

DOCKETED	
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Project Title:	Acceptance and Training Certification
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Document Title:	CEC Response Letter to RSES' Application for Confidential Designation 7-11 & 8-25-22
Description:	N/A
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October 25, 2022

Via Email

Arthur Miller
Refrigeration Service Engineer Society
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**Refrigeration Service Engineer Society
Repeated Application for Confidential Designation
Docket No. 13-ATTCP-01**

Dear Arthur Miller:

The California Energy Commission (CEC) has received Refrigeration Service Engineer Society's (RSES or applicant) application for confidential designation, dated July 11, 2022 (TN 244007). Subsequently, on August 25, 2022, RSES submitted a revised repeated application for confidentiality, dated August 23, 2022 (TN 245693), regarding the same documents submitted with the July 11, 2022, application. The revised application requests confidentiality of the following identified documents:

RSES 2022 Update Report with Training Documents

Applicant asserts under penalty of perjury that substantially similar documents were previously designated as confidential on December 21, 2016, and that the circumstances regarding confidentiality have remained unchanged since the prior applications were filed.

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

Repeated Applications for Confidential Designation. If an applicant is seeking a confidential designation for information that is substantially similar to information that was previously deemed confidential by the CEC 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.

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The applications previously submitted by applicant were granted based on California Code of Regulations, title 20, section 2505(a)(3)(A).

Therefore, applicant has established the identified records qualify for confidential designation pursuant to California Code of Regulations, title 20, section 2505(a)(4).

Executive Director's Determination

For the reasons stated, the applicant's confidentiality application is granted. The information subject to this confidentiality designation will be kept confidential until the Acceptance Test Technician Certification Program ends.

Be advised that under 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 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.

If you have any procedural questions concerning this application for confidential designation, please email Kari Anderson, senior staff counsel, at kari.anderson@energy.ca.gov.

Sincerely,



Drew Bohan
Executive Director