

<b>DOCKETED</b>	
<b>Docket Number:</b>	80-AFC-01C
<b>Project Title:</b>	Sacramento Municipal Utility District SMUDGE #1
<b>TN #:</b>	246547
<b>Document Title:</b>	CEC Response Letter to Geysers' Repeated Application for Confidentiality for Units 3 & 19
<b>Description:</b>	N/A
<b>Filer:</b>	Patty Paul
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	10/14/2022 1:28:00 PM
<b>Docketed Date:</b>	10/14/2022



October 14, 2022

**Via Email**

Chase Maxwell  
Ellison Schneider Harris & Donlan LLP  
2600 Capitol Avenue, Suite 400  
Sacramento, California 95816  
[ckm@eslawfirm.com](mailto:ckm@eslawfirm.com)

**Repeated Application for Confidential Designation  
Geysers Unit 3, Sonoma (80-AFC-1C)  
Geysers Unit 19, Calistoga (81-AFC-1C)**

Dear Chase Maxwell:

The California Energy Commission (CEC) has received Geysers Power Company, LLC's (GPC or applicant) repeated applications for confidential designation, dated September 20 and 21, 2022, and October 6, 2022. [TN 246158, 246159, 246167 and 246378.] The applications cover the following documents related to Geysers Units 3 and 19 Basis of Design (BOD) and Recommissioning Plans:

- 1) BOD Narrative Revision 2 for Sonoma Geothermal Project, Unit 3.
- 2) BOD Narrative Revision 2 for Calistoga Geothermal Project, Unit 19.
- 3) BOD Narrative and Recommissioning Plan Revision 3 for the Sonoma Geothermal Project, Unit 3.
- 4) BOD Narrative and Recommissioning Plan Revision 3 for the Calistoga Geothermal Project, Unit 19

The applications state that these BOD narratives and recommissioning plans are revisions of narratives and plans previously determined to be confidential for the life of the facility in August of 2022 and originally granted confidentiality in a February 2, 2022, letter.

The repeated applications note that the BOD narratives and plans for the facilities contain information substantially similar to information previously deemed confidential, and the facts and circumstances relevant to the confidentiality of the information remain unchanged.

California Code of Regulations, title 20, section 2505(a)(4) states:

If an applicant is seeking a confidential designation for information that is substantially similar to information that was previously deemed confidential by the Commission pursuant to section 2508, or for which an application for confidential designation was granted by the executive director pursuant to subdivision (a)(3)(A) of this section, the new application need contain only a certification, executed under penalty of perjury, stating that the information submitted is substantially similar to the previously submitted information and that all the facts and circumstances relevant to confidentiality remain unchanged. An application meeting these criteria will be approved.

The applicant has met the requirements of the repeated application.

### **Executive Director's Determination**

For the reasons stated, the repeated applications for confidential designation are approved and confidentiality is granted under the same terms as those in the February 2, 2022, executive director's letter. The BOD narratives and plans will be maintained as confidential for the life of the facility.

Be advised that under the California Code of Regulations, title 20, section 2506, one may petition to inspect or copy records that the CEC has designated as confidential. A decision on a petition to inspect or copy confidential records is issued by the CEC's chief counsel. Under the California Code of Regulations, title 20, section 2507, the executive director may disclose records, or release records previously designated as confidential, in certain circumstances. The procedures for acting on a petition and criteria for disclosing or releasing records previously designated as confidential are set forth in the California Code of Regulations, title 20, sections 2506-2508.

You may seek a confidential designation for information that is substantially similar to information for which an application for confidential designation was granted by the executive director by following the procedures in the California Code of Regulations, title 20, section 2505(a)(4).

If you have any procedural questions concerning this matter, please email Jared Babula, attorney, at [Jared.babula@energy.ca.gov](mailto:Jared.babula@energy.ca.gov).

Sincerely,



Drew Bohan  
Executive Director