

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

BEFORE THE STATE OF WASHINGTON  
ENERGY FACILITY SITE EVALUATION COUNCIL

In the Matter of the Application of:  
Scout Clean Energy, LLC, for Horse Heaven  
Wind Farm, LLC,  
Applicant.

DOCKET NO. EF-210011  
**APPLICANT SCOUT CLEAN  
ENERGY’S NOTICE OF  
WITHDRAWAL OF PETITION**

Scout Clean Energy hereby provides notice of voluntary withdrawal of its pending  
Petition for Reconsideration of the Council’s Revised Recommendation to the Governor,  
filed pursuant to WAC 463-30-335 on October 7, 2024.

Scout maintains that several key aspects of the Council’s revised recommended Site  
Certificate Agreement (“SCA”) are problematic.<sup>1</sup> However, given the lack of other petitions  
for reconsideration and the pressing timeline, Scout wishes to avoid any further delay its  
petition would cause and instead move forward with the recommendation process under  
RCW 80.50.100(3)(b).

////

<sup>1</sup> Scout has provided extensive comment on the record about these problematic aspects of the SCA and revised SCA. Withdrawal of this petition does not waive those arguments in any subsequent judicial review of the revised SCA. *See* RCW 34.05.470(5).

**STOEL RIVES LLP**  
760 SW Ninth Avenue, Suite 3000, Portland, OR 97205  
Main 503.224.3380 Fax 503.220.2480

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

Scout therefore respectfully and promptly withdraws its petition for reconsideration.

DATED: October 9, 2024.

STOEL RIVES LLP



TIMOTHY L. MCMAHAN  
tim.mcmahan@stoel.com  
WILLA B. PERLMUTTER  
willa.perlmutter@stoel.com  
ARIEL STAVITSKY  
ariel.stavitsky@stoel.com  
EMILY K. SCHIMELPFENIG  
emily.schimelpfenig@stoel.com  
Telephone: (503) 294-9517  
*Attorneys for Applicant*

1 **CERTIFICATE OF FILING AND SERVICE**

2 I hereby certify that on October 9, 2024, I filed the foregoing **APPLICANT SCOUT**  
3 **CLEAN ENERGY’S NOTICE OF WITHDRAWAL OF PETITION** with the  
4 Washington Energy Facility Site Evaluation Council through an authorized method of  
5 service pursuant to WAC 463-30-120(3).

6 I also hereby certify that I have this day served the foregoing document upon all  
7 parties of record in the adjudication proceeding by electronic mail at the email addresses  
8 listed on the attached Service List.

9  
10 DATED: October 9, 2024.

11 **STOEL RIVES LLP**



---

12 **TIMOTHY L. MCMAHAN**  
13 tim.mcmahan@stoel.com  
14 **WILLA B. PERLMUTTER**  
15 willa.perlmutter@stoel.com  
16 **ARIEL STAVITSKY**  
17 ariel.stavitsky@stoel.com  
18 **EMILY K. SCHIMELPFENIG**  
19 emily.schimelpfenig@stoel.com  
20 Telephone: (503) 294-9517  
21 *Attorneys for Applicant*

**STOEL RIVES LLP**  
760 SW Ninth Avenue, Suite 3000, Portland, OR 97205  
Main 503.224.3380 Fax 503.220.2480

**Adjudication Parties and EFSEC Service List**

- 1  
2 AAG Sarah Reyneveld  
3 Attorney General's Office  
4 800 Fifth Avenue, Suite 2000 (TB/14)  
5 Seattle, WA 98104-3188  
6 sarah.reyneveld@atg.wa.gov  
7 CEPSeaEF@atg.wa.gov  
8 Julie.dolloff@atg.wa.gov  
9 *Attorney for Counsel for the Environment*  
10  
11 Kenneth W. Harper  
12 Aziza L. Foster  
13 Menke Jackson Beyer, LLP  
14 807 North 39th Avenue  
15 Yakima, WA 98902  
16 kharper@mjbe.com  
17 zfooster@mjbe.com  
18 julie@mjbe.com  
19 *Attorneys for Benton County*  
20  
21 J. Richard Aramburu  
22 Law Offices of J. Richard Aramburu, PLLC  
23 705 2nd Ave, Suite 1300  
24 Seattle, WA 98104-1797  
25 rick@aramburulaw.com  
26 aramburulaw@gmail.com  
*Attorney for Tri-Cities C.A.R.E.S.*  
Ethan Jones  
Shona Voelckers  
Jessica Houston  
Yakama Nation Office of Legal Counsel  
P.O. Box 151  
Toppenish, WA 98948  
ethan@yakamanation-olc.org  
shona@yakamanation-olc.org  
jessica@yakamanation-olc.org  
*Attorneys for Confederated Tribes  
and Bands of the Yakama Nation*  
EFSEC Contacts  
adjudication@efsec.wa.gov  
adamtorem@writeme.com  
jennaslocum@atg.wa.gov  
jonathan.thompson@atg.wa.gov

1 sonia.bumpus@efsec.wa.gov  
andrea.grantham@efsec.wa.gov  
2 alexshiley@efsec.wa.gov  
3 catherine.taliaferro@efsec.wa.gov

4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26