

DOCKETED	
Docket Number:	22-IEPR-03
Project Title:	Electricity Forecast
TN #:	248050
Document Title:	CEC Response to Dept of Water Resources Application for Confidentiality - 9-9-22
Description:	N/A
Filer:	Patty Paul
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	12/13/2022 3:28:31 PM
Docketed Date:	12/13/2022



December 13, 2022

Via Email

Cheryl Luu
Acting Manager
SWP Power and Risk Office
Department of Water Resources
715 P Street
Sacramento, California 95814
Cheryl.Luu@water.ca.gov

**Application for Confidential Designation for Data in Integrated Energy
Policy Report
Docket No. 22-IEPR-03**

Dear Cheryl Luu:

The California Energy Commission (CEC) has received California Department of Water Resources' (applicant) Application for Confidentiality docketed September 9, 2022, (TN 245956), covering the following data:

California Department of Water Resources' Electricity Resource Plans:

- S-1 Capacity/Energy Requirement Form– Rows 1 – 11, 12 – 18, Columns G – R; Rows 19 –25, Columns G - H; highlighted portion Rows 57 – 80, Columns A – C, F - N.
- S-2 Capacity/Energy Supply Resources Form – Row 11 Column, B - F; Rows 19 – 25, Column B - F; Rows 27 – 30, Column B - F; Rows 44 – 49, Column B - F; Rows 70 – 71, Column A - F; Rows 73 – 76, Column A - F.
- S-2A_Addendum Monthly Capacity and Energy Data – Row 10 – 40, Columns A-D
- S-5 Bilateral Contracts Table Rows 9 - 18, Column B - K

The applicant stated that the highlighted portions of the data should be designated confidential by the CEC under California Code of Regulations, title 20, section 2505(b) but did not request a specific time for which the documents will be confidential.

Under section 2505(b), the CEC shall designate the requested information confidential when the applicant seeks confidentiality as a federal, state, regional, or local agency or state-created private entity, which possesses information pertinent to the responsibilities of the CEC, that has been designated by

applicant as confidential under the Public Records Act, or the Freedom of Information Act.

Here, the applicant is a state agency, has itself designated that the data is confidential under the Public Records Act, and the information submitted is pertinent to the responsibilities of the CEC.

Therefore, the CEC designates the above-described information as confidential for three years. Data may be disclosed if aggregated with data from other load serving entities.

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 records is issued by the CEC's chief counsel. Under California Code of Regulations, title 20, section 2507, the executive director may disclose, or release records previously designated as confidential in certain circumstances, and the CEC may hold a hearing to determine the confidentiality of its records on its own motion or on a motion by CEC staff. The procedures and criteria for disclosing or releasing, filing, reviewing, and acting upon such petitions or motions are set forth in California Code of Regulations, title 20, sections 2506-2508.

If you have any questions, please email Tanner Kelsey, staff counsel at tanner.kelsey@energy.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Drew Bohan', with a long horizontal stroke extending to the right.

Drew Bohan
Executive Director