

DOCKETED

Docket Number:	18-MISC-01
Project Title:	Food Production Investment Program
TN #:	231732
Document Title:	Common Collabs LLC Application for Confidential Designation
Description:	Request for Designation of Confidential Status of certain documents submitted under Solicitation GFO-19-901 - Food Production Investment Program 2019
Filer:	Hannah N Harper
Organization:	Evergreen Advisors LLC
Submitter Role:	Applicant Consultant
Submission Date:	1/24/2020 4:42:40 PM
Docketed Date:	1/24/2020



APPLICATION FOR CONFIDENTIAL DESIGNATION (Title 20 Cal. Code. Regs., § 2505 et seq.)

CEC-13 (Revised 03/17)

CALIFORNIA ENERGY COMMISSION

All confidential filings: Individual documents may not exceed 30 MB¹ or be password protected.² The application must be a separate document from the confidential materials. The application itself is not confidential and is a public record. The application will be reviewed and acted upon by the Executive Director in consultation with the Chief Counsel of the Energy Commission. (§ 2505, subd. (a))

If you have questions, contact the Docket Unit at (916) 654-5076 or email: docket@energy.ca.gov.

Existing proceedings: Applications for confidentiality and the confidential documents must be uploaded directly to the Docket Unit through the e-filing system. Paper copies or CDs do not need to be submitted. Links to the e-filing system are provided on most proceeding webpages labeled “**Submit e-filing.**” Alternatively, go to: <http://www.energy.ca.gov/e-filing/index.html>. Registration is necessary the first time documents are uploaded. Once registration is complete, to submit a confidential filing click on **Quick Actions** from the **DASHBOARD** and select **Submit Confidential e-filing** from the dropdown list. The application must be uploaded first followed by one or more confidential files.

Filings not associated with any proceeding: Applications for confidentiality and the confidential materials must be submitted directly to the **Docket Unit** in paper form or on a CD, but not by email. Two copies must be submitted, on separate media if electronic, each marked with a descriptive title and “Confidential.” (§ 1208.1)

TO: Energy Commission Docket Unit

Applicant: Common Collabs LLC

Address: 1820 East Walnut Street, Fullerton, CA

Phone and E-mail: (517) 575-8989, hharper@evergreenadvisorsllc.com

Proceeding or Project Name: Project Crystal

Docket Number: 18-MISC-01 Food Production Investment Program

- 1(a). Title, date, and description (including number of pages) of the information or data for which you request confidential designation. **Information or data seeking a designation of confidentiality must be included with this application.**

We request Confidential Designation of Attachment "02_GFO-19-901_Att2_Project_Narrative.docx", describing the project technical merit / need, the technical approach, impacts and benefits, market potential and information sharing, capped and uncapped facilities and preference points; and attachment "08-GFO-19-901_Att8A_FPIP_calculator_tool.xlsx", describing component technologies, advantages and energy reduction, in their entirety.

- 1(b). Specify the part(s) of the information or data for which you request confidential designation.

We request Confidential Designation of Attachment "02_GFO-19-901_Att2_Project_Narrative.docx" and attachment "08-GFO-19-901_Att8A_FPIP_calculator_tool.xlsx", in their entirety.

¹ Contact the Docket Unit if you cannot reduce the size of your file.

² If you wish to protect the files while in transit, you may combine them in a password-protected .zip file..



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- 2. State and justify the length of time the Energy Commission should keep the information or data confidential.

The information should be kept confidential indefinitely.

- 3(a). State the provision(s) of the Public Records Act (Gov. Code, § 6250 et seq.) or other law that allows the Energy Commission to keep the information or data confidential, and explain why the provision(s) apply to that material.

Section 6254(k) exempts privilege information from being open to Public Records Act. The information is patented trade secrets which is considered intangible property and under NDA.

Section 6254(O) also applies as the information contained on an application for financing is competitively injurious to the applicant.

- 3(b). Discuss the public interest in nondisclosure of the material submitted for a confidential designation. If the material contains trade secrets or its disclosure would otherwise cause loss of a competitive advantage, please state how it would be lost, the value of the information to the applicant and the ease or difficulty with which the information could be legitimately acquired or duplicated by others.

The described documents are marked confidential because the information in these documents contain trade secrets which are considered intangible property and create a loss of competitive advantage for the company. Further, the information disclosed in these documents is under patent.

- 4. State whether the information or data can be disclosed if it is aggregated with other information or masked to conceal certain portions (including but not limited to the identity of the applicant). State the degree of aggregation or masking required. If the data cannot be disclosed even if aggregated or masked, explain why.

The documents which we are requesting confidential designation status, contain trade secrets, patented information, and intangible property and disclosing the information in any portion would create a loss of competitive advantage to the client, even if the client was not identified, as these documents describe the client's competitive process and trade secrets.

- 5. State how the material is kept confidential by the applicant and whether it has even been disclosed to a person other than an employee of the applicant. If it has, explain the circumstances under which disclosure occurred.

The material is highly confidential to the client. It is under patent and is not disclosed with anyone except those within the company, and to attorneys and consultants which are under Non-disclosure agreements. The information was shared with Energy Commission in confidentiality, Common Collabs believing that they can designate the information as confidential to protect their trade secrets.

I certify under penalty of perjury under the laws of the State of California that the information contained in this application for confidential designation is true, correct, and complete to the best of my knowledge and that I am authorized to make the application and certification on behalf of the applicant.

Dated: 1/24/2020

Signed: Hannah Harper



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CEC-13 (Revised 03/17)

CALIFORNIA ENERGY COMMISSION

Name (print or type): Hannah Harper

Title: (print or type) Project Administrator

Representing: Common Collabs LLC

Include additional signature blocks if there are multiple partners in the project with shared responsibilities for making the request.