

**DOCKETED**

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| <b>Docket Number:</b>   | 15-OIR-05                                                                                       |
| <b>Project Title:</b>   | Building Energy Use Disclosure and Public Benchmarking Program Mandated under Assembly Bill 802 |
| <b>TN #:</b>            | 272273                                                                                          |
| <b>Document Title:</b>  | California Energy Commission Response to Applied Materials                                      |
| <b>Description:</b>     | TN271685                                                                                        |
| <b>Filer:</b>           | Christina Adkins                                                                                |
| <b>Organization:</b>    | California Energy Commission                                                                    |
| <b>Submitter Role:</b>  | Commission Staff                                                                                |
| <b>Submission Date:</b> | 9/1/2026 8:02:57 AM                                                                             |
| <b>Docketed Date:</b>   | 9/1/2026                                                                                        |



September 1, 2026

**Via Email**

Judhajit Chakraborty  
Energy & Sustainability Manager  
Applied Materials, Inc.  
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Santa Clara, California 95054  
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**APPLICATION FOR CONFIDENTIAL DESIGNATION: Building Energy Use  
Disclosure and Public Benchmarking Program Mandated under Assembly  
Bill 802.  
Docket No. 15-OIR-05**

Dear Judhajit Chakraborty:

The California Energy Commission (CEC) received Applied Materials, Inc.'s (applicant) application for confidential designation (application) docketed on July 28, 2026 (TN 271685). The application seeks confidential designation for the following documents:

- CA029379\_2025 California Energy Commission Benchmarking\_B81.xls
- CA029379\_2026 California Energy Commission Benchmarking\_B81.xls
- CA037157\_2025 California Energy Commission Benchmarking\_B2.xls
- CA037157\_2026 California Energy Commission Benchmarking\_B2.xls

The applicant requests confidential designation for the highlighted portions of the above spreadsheet including:

- Building characteristics and attributes (e.g., gross floor area, property use breakdown, occupancy, year built).
- Facility identification details (property name, address, and identifiers).
- Energy consumption data, including:
  - Annual electricity and natural gas usage.
  - Monthly electricity and natural gas consumption.
- Energy performance metrics, including:
  - Site and source energy use and intensity (EUI).

- Weather-normalized energy metrics.
- ENERGY STAR score and benchmarking indicators.
- Greenhouse gas emissions data and emissions intensity metrics.
- On-site green power.

The application states that the information contains confidential commercial and operational data, including facility-specific energy consumption, infrastructure characteristics, and performance metrics. Thus, the applicant request confidentiality pursuant to California Public Records Act and California Government Code sections 7927.705 and 7922.000.

The CEC's building energy benchmarking program regulations are set forth in Title 20, California Code of Regulations, sections 1680-1685. The regulations address what types of buildings are required to submit benchmarking information to the CEC and what information that is submitted is required to be public. The application seeks confidentiality for categories of data that are already in the public domain and specifically identified as public data under Title 20, California Code of Regulations, section 1683(c); however, some of the categories and information requested in the application ("**potentially exempt information**") may potentially be designated as confidential proprietary trade secrets if certain requirements set forth in the benchmarking program are met. These requirements can be found in the CEC's regulations at Title 20, California Code of Regulations, sections 1681(d), 1683(b)(3), 1683(b)(4), and 1683(c).

To utilize the confidentiality provisions within the benchmarking program, the building must be a disclosable building with fewer than three active utility accounts of any energy type serving the building, one of which belongs to the building owner, where the other utility customer, if applicable, has consented to the provision of data to facilitate public disclosure. For this case the building owner may seek determination from the Executive Director that release of potentially exempt information would result in the release of proprietary information that can be characterized as a trade secret.

The application does not provide sufficient information to determine whether the buildings meet these threshold requirements. To consider your application, it will need to be supplemented consistently with Title 20, California Code of Regulations, sections, 1683(b)(3), 1683(b)(4), 1683(c)(3) and 2505(a)(1)(D) to support a claim that the **potentially exempt information** is confidential. You must identify any disclosable building in which fewer than three active utility accounts exist and one or more utility customers other than the building owner have not granted permission to have their potentially exempt information publicly disclosed. Please file a new application with clarifying information within 14 days from the date of this letter into docket number 15-OIR-05 along with the records

to be designated confidential. If after 14 days a new application is not filed this application (TN 271685) for confidential designation will be denied.

If you have questions, please email [confidentialityapplication@energy.ca.gov](mailto:confidentialityapplication@energy.ca.gov).

Sincerely,

A handwritten signature in dark ink, appearing to be 'Drew Bohan', with a stylized, cursive-like flow.

Drew Bohan  
Executive Director