

DOCKETED

Docket Number:	20-AAER-03
Project Title:	Amend Title 20 Computer and Monitor Regulations
TN #:	233916
Document Title:	DELL TECHNOLOGIES APPLICATION FOR CONFIDENTIAL DESIGNATION
Description:	APPLICATION FOR CONFIDENTIAL DESIGNATION
Filer:	Robert White
Organization:	Dell Technologies
Submitter Role:	Applicant
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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: Dell Technologies

Address: One Dell Way, Round Rock, TX 78664

Phone and E-mail: (512) 728-6461, Robert.White@Dell.com

Proceeding or Project Name: Amend Title 20 Computer and Monitor Regulations

Docket Number: 20-AAER-03

- 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.**

Dell High Refresh Rate Hardware Assisted Gaming Monitor pdf, July 8, 2020, comprised of Dell proprietary technical data and designs, Dell confidential non-public future product roadmaps, Dell recommendations for higher refresh rate gaming monitor adders, based on future product offerings/roadmaps (4 pages).

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

Dell High Refresh Rate Hardware Assisted Gaming Monitor pdf, July 8, 2020, Page 2 Tables 1, 2 & 3, Page 3 Tables 4 & 5

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..



**APPLICATION FOR CONFIDENTIAL DESIGNATION
2505 et seq.)**

(Title 20 Cal. Code. Regs., §

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CALIFORNIA ENERGY COMMISSION

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

Four (4) years is the foreseeable time Dell may be differentiated in this space.

- 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.

The California Public Records Act pursuant to California Government Code §§ 6254 (k) (trade secrets) exempts from disclosure trade secret information. The information designated is Dell trade secret and constitutes Dell designs and technology solutions that are under development and are proprietary to Dell or its supplier.

- 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.

This data may not be disclosed as it includes trade secrets related to Dell proprietary technical data and designs for non-public future product roadmaps. Disclosure of this information would cause loss of our competitive advantage to be first to market with new monitor technologies. The public interest would be served by safeguarding innovation and differentiated technologies. The information is estimated at \$77,000,000.00.

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.

This data may not be disclosed as it includes Dell proprietary technical data and designs, Dell confidential non-public future product roadmaps, Dell recommendations for higher refresh rate gaming monitor and roadmaps. This data may not be included in an aggregation because it may by inference disclose differentiating technologies, such as upper limits.

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.

This material is only available to Dell Technology employees and technology providers working on these future designs on a need to know basis only and is covered under NDA's.

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: July 17, 2020

Signed: Robert White

**APPLICATION FOR CONFIDENTIAL DESIGNATION
2505 et seq.)**

CEC-13 (Revised 03/17)

(Title 20 Cal. Code. Regs., §



CALIFORNIA ENERGY COMMISSION

Name (print or type): Robert White

Title: (print or type) Regulatory Principal Engineer

Representing: Dell Technologies

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