OF SERVICE
(Est. 12/15/09)

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*Case Manager
DECLARATION OF SERVICE

I, Maria Santourdjian, declare that on December 17, 2009, I served and filed copies of the attached Report of Conversation Regarding Genesis Solar Energy Project Incidental Take Permit, LSA Application, dated December 16, 2009. 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: [http://www.energy.ca.gov/sitingcases/genesis_solar].

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:

   x  sent electronically to all email addresses on the Proof of Service list;

   x  by personal delivery or by depositing in the United States mail at Sacramento, CA, with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses NOT marked “email preferred.”

AND

FOR FILING WITH THE ENERGY COMMISSION:

   x  sending an original paper copy and one electronic copy, mailed and emailed respectively, 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. 09-AFC-8
   1516 Ninth Street, MS-4
   Sacramento, CA 95814-5512
   docket@energy.state.ca.us

I declare under penalty of perjury that the foregoing is true and correct.

Original Signature in Dockets
Maria Santourdjian