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Public Utilities Commission of Nevada
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Reference:

Filed For: Aurora Solar LLC

In accordance with NRS Chapter 719,
this filing has been electronically signed and filed
by: /s Linda Bullen

By electronically filing the document(s),
the filer attests to the authenticity of the electronic signature(s) contained therein.

This filing has been electronically filed and deemed to be signed by an authorized
agent or
representative of the signer(s) and
Aurora Solar LLC

BULLEN LAW, LLC
8635 W. Sahara Ave. #454
Las Vegas, NV 89117

Linda M. Bullen
702-279-4040
linda@bullenlaw.com

July 9, 2021

Ms. Trisha Osborne
Assistant Commission Secretary
Public Utilities Commission of Nevada
1150 East William Street
Carson City, Nevada 89701-3109

Re: Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by EDF Renewables Development, Inc. to Construct the CD Solar Project, a Two Gigawatt Photovoltaic Solar with a One Gigawatt Battery Storage Facility, 230kV or 525kV Transmission Line, and Ancillary Facilities

Dear Ms. Osborne:

Enclosed for filing please find the Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by EDF Renewables Development, Inc. to Construct the CD Solar Project, a Two Gigawatt Photovoltaic Solar with a One Gigawatt Battery Storage Facility, 230kV or 525kV Transmission Line, and Ancillary Facilities.

If you have any questions about this filing, please do not hesitate to contact me at (702) 279-4040.

Best Regards,
/s/ Linda M. Bullen
Linda M. Bullen
Attorney for EDF Renewables Development, Inc.

1 **BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA**

2 IN THE MATTER OF:
3 Notice Pursuant to the Utility Environmental
4 Protection Act of an Application to a Federal
5 Agency by EDF Renewables Development,
6 Inc. to Construct the CD Solar Project, a Two
7 Gigawatt Photovoltaic Solar with a One
8 Gigawatt Battery Storage Facility, 230kV or
9 525kV Transmission Line, and Ancillary
10 Facilities

Docket No. 21- _____

11 **NOTICE PURSUANT TO THE UTILITY ENVIRONMENTAL PROTECTION**
12 **ACT OF AN APPLICATION TO A FEDERAL AGENCY BY EDF**
13 **RENEWABLES DEVELOPMENT, INC. TO CONSTRUCT THE CD SOLAR PROJECT,**
14 **A TWO GIGAWATT PHOTOVOLTAIC SOLAR WITH A ONE GIGAWATT**
15 **BATTERY STORAGE FACILITY, 230kV OR 525kV TRANSMISSION LINE, AND**
16 **ANCILLARY FACILITIES**

17 **I. INTRODUCTION**

18 Pursuant to the Nevada Utility Environmental Protection Act (“UEPA”), Nevada Revised
19 Statutes (“NRS”) Sections 704.820 to 704.900 and Sections 703.415 to 703.427 of the Nevada
20 Administrative Code (“NAC”), EDF Renewables Development, Inc. (“EDF Renewables”) hereby
21 files a Notice with the Public Utilities Commission of Nevada (“Commission”) that it is filing an
22 application with the Bureau of Land Management (“BLM”) to construct the CD Solar Project, a
23 two gigawatt (“GW”) photovoltaic solar and a one GW battery storage facility, 230 or 525 kilovolt
24 (“kV”) transmission line, and ancillary facilities in Esmeralda and Nye Counties, Nevada (the
25 “Project”).

26 All correspondence related to this Notice should be sent to the undersigned counsel:

27 Linda M. Bullen
28 Bullen Law, LLC
8635 W. Sahara Ave. #454
Las Vegas, Nevada 89117
linda@bullenlaw.com
702-279-4040

29 The Project falls within the definition of a “utility facility” pursuant to NRS 704.860.1
30 because it is a renewable energy electric generating facility of 70 megawatts (“MW”) or greater.
31 Because it is located on BLM managed federal land, the federal government is required to conduct

1 an environmental analysis of the Project pursuant to the National Environmental Policy Act
2 (“NEPA”), 42 U.S.C. §4321. Accordingly, this Notice is being filed pursuant to NRS
3 704.870(2)(a). No later than 30 days after the issuance of the final federal environmental
4 document, EDF Renewables will file a UEPA Application with the Commission pursuant to NRS
5 704.870(2)(b) that contains the final federal environmental document. Upon submission of the
6 Application and supporting documents, EDF Renewables will seek a Permit to Construct the
7 Project from the Commission.

8 II. INFORMATION REQUIRED BY NAC 703.421

9 The following Notice was prepared pursuant to NRS 704.870.2(a) and NAC 703.421.

10 1. The name, address and telephone number of the person who is filing the application with 11 the appropriate federal agency (NAC 703.421.1).

12 Devon Muto
13 Senior Director
14 15445 Innovation Drive
15 San Diego, CA 9218
16 858-442-4957

17 2. The date on which the application was filed with the appropriate federal agency (NAC 18 703.421.2).

