

DOCKETED

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Project Title:	Electricity Forecast
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Document Title:	CEC Response Letter to Sonoma Clean Power Authority Application for Confidentiality 11-14-22
Description:	N/A
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Organization:	California Energy Commission
Submitter Role:	Commission Staff
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December 13, 2022

Via Email

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

Dear Brian Goldman:

The California Energy Commission (CEC) has received Sonoma Clean Power Authority's (applicant) Application for Confidentiality docketed November 14, 2022 (TN 247467), covering the following data:

Answers to CEC staff's question #5, on pages 4-5, related to the Integrated Energy Policy Report – Electric Transmission-Related Data Collection.

Under California Code of Regulations, title 20, 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, applicant Sonoma Clean Power Authority is a local agency that has itself designated the data confidential under the Public Records Act. Specifically, the applicant notes the information could be used by others to gain economic value from its disclosure and impact Sonoma Clean Power's negotiating positions. Counterparties could use this information to derive Sonoma Clean Power's exposure to other entities and their financial status, which would result in a market disadvantage, and negatively affect rates for Sonoma Clean Power's customers.

The applicant notes the data should be held confidential for three years and can be released if aggregated at a statewide level.

Executive Director Determination

Based on California Code of Regulations, title 20, section 2505(b), the above-described information shall be designated confidential for the requested term of three years from the docketed date. Data may be disclosed if aggregated with data on a statewide level,

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 Ashneil Randhawa, graduate legal assistant at ashneil.randhawa@energy.ca.gov.

Sincerely,



Drew Bohan
Executive Director