DOCKETED	
Docket Number:	25-PSDP-01
Project Title:	Power Source Disclosure Program - 2024
TN #:	264603
Document Title:	CEC Response to BP Energy's Repeat Application for Confidential Designation
Description:	N/A
Filer:	Marianna Brewer
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	7/9/2025 4:54:21 PM
Docketed Date:	7/9/2025

July 09, 2025

Via Email

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Repeated Application for Confidential Designation: Data in Power Source Disclosure Program Annual Report

Dear Applicant:
The California Energy Commission (CEC) has received BP Energy Retail Company California LLC (applicant) repeated application for confidential designation, dated June 2, 2025 (TN 263638), for the following:

- 2024 Power Source Disclosure Annual Report

The applicant states that these records were previously determined by the CEC's executive director to be confidential (TN 250513).The applicant requests the data be confidential until December 31, 2025. This term is consistent with the one-year period this type of data is considered confidential by the CPUC. (See Order Instituting Rulemaking, R.05-06-040, D.06-06-066 Appendix 2 and D.08-04-023 Appendix B, ESP Confidentiality Matrix Section V Market Purchases of Energy and Capacity.)The applicant asserts, under penalty of perjury, that the 2024 Power Source Disclosure Annual Report contain information that is substantially similar to previously submitted information that was granted confidential designation, and all facts and circumstances relevant to the confidentiality of the information remain unchanged.

California Code of Regulations title 20, section 2505(a)(4) provides:

> If an applicant is seeking a confidential designation for information that is substantially similar to information that was previously deemed confidential by the Commission pursuant to section 2508, or for which an application for confidential designation was granted by the Executive Director pursuant to subdivision (a)(3)(A) of this section, the new application need contain only a certification, executed under penalty of perjury, stating that the information submitted is substantially similar to the previously submitted information and that all the facts and circumstances relevant to confidentiality remain unchanged. An application meeting these criteria will be approved.

The applicant has met the requirements for confidential designation of the above information as a repeated application. Confidentiality is granted through December 31, 2025, under the same terms as those in the June 26, 2023 (TN 250513) letter for substantially similar data.
Be advised that under California Code of Regulations, title 20, section 2506, one may petition to inspect or copy records that the CEC has designated as confidential. A decision on a petition to inspect or copy confidential records is issued by the CEC's chief counsel. Under California Code of Regulations, title 20, section 2507, the executive director may disclose records, or release records previously designated as confidential, in certain circumstances. The procedures for acting on a petition and criteria for disclosing or releasing records previously designated as confidential are set forth in California Code of Regulations, title 20, sections 2506-2508.

If you have questions, please email confidentialityapplication@energy.ca.gov.