19 The BLM SF 299 application for the Project is being filed contemporaneously with this
20 Notice, on July 9, 2021.

21 3. A general description of the location of the proposed utility facility (NAC 703.421.3).

22 The Project is located on approximately 17,981 acres of BLM-managed land ten miles
23 northwest of Tonopah, in Esmeralda and Nye Counties, Nevada.

24 4. A general description of the proposed utility facility (NAC 703.421.4).

25 The Project is a two GW photovoltaic solar and one GW battery storage facility with other
26 facilities ancillary to a solar electric generation plant. It will interconnect with the Anaconda or
27 proposed Esmeralda Substation via a 230 or 525 kV double circuit transmission line.

28 5. Proof that a copy of the notice has been submitted to the Nevada State Clearinghouse within the Department of Conservation and Natural Resources (NAC 703.421.5).

A copy of this Notice has been submitted to the Regulatory Operations Staff of the

1 Commission, the Nevada Attorney General's Bureau of Consumer Protection, Nevada State
2 Clearinghouse, the Nevada Department of Conservation and Natural Resources - Division of
3 Environmental Protection, the Clark County Clerk and others. *See* Certificate of Service attached
4 as Exhibit A.

5 **6. Proof that a public notice of this application was given to persons residing in the**
6 **municipalities entitled to receive notice by the publication of a summary of the**
7 **application in newspapers published and distributed in the area in which the utility**
8 **facility is proposed to be located (NRS 704.870(4)(B)).**

9 A copy of the draft notice pursuant to NAC 703.162 is attached as Exhibit B.

10 **7. Proof of Compliance with the Nevada Department of Wildlife Energy Cost Recovery**
11 **Fund Program (NRS 701.600-640).**

12 Pursuant to NRS 701.610, a person who files an application with the Federal Government
13 for a lease or easement for a right-of-way for an energy development project or an application with
14 the Public Utilities Commission of Nevada or any county in this State relating to the construction
15 of an energy development project shall, concurrently with the filing of the application, file a notice
16 of the energy development project with the Nevada Department of Wildlife (“NDOW”). The
17 NDOW Application for Energy Projects Fund for the Recovery of Costs for the Project was filed
18 for the Project in July 2021. A copy is attached to this Notice as Exhibit C.

19 III. CONCLUSION

20 EDF Renewables will submit its UEPA Application at the conclusion of the federal
21 environmental review process. At that time, it will request that the Commission issue to it a UEPA
22 Permit to Construct the Project pursuant to NRS 704.870(2)(b) and NAC 703.423.

23 Respectfully submitted on July 9, 2021.

24 Linda M. Bullen

25 /s/ Linda M. Bullen

26 Bullen Law, LLC

27 Attorney for EDF Renewables Development Inc.
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Exhibit A

CERTIFICATE OF SERVICE

It is hereby certified that on July 9, 2021, a true and correct copy of the attached Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by EDF Renewables Development, Inc. to Construct the CD Solar Project, a Two Gigawatt Photovoltaic Solar with Battery Storage Facility, 230kV or 525kV Transmission Line, and Ancillary Facilities was served via electronic mail on the following parties:

Staff Counsel Support
Public Utilities Commission of Nevada
1150 E. William Street
Carson City, Nevada 89701-3109
pucn.sc@puc.nv.gov

Office of the Attorney General
Bureau of Consumer Protection
Mr. Ernest Figueroa
100 North Carson Street
Carson City, Nevada 89701-4717
bcp@ag.nv.gov

State Clearinghouse
Division of State Lands
901 South Stewart Street, Suite 5003
Carson City, NV 89701-5246
nevadaclearinghouse@lands.nv.gov

Nye County Clerk
Ms. Sandra Merlino
101 Radar Road
P.O. Box 1031
Tonopah, NV 89049
smerlino@co.nye.nv.us

Nevada Division of Environmental
Protection
Mr. Greg Lovato, Administrator
901 South Stewart Street, Suite 4001
Carson City, Nevada 89701-5249
glovato@ndep.nv.gov

Staff Counsel
Public Utilities Commission of Nevada
Mr. Don Lomoljo
1150 E. William Street
Carson City, Nevada 89701-3109
dlomoljo@puc.nv.gov

Esmeralda County Clerk
Ms. LaCinda Elgan
P.O. Box 547
Goldfield, NV 89013
celgan@esmeraldacountynv.org

Dated July 9, 2021

/s/ Linda M. Bullen
An Employee of Bullen Law, LLC

Exhibit B

PUBLIC UTILITIES COMMISSION OF NEVADA DRAFT NOTICE (Applications, Tariff Filings, Complaints, and Petitions)

Pursuant to Nevada Administrative Code (“NAC”) 703.162, the Commission requires that a draft notice be included with all applications, tariff filings, complaints and petitions. Please complete and include **ONE COPY** of this form with your filing. (Completion of this form may require the use of more than one page.)

