



**Thermal Energy Development Partnership, LP**  
Tracy Biomass Plant

CONFIDENTIAL

COMPLETED

Executive Director  
California Energy Commission  
1516 9th Street, MS-39  
Sacramento, CA 95814

May 31, 2007

RE: Additional Information Requested From Applicants for Funding Eligibility-  
Existing Renewable Facilities Program

To whom it may concern:

<b>DOCKET</b>
<b>02-REN-1038</b>
DATE <b>MAY 31 2007</b>
RECD. <b>JUN 01 2007</b>

Please find attached the response to the Additional Information Requested from Applicants for Funding Eligibility- Existing Renewable Facilities Program. We are requesting the information be kept confidential pursuant to the Commission's regulations for confidential designation as set forth in Title 20, California Code of Regulations, Section 2505 and are including the required Application for Confidential Designation under docket number 02-REN-1038.

The information was originally requested by May 18, 2007; however, due to unforeseen events at the facility, we requested and were granted an extension to submit the information late.

Please call me with any questions at 310-449-8683.

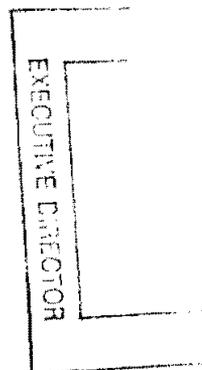
Regards,

Stephen Mullennix  
Senior Vice President  
USRG Tracy GP, LLC,  
General Partner to Thermal Energy Development Partnership, LP

CC: Joel Lepoutre  
Katherine Oster

**APPLICATION FOR CONFIDENTIAL DESIGNATION**  
**(Cal. Code Regs., tit. 20, § 2505)**  
**DOCKET NUMBER: (02-REN-1038)**

Applicant: Thermal Energy Development Partnership, LP (a.k.a. Tracy Biomass)  
Address of Applicant: Thermal Energy Development Partnership, LP  
c/o PurEnergy, LLC  
1732 W. Genesee St.  
Syracuse, NY 13204



**1. (a) Title, data and description of the record.**

Additional Information Requested from Applicants for Funding Eligibility – Existing Renewable Facilities Program form issued by the California Energy Commission for the Tracy Biomass Generation Facility. Data requested by the California Energy Commission include Justifications for Target Prices Requested and Becoming Competitive and Self-Sustaining by December 31, 2011.

**(b) Specify the part(s) of the record for which you request confidential designation**

Tracy Biomass Generation Facility is requesting confidential designation for the following information items listed below.

The following Justifications for Target Prices Requested Questions: 1 a, b, and c, 2 (except for the historical capacity factor information), 3, 4.

The following Becoming Competitive and Self-Sustaining by December 31, 2011 Questions: 1 a, b, c, d, e, f, and g.

**2. State and justify the length of time the Commission should keep the record confidential.**

Five years. As stated in item 3 below, the confidential information is commercially sensitive and a trade secret, and disclosure at any time in the future would have an adverse effect on the Applicant and its investors.

(a) State the provision(s) of the Public Records Act (Gov. Code, § 6250 et seq.) or other law that allows the Commission to keep the record confidential, and explain why the provision(s) applies to the record.

The completed forms requested by the Energy Commission contain information that is commercially sensitive, which the applicant considers to be confidential.

The Commission is allowed to keep the record confidential by Government Code Section [6254(k) and Evidence Code Section 1060].