

JOE LOMBARDO
Governor

STATE OF NEVADA

DWAYNE MCCLINTON
Director



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Deputy Director

GOVERNOR'S OFFICE OF ENERGY

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**BEFORE THE NEVADA ENERGY DIRECTOR
GOVERNOR'S OFFICE OF ENERGY**

In the Matter of the Applications of:)
) **AFN: 24-0304SPV**
Luning 2 PROJECTCO, LLC)

Today's Date
April 23, 2024

**NOTICE OF PUBLIC HEARING
AND AGENDA**

PLEASE TAKE NOTICE that a public hearing will be held before the Nevada Energy Director ("Director") regarding the above applications at the following date, time, and location:

Tuesday, May 14, 2024
1:00 P.M.

Via Videoconference – Microsoft Teams
Meeting ID: 282 843 260 16
Passcode: vgjQSp

Via Phone: Conference Call Number: 775-321-6111
Phone Conference ID: 836 190 991#

The hearing is being held pursuant to NRS 701A.360 (5) to determine whether the Application filed by Luning 2 PROJECTCO, LLC with the Governor's Office of Energy ("GOE") on March 4, 2024 for the development of Solar Facilities, meets the tax abatement criteria established in NRS 701A.300 through 701A.390 and adopted regulation NAC 701A.500 through 701A.660 and are, therefore, entitled to partial abatement of sales and use taxes and/or property tax as provided in NRS 701A.300 through 701A.390. The hearing shall be considered a contested case pursuant to

NRS chapter 233B and shall be held and decided openly and publicly. Luning 2 PROJECTCO, LLC and all other parties are entitled to present testimony of witnesses, to introduce evidence, and to cross-examine witnesses. Luning 2 PROJECTCO, LLC and other parties may be represented by legal counsel of their choice.

Pursuant to NAC 701A.585, the following entities or people may participate in this hearing as a party: (1) The Director of GOE; (2) The Chief of the Budget Division of the Office of Finance; (3) The Nevada Department of Taxation; (4) The Board of County Commissioners of the county in which the projects or facilities will be located; (5) The County Assessor of the counties in which the project or facilities will be located; (6) The County Treasurer of the counties in which the projects or facilities will be located; (7) the governing body of any city or town in which the projects or facilities are located; and (8) Governor's Office of Economic Development. Any person or entity that desires to participate as a party in the hearing of this matter must file with the Director a notice of its intention to participate in a form as described in NAC 701A.585.

If the person or entity is or represents a **state entity, county, city, or township**, it must file the notice of intent to participate with the Director, Re: **AFN 24-0304SPV** by e-mail to at johnschillo@energy.nv.gov.

The Director shall also allow public comment at a time appropriate to the conduct of the hearing.

To facilitate the expeditious and efficient consideration of the Luning 2 PROJECTCO, LLC application, the Director directs Luning 2 PROJECTCO, LLC **and any party wishing** to participate in the hearing to file any written testimony they would like the Director to consider to be received by the Director at johnschillo@energy.nv.gov **no later than 5:00 p.m. five working days prior to the hearing**. Luning 2 PROJECTCO, LLC and participating parties wishing to **respond** to the written testimony must file responsive testimony with the Director at johnschillo@energy.nv.gov **no later than 5:00 p.m. two working days prior to the hearing**.

The notice of intent to participate and all written testimonies will be made available on the Director's website.

Below is an agenda of all items scheduled to be considered at the hearing. Unless otherwise stated, items may be taken out of the order presented on the agenda or removed at the discretion of the Director.

AGENDA

(Action may be taken on those items denoted "For Possible Action")

1. Call to Order.
2. Public comments and discussion* – Public comment will be taken at the beginning and end of the meeting, and may be taken at the discretion of the Director on agenda items listed for possible action. Public comments may be limited to 3 minutes per person at the discretion of the Director. Comment will not be restricted based on viewpoint. No action will be taken on any matters raised during the public comment period that are not already on the agenda. Persons making comment will be asked to begin by stating and spelling their name for the record.
3. The Governor's Office of Energy will enter evidence and receive testimony from all interested persons and consider and take action regarding the application filed by Luning 2 PROJECTCO, LLC for partial abatement of taxes. (For Possible Action)

4. The Director will state his findings and conclusions based upon the substantial, reliable, and credible evidence presented in the exhibits and testimony for Luning 2 PROJECTCO, Solar, LLC application.
5. Approval or denial of the Application filed by Luning 2 PROJECTCO, LLC for partial abatement. (For Possible Action)
6. Public comments and discussion* – Public comment will be taken at the beginning and end of the meeting and may be taken at the discretion of the Director on agenda items listed for possible action. Public comments may be limited to 3 minutes per person at the discretion of the Director. Comment will not be restricted based on viewpoint. No action will be taken on any matters raised during the public comment period that are not already on the agenda. Persons making comment will be asked to begin by stating and spelling their name for the record.
7. Adjournment. (For Possible Action)

** No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken.*

Copies of this notice and public records related to the Luning 2 PROJECTCO, LLC application are available upon request to the Director by fax at (775) 687-1869, by e-mail addressed to johnschillo@energy.nv.gov or by mail addressed to: Governor's Office of Energy, 600 E. William Street, Suite 200, Carson City, Nevada 89701.

Members of the public who are disabled and require special accommodations or assistance at the hearing should notify the Director in writing by mail addressed to: Governor's Office of Energy, 600 E. William Street, Suite 200, Carson City, NV 89701, by fax at (775) 687-1869, or by e-mail addressed to johnschillo@energy.nv.gov, no later than 3 business days prior to the hearing.

This notice and agenda has been posted on or before 9:00 a.m. on the fifteenth working day before the hearing at the following locations:

- (1) Governor's Office of Energy principal office at 600 E. William St., Ste. 200, Carson City, Nevada
- (2) Governor's Office of Energy website: <http://energy.nv.gov>
- (3) Nevada State official website: <https://notice.nv.gov>
- (4) Nevada Department of Taxation at 3850 Arrowhead Drive, 2nd Floor, Carson City, NV