A title that generally describes the relief requested (*see* NAC 703.160(5)(a)):

Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by EDF Renewables Development, Inc. to Construct the CD Solar Project, a Two Gigawatt Photovoltaic Solar with a One Gigawatt Battery Storage Facility, 230kV or 525kV Transmission Line, and Ancillary Facilities

The name of the applicant, complainant, petitioner or the name of the agent for the applicant, complainant or petitioner (*see* NAC 703.160(5)(b)):

**The applicant is EDF Renewables Development, Inc. (“EDF Renewables Development”).
Linda M. Bullen of Bullen Law, LLC is legal counsel for the applicant.**

A brief description of the purpose of the filing or proceeding, including, without limitation, a clear and concise introductory statement that summarizes the relief requested or the type of proceeding scheduled **AND** the effect of the relief or proceeding upon consumers (*see* NAC 703.160(5)(c)).

EDF Renewables Development is filing a Notice with the Public Utilities Commission of Nevada (the “Commission”) under the Utility Environmental Protection Act that an application is being filed with the Bureau of Land Management (“BLM”) to construct the CD Solar Project, a two gigawatt (“GW”) photovoltaic solar and one GW battery storage facility, 230 or 525 kilovolt double circuit transmission line, and ancillary facilities on approximately 17,981 acres of BLM-managed land ten miles northwest of Tonopah, in Esmeralda and Nye Counties, Nevada.

A statement indicating whether a consumer session is required to be held pursuant to Nevada Revised Statute (“NRS”) 704.069(1)¹:

A consumer session is not required.

If the draft notice pertains to a tariff filing, please include the tariff number **AND** the section number(s) or schedule number(s) being revised.

¹ NRS 704.069 states in pertinent part:

1. Except as otherwise provided in subsections 9 and 11 of NRS 704.110, the Commission shall conduct a consumer session to solicit comments from the public in any matter pending before the Commission pursuant to NRS 704.061 to 704.110 inclusive, in which:

(a) A public utility has filed a general rate application, an application to recover the increased cost of purchased fuel, purchased power, or natural gas purchased for resale, an annual deferred energy accounting adjustment application pursuant to NRS 704.187 or an annual rate adjustment application; and

(b) The changes proposed in the application will result in an increase in annual gross operating revenue, as certified by the applicant, in an amount that will exceed \$50,000 or 10 percent of the applicant’s annual gross operating revenue, whichever is less.

The draft notice does not pertain to a tariff filing.



Exhibit C
Application for Energy Projects
'Fund for the Recovery of Costs'

Nevada Revised Statutes 701.600-640
Nevada Administrative Code 701.800-820

Applicant:
[] Self
[x] Private Company
[] Government Agency
[] Other

Project Name CD Solar Project
Applicant EDF Renewables Development, Inc.
Mailing Address 15445 Innovation Drive
City San Diego State CA Zip Code 92128
Name of Contact Devon Muto Phone 858-442-4957 Email Devon.Muto@edf-re.com
Name of Responsible Corp. Officer/Agency Rep. Devon Muto Title Sr. Director, Solar Development

Project Type

[x] Solar [] Wind [] Geothermal [] Fossil Fuel [] Biomass [] Fuel Pipeline [] Power Transmission [] Other
Net Maximum Generation Capacity Two gigawatts MW Estimated Voltage (power transmission) kV
Proposed Project Size (acres) Proposed Transmission Length (miles)
Proposed Length of Fuel Lines/Pipelines (miles)

Other Infrastructure (e.g., evaporation/holding ponds or tanks, recharge stations; estimated acres)
Battery storage, on-site substation, generation tie lines, roads and associated facilities (O&M, etc.)

Proposed County Location (submit project map and shapefiles) Esmeralda and Nye Counties

Project Description The CD Solar Project is an up to two gigawatt (GW) solar photovoltaic generation facility, with a one GW battery energy storage system, and other facilities ancillary to a solar photovoltaic generation facility.

Estimated Project Schedule/Timeline Construction will start in Q 1 2024 and will take 24 months to complete.

Applicant Signature [Signature] Date July 2, 2021

- Enclose initial payment made out to Nevada Department of Wildlife.
• Remit \$5,000 for fuel pipelines less than 50 miles in length, power transmission projects greater than 50kV and less than 50 miles in length, or geothermal production projects.
• Remit \$10,000 for fuel pipelines more than 50 miles in length, power transmission projects greater than 50kV and more than 50 miles in length, or solar, wind, fossil fuel or other energy production projects.

Submit project shapefiles (ArcGIS or GoogleEarth are acceptable) to: Jasmine Kleiber at jkleiber@ndow.org

Submit application, payment, and maps to: Nevada Department of Wildlife
Habitat Division - AB307
6980 Sierra Center Parkway, Suite 120
Reno, NV 89511 USA
Revised 10/2020