

DOCKETED

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Project Title:	Prairie Song Reliability Project
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Document Title:	Confidential Designation Application
Description:	N/A
Filer:	Erin Phillips
Organization:	Dudek
Submitter Role:	Applicant Consultant
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June 19, 2025

Drew Bohan
Executive Director
California Energy Commission
715 P Street
Sacramento, CA 95814

RE: Prairie Song Reliability Project (25-OPT-02): Application for Confidential Designation for Opt-In Application for Certification Confidential Biological Resources Figure 3.2-5A, Sensitive or Special-Status Species Records

Dear Mr. Bohan:

Pursuant to Sections 2505 et seq., of Title 20 of the California Code of Regulations, Prairie Song Reliability Project LLC (the “Applicant”) hereby submits this *Application for Confidential Designation* for the following information submitted in support of the Opt-In Application for Certification for the Prairie Song Reliability Project:

- Confidential Opt-In Application for Certification Figure 3.2-5a: Sensitive or Special-Status Species Records

Please contact Garrett Lehman at glehman@covalinfra.com should you have any questions or require additional information. Thank you.

Sincerely,



Sam Littlefield
Chief Development Officer

APPLICATION FOR CONFIDENTIAL DESIGNATION
Prairie Song Reliability Project (25-OPT-02)

1. *Specifically indicate those parts of the record which should be kept confidential.*
a. Title, date, and description (including number of pages) of the information or data for which you request confidential designation.

Prairie Song Reliability Project LLC (“Applicant”) seeks confidential designation for the following information (the “Information”) submitted on behalf of the Prairie Song Reliability Project (“PSRP”):

Title	Description	# of Pages
Confidential Opt-In Application for Certification Figure 3.2-5a: Sensitive or Special-Status Species Records	This document contains sensitive biological resources information, including locational information for sensitive or special-status species.	All pages

- b. Parts of the information or data for which you request confidential designation.*

The Information should be kept confidential in its entirety.

2. *State the length of time the record should be kept confidential, and provide justification for the length of time.*

The Information should be kept confidential for the length of time needed to protect the biological resources information contained therein, as determined by the CEC or other regulatory agency.

3. *Cite and discuss:*

- (a) the provisions of the Public Records Act or other law that allow the Commission to keep the information or data confidential, and explain why the provision applies to the material.*
- (b) the public interest in nondisclosure of the material submitted for confidential designation. If the material contains trade secrets or its disclosure would otherwise cause loss of a competitive advantage, please state how it would be lost, the value of the information to the applicant and the ease or difficulty with which the information could be legitimately acquired or duplicated by others.*

Appendix B of the CEC’s Siting Regulations provide for the submission of certain locational and other sensitive information relating to special status species pursuant to an application for confidential designation. Therefore, the Applicant is submitting the Information described above out of an abundance of caution for a determination by CEC Staff as to whether the Information should be designated as confidential or not.

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The Public Records Act (“PRA”) (Govt. Code § 7920.000 et. seq.) provides a specific exclusion from disclosure where “...on the facts of the particular case the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record.” (Gov’t Code § 7922.000). In this case, the CEC may determine that the public interest served by not disclosing the Information clearly outweighs the public interest served by disclosure because the Information contains locational and other sensitive information relating to special status species.

4. *State whether the information may be disclosed if it is aggregated with other information or masked to conceal certain portions, and if so the degree of aggregation or masking required.*

The Applicant considered whether it would be possible to aggregate or mask portions of the Information. It may be possible to redact certain portions.

5. *State whether and how the information is kept confidential by the applicant and whether it has ever been disclosed to a person other than an employee of the applicant, and if so under what circumstances.*

The Information is accessible to employees or consultants working on behalf of the Applicant, certain qualified professionals or entities that may otherwise have access to the Information, and regulatory agencies that have regulatory oversight or other responsibilities over either the Information or the PSRP.

I certify under penalty of perjury that the information contained in this application for confidential designation is true, correct, and complete to the best of my knowledge and belief. I am authorized to make this Application and Certification on behalf of the Applicant.

Dated: June 19, 2025

By:



Sam Littlefield

Chief Development Officer