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Public Utilities Commission of Nevada
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Reference:

Filed For: Holeshoot Energy Storage LLC

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

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
Holeshoot Energy Storage LLC

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

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

December 21, 2020

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 Holeshoot Energy Storage LLC to Construct a Battery Energy Storage System and Associated Facilities; Docket No. 20- _____

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 Holeshoot Energy Storage LLC to Construct a Battery Energy Storage System and Associated 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 Holeshoot Energy Storage LLC

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 Holeshoot Energy Storage LLC to
Construct a Battery Energy Storage System
and Associated Facilities

Docket No. 20- _____

6 **NOTICE PURSUANT TO THE UTILITY ENVIRONMENTAL PROTECTION**
7 **ACT OF AN APPLICATION TO A FEDERAL AGENCY BY HOESHOT ENERGY**
8 **STORAGE LLC TO CONSTRUCT A BATTERY ENERGY STORAGE SYSTEM AND**
9 **ASSOCIATED FACILITIES**

10 **I. INTRODUCTION**

11 Pursuant to the Nevada Utility Environmental Protection Act (“UEPA”), Nevada
12 Revised Statutes (“NRS”) Sections 704.820 to 704.900 and Nevada Administrative Code
13 (“NAC”) Sections 703.415 to 703.427, Holeshoot Energy Storage LLC (“Holeshoot Energy
14 Storage”), hereby files a Notice with the Public Utilities Commission of Nevada (the
15 “Commission”) that Holeshoot Energy Storage is filing, contemporaneously with this Notice,
16 on December 21, 2020, an application with a federal agency to allow Holeshoot Energy Storage
17 to construct a 100MW/400MWh Battery Energy Storage System on federally-owned land
18 under the management of the Bureau of Land Management (“BLM”) (the “Project”) in Clark
19 County, Nevada. The application to the BLM will also include a 138 kilovolt (“kV”)
transmission line associated with the Project.

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

21 Linda M. Bullen
22 Bullen Law, LLC
23 8635 W. Sahara Ave. #454
24 Las Vegas, Nevada 89117
linda@bullenlaw.com
702-279-4040

25 The Project may fall within the definition of a “utility facility” pursuant to NRS 704.860.1
26 as a “associated facility” to an electric generating plant.¹ Because the facility is located on federal
27

28 ¹ Holeshoot Energy Storage understands that the issue of whether an electric storage-only facility is a “utility facility” pursuant to NRS 704.860 has not been decided by the Commission,

1 land, the BLM will require an environmental analysis of the Project pursuant to the National
2 Environmental Policy Act (“NEPA”), 42 U.S.C. §4321. Accordingly, this Notice is being filed
3 pursuant to NRS 704.870(2)(a). No later than 30 days after the issuance of the final federal
4 environmental document, Holeshot Energy Storage will file a UEPA Application with the
5 Commission pursuant to NRS 704.870(2)(b) that contains the federal environmental document.
6 Upon submission of the Application and supporting documents, Holeshot Energy Storage will seek
7 a Permit to Construct (“PTC”) the 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**
11 **with the appropriate federal agency (NAC 703.421.1).**

12 James Williams
13 Holeshot Energy Storage LLC
14 1 South Wacker Dr. # 1800
Chicago, IL 60606
312-224-1400

15 **2. The date on which the application is being filed with the appropriate federal agency**
16 **(NAC 703.421.2).**

17 The SF 299 for the Project is being filed with the BLM contemporaneously with this
18 Notice, on December 21, 2020.

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

20 The Project will be located on the northern edge of Las Vegas in Section 1, Township 19 South,
21 Range 60 East, Mount Diablo Meridian, Clark County, Nevada. The Project will interconnect to
22 the adjacent NV Energy Iron Mountain 138-kV substation located in the same Section.

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

24 The Project, approximately 20 acres in size, will consist of a 100MW/400MWh Battery
25 Energy Storage System and a 138 kV transmission line and other associated facilities.
26

27 _____
28 so it is submitting this Notice as a protective filing, should the Commission determine that such
facilities are subject to the UEPA requirements.

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

3 A copy of this Notice has been submitted to the Regulatory Operations Staff of the
4 Commission, the Nevada Attorney General's Bureau of Consumer Protection, Nevada State
5 Clearinghouse, the Nevada Department of Conservation and Natural Resources - Division of
6 Environmental Protection, Clark County Clerk and others. *See* Certificate of Service attached
7 hereto as Exhibit A.

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

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

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

14 Proof of compliance with Nevada Department of Wildlife Energy Cost Recovery Fund
15 Program under NRS 701.610 is attached hereto as Exhibit C.

