

DOCKETED	
Docket Number:	03-AFC-02C
Project Title:	Los Esteros Phase II Compliance
TN #:	271503
Document Title:	LECEF Tanager BESS Repeated Application for Confidential Designation Data Response A65 Supporting Information
Description:	N/A
Filer:	Samantha G. Neumyer
Organization:	Climate Edge Law Group
Submitter Role:	Applicant Representative
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July 16, 2026

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

**RE: Los Esteros Critical Energy Facility (03-AFC-02C): Repeated Application
for Confidential Designation: Data Response A65**

Dear Mr. Bohan:

Pursuant to Title 20, section 2505(a)(4), of the California Code of Regulations, Los Esteros Critical Energy Facility, LLC, on behalf of Tanager Power, LLC, hereby submits this Repeated Application for Confidential Designation for the following information requested by California Energy Commission Staff in Data Request Set 3, Data Request A65 related to Air Quality and Public Health.¹ Specifically, as part of Data Response Set 3C, the following information is provided pursuant to this Application:

- Electronic calculation spreadsheets that are the basis of the emission calculations, AERMOD input/output files and other electronic support data supporting Confidential Attachment DR-A65: Technical Memorandum Emission Factors for Select Compounds Formed from Thermal Runaway and Fires from LFP Batteries.

By letter dated November 10, 2025, pursuant to Title 20, section 2505(a)(3)(A), of the California Code of Regulations, the Executive Director approved the initial request for confidential designation of certain information relating to the UL9540A Reports (Battery energy storage system large scale fire test reports related to the potential for thermal events).³

Because (1) the information listed above contains information that is substantially similar to, and in some instances derived or taken directly from, the previously submitted sensitive trade secret information related to the potential for thermal runaway (including information from similar/subsequent large scale fire test reports that have not been separately submitted), and (2) all facts and circumstances relevant to the confidentiality of the information remain unchanged, the Applicant is submitting this repeated application.

¹ TN #: 264452.

² TN #: 268268.

³ TN #: 267113. By letter dated February 6, 2026, the CEC approved a repeated application for confidential designation for a digitized electronic map and electronic calculation spreadsheets containing substantially similar information. TN: 268506.



I certify under penalty of perjury of the laws of the State of California the information described above is substantially similar to the previously submitted information and that all the facts and circumstances relevant to confidentiality remain unchanged. I am authorized to make this repeated application and certification on behalf of Los Esteros Critical Energy Facility, LLC, and Tanager Power, LLC.

Please contact us at (916) 629-4141 should you have any questions or require additional information. Thank you.

Dated: July 16, 2026

CLIMATE EDGE LAW GROUP

/s/

Jeffery D. Harris

Samantha G. Neumyer

Attorneys for Los Esteros Critical
Energy Facility, LLC, and Tanager
Power, LLC