

DOCKETED

Docket Number:	17-IEPR-02
Project Title:	Electricity Resource/ Supply Plans
TN #:	217917
Document Title:	Constellation NewEnergy, Inc. Revised Supply Form Repeated Application for Confidential Designation
Description:	N/A
Filer:	Eric Janssen
Organization:	Constellation NewEnergy, Inc.
Submitter Role:	Other Interested Person
Submission Date:	6/7/2017 11:12:24 AM
Docketed Date:	6/7/2017



June 7, 2017

Robert Oglesby
Executive Director
California Energy Commission
1516 Ninth Street, MS-39
Sacramento, CA 95814-5504

**RE: Repeated Application for Confidential Designation
Constellation NewEnergy, Inc. Revised 2017 IEPR Electricity Resource /
Supply Plans Submission, Docket No. 17-IEPR-02.**

Dear Mr. Oglesby:

Constellation NewEnergy, Inc., (“CNE”) respectfully requests protection of certain information provided to the Commission in its accompanying Revised Electricity Resource / Supply Plan submission.

Information submitted to the Energy Commission can be deemed confidential without the need for a new application under California Code of Regulations, Title 20, Sections 2505(a)(1)(G) and 2505(a)(4) if CNE files a certification under penalty of perjury that the new information is substantially similar to the information previously granted confidentiality. By letter dated June 5, 2015 (see Attachment A hereto) you approved CNE’s request for confidential designation for information submitted in CNE’s 2015 IEPR Electricity Resource Plan Forms submission in docket 15-IEPR-02. In that letter, you encouraged CNE to take advantage of the repeated application process in the future where appropriate.

CNE’s Revised 2017 Electricity Resource / Supply Plans submission contains information that is substantially similar to its previously submitted 2015 Electricity Resource / Supply Plans submission and all facts and circumstances relevant to the confidentiality of today’s submission’s information remain unchanged.

Specifically, CNE requests that the following information, as also indicated by the yellow pattern cells on the accompanying Excel workbook, worksheets “S-1 Capacity Resource Accounting Table”, “S-2 Energy Balance Table” and “S-5 Bilateral Contracts Table” remain confidential through December 31, 2020:

Form	Information to be held confidential
2017 IEPR Energy Resource / Supply Form: S-1 Capacity Resource Accounting Table (CRATs)	<ul style="list-style-type: none">• Peak Load Calculations for years 2016 through 2020, cells D11:H16, D19:H19, D21:H22, D25:H25;• Capacity Supply Resources from other Bilateral Contracts for years 2016 through 2020, cells D73:H163;• Capacity Balance Summary for years 2016 through 2020, cells D167:H169;• Historic LSE Peak Load for 2016, cells D176, D182.
2017 IEPR Energy Resource / Supply Form: S-2 Energy Balance Table	<ul style="list-style-type: none">• Energy Demand Calculations for years 2016 through 2020, cells D11:H16, D19:H19, D25:H25;• Energy Supply Resources for years 2016 through 2020, cells D73:H164;• Energy Balance Summary for years 2016 through 2020, cells D167:H169.
2017 IEPR Energy Resource / Supply Form: S-5 Bilateral Contracts Table	<ul style="list-style-type: none">• All non-renewable contracts details, cells C29:W117.
* CNE was previously granted its request for a three year confidentiality period. As such, 2012-2016 information continues to be confidential through December 31, 2017.	

I certify under penalty of perjury that the information contained in this repeated application for confidential designation is true, correct, and complete to the best of my knowledge. I also certify that I am authorized to make this repeated application and certification on behalf of Constellation NewEnergy, Inc.

Please feel free to contact me at (916) 447-2166 should you or Staff have any questions or require additional information regarding this Repeated Application. Thank you for your consideration of our request.

Sincerely,



Andrew B. Brown
Ellison Schneider Harris & Donlan LLP
Attorneys for Constellation NewEnergy, Inc.

ATTACHMENT A

California Energy Commission June 5, 2015 Letter Granting
Constellation NewEnergy, Inc.'s Application For Confidentiality for the
2015 *Integrated Energy Policy Report* Electricity Resource Plans Submission
(Docket No. 15-IEPR-02)

CALIFORNIA ENERGY COMMISSION1516 NINTH STREET
SACRAMENTO, CA 95814-5512

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June 5, 2015

Mr. Andrew B. Brown
Ellison, Schneider & Harris, LLP
Attorneys for Constellation NewEnergy, Inc.
2600 Capitol Avenue, Suite 400
Sacramento, CA 95816

**RE: Constellation NewEnergy's' Application for Confidentiality for Resource
Plan Forms
Docket No. 15-IEPR-02 – Electricity Resource Plans**

Dear Mr. Brown:

The California Energy Commission is in receipt of an Application for Confidentiality dated April 24, 2015, submitted by Ellison, Schneider & Harris, LLP for Constellation NewEnergy, Inc. (Applicant), seeking confidential designation for the following information:

- 1) Specific categories of data, identified in the application, contained within the Electricity Resource Plan Form S-1, Form S-2, and Form S-5

Because the information is substantially similar to information previously designated as confidential during the development of prior Integrated Energy Policy Reports, this application will be considered a repeated application.

Information submitted to the Energy Commission can be deemed confidential without the need for a new application under California Code of Regulations, title 20, sections 2505(a)(1)(G) and 2505(a)(4) if you file a certification under penalty of perjury that the new information is substantially similar to the information previously granted confidentiality.

In this case, your current application will serve as your certification and the designation of confidentiality will be under the same terms as the prior designation. The information will remain confidential until December 31, 2019. In the future when submitting substantially similar information, you may take advantage of the repeated application process by providing a certification along with the data.

Mr. Andrew B. Brown
June 5, 2015
Page 2

Be advised that persons may petition to inspect or copy records that I have designated as confidential. The procedures and criteria for filing, reviewing, and acting upon such petitions are set forth in the California Code of Regulations, title 20, section 2506. If you have any questions concerning this matter, please contact Jared Babula, Senior Staff Counsel, at (916) 651-1462.

Sincerely,



Robert P. Oglesby
Executive Director

cc: Docket Unit – 15-IEPR-02 – Electricity Resource Plans
Sylvia Bender
Jim Woodward
Jared Babula