16 **III. CONCLUSION**

17 Holeshot Energy Storage will submit its UEPA Application at the conclusion of the federal
18 environmental review process. At that time, it will request that the Commission issue to it a UEPA
19 Permit to Construct the Project pursuant to NRS 704.870(2)(b) and NAC 703.423.

20 Respectfully submitted on December 21, 2020.

Linda M. Bullen

/s/Linda M. Bullen

Bullen Law, LLC

Attorney for Holeshot Energy Storage LLC

1 **Exhibit A**

2 **CERTIFICATE OF SERVICE**

3 It is hereby certified that on December 21, 2020 a true and correct copy of the attached
4 Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal
5 Agency by Holeshoot Energy Storage LLC to Construct a Battery Energy Storage System and
Associated Facilities; Docket No. 20-_____ was served via electronic mail on the following:

6 Staff Counsel Support
7 Public Utilities Commission of Nevada
8 1150 E. William Street
9 Carson City, Nevada 89701-3109
pucn.sc@pucn.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

10 Public Utilities Commission of Nevada
11 Mr. Don Lomoljo, Staff Counsel
12 1150 E. William Street
13 Carson City, Nevada 89701-3109
dlomoljo@puc.nv.gov

Clark County Clerk
Ms. Lynn Goya
500 S. Grand Central Pkwy
Las Vegas, NV 89155
clerkem@clarkcountynv.gov

14 State Clearinghouse
15 Division of State Lands
16 901 South Stewart Street, Suite 5003
17 Carson City, NV 89701-5246
nevadaclearinghouse@lands.nv.gov

18 Nevada Division
19 of Environmental Protection
20 Mr. Greg Lovato, Administrator
21 901 South Stewart Street, Suite 4001
22 Carson City, Nevada 89701-5249
glovato@ndep.nv.gov

23 Dated: December 21, 2020

24 /s/ Linda M. Bullen
25 An Employee of Bullen Law, LLC
26
27
28

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(4)(a)):

Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by Holeshot Energy Storage LLC to Construct a Battery Energy Storage System and Associated Facilities

The name of the applicant, complainant, petitioner or the name of the agent for the applicant, complainant or petitioner (*see* NAC 703.160(4)(b)):

**The applicant is Holeshot Energy Storage LLC (“Holeshot Energy Storage”).
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(4)(c)).

Holeshot Energy Storage is filing an application with the Bureau of Land Management (“BLM”) to construct a 100MW/400MWh Battery Energy Storage System and 138 kilovolt transmission line and associated facilities approximately 20 acres of federally-owned land on the northern edge of Las Vegas under the management of the BLM in Clark County, 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.

The draft notice does not pertain to a tariff filing.

¹ NRS 704.069 states in pertinent part:

1. 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 or an application to clear its deferred accounts; 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.

Exhibit C



Application for Energy Projects "Fund for the Recovery of Costs"

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

Project Name Holeshot Storage
Applicant Holeshot Energy Storage LLC
Mailing Address 1 South Wacker Drive, Suite 1800
City Chicago State IL Zip Code 60606
Name of Contact Meredith Jeffrey Phone 303-557-4500 Email mjeffrey@invenergy.com
Name of Responsible Corp. Officer/Agency Rep. James Williams Title Vice President

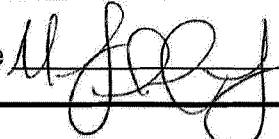
Applicant:

Self
 Private Company
 Government Agency
 Other _____

Project Type
 Solar Wind Geothermal Fossil Fuel Biomass Fuel Pipeline Power Transmission Other
Net Maximum Generation Capacity 100 MW Estimated Voltage (power transmission) 138 kV
Proposed Project Size (acres) 20 Proposed Transmission Length (miles) 0.25
Proposed Length of Fuel Lines/Pipelines (miles) N/A
Other Infrastructure (e.g., evaporation/holding ponds or tanks, recharge stations; estimated acres) N/A

Proposed County Location (submit project map and shapefiles) Clark County
Project Description 100MW / 400MWh Battery Energy Storage System. Infrastructure will include battery containers or warehouses, and supporting infrastructure such as an Operations & Maintenance building, project substation, access road, and transmission line.

Estimated Project Schedule/Timeline Anticipated Start of Construction: June 2023
Anticipated Commercial Operations Date: December 2023

Applicant Signature  Date Dec. 15, 2020

- 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

Check 100013 for \$10,000 was sent on Dec. 11, 2020