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Fountain
WIND PROJECT

June 20, 2023

Drew Bohan
Executive Director
California Energy Commission
715 P Street
Sacramento, CA 95814

RE: Fountain Wind Project (Docket No. 23-OPT-01), Application for Confidential Designation

Dear Mr. Bohan,

Pursuant to Title 20, section 2505(a), of the California Code of Regulations, Fountain Wind, LLC (the "Applicant") hereby submits this *Application for Confidential Designation* for California ISO ("CAISO) Cluster Studies, CAISO reassessment documentation, executed Large Generator Interconnection Agreement, Subsequent Material Modification Assessments #1 and #2, all of which are submitted in support of the Application for Certification for the Fountain Wind Project and in response to Deficiency Request TSD-05.

Please contact us at 281-520-6995 or hwoltag@connectgenllc.com if you have any questions or require additional information regarding this application.

* * *

1. *Specifically indicate those parts of the record which should be kept confidential.*
    a. *Title, date, and description (including number of pages) of the information or data for which you request confidential designation.*

The Applicant seeks confidential designation for the following documents:

Attachment/Title	Date	Description	No. of Pages
A. CAISO Cluster Studies	November 22, 2016	Includes study reports, resource adequacy deliverability studies and options, impacts on affected (neighboring) systems, and interconnection feasibility.	26
B. Subsequent Material Modification Assessment: Modification Request #1	February 22, 2018	Extensions to the Project's proposed operational date.	3
C. Subsequent Material Modification Assessment: Modification Request #2	December 27, 2018		3
D. Large Generator Interconnection Agreement	November 29, 2017	Contractual agreement between Interconnection Customer and CAISO which includes scope of service, specifications, technical requirements, interconnection process, cost allocation, and operation procedures.	116
E. North Area Reassessment Report	July 31, 2019	Reassessment documentation includes updated technical studies, data, reports, interconnection studies, cost and schedule updates, and revised agreements.	11

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b. *Parts of the information or data for which you request confidential designation.*

The trade secret information (attachments A, B, C, D, E) should be kept confidential in its entirety.

2. *State the length of time the record should be kept confidential, and provide justification for the length of time.*

The trade secret information (attachments A, B, C, D, E) should be kept confidential for the operating life of the facility.

3. *Cite and discuss:*
   a. *the provisions of the Public Records Act or other law that allow the Commission to keep the information or data confidential, and explain why the provision applies to the material.*
   b. *the public interest in nondisclosure of the material submitted for 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.*

Trade secret information (attachments A, B, C, D, E): The Public Records Act specifically exempts "corporate financial records, corporate proprietary information including trade secrets, and information relating to siting within the state furnished to a government agency by a private company for the purpose of permitting the agency to work with the company in retaining, locating, or expanding a facility within California." (Gov't Code § 7927.605(a).) Attachments A, B, C, D, and E contain trade secrets related to the Applicant's technologies, as well as commercially valuable information related to the Applicant's interconnection (including costs and operating procedures). The attachments include commercially sensitive transmission planning and cost information that falls within the definitions of "trade secret" and has independent economic value from not being generally known to the public or to the Applicant's competitors. Disclosure of attachments A, B, C, D, and E may cause a loss of competitive advantage to the Applicant, as competitors could ascertain transmission planning and cost information that may affect bids in competitive solicitations. Attachments A, B, C, D, and E are also non-public documents that include commercially sensitive, transmission planning and cost information related to the siting of a wind energy facility, exempt from disclosure under section 7927.605(a). The Applicant understands that CAISO maintains as confidential all commercially sensitive information relating to a submitter's technology, research and development, business affairs, and pricing contained in interconnection study documents for the term of the interconnection agreement. The CEC previously maintained as confidential the Applicant's CAISO System Impact Study, see TN 248746, and should similarly maintain this additional CAISO information as confidential.

4. *State whether the information may be disclosed if it is aggregated with other information or masked to conceal certain portions, and if so the degree of aggregation or masking required.*

The Applicant considered whether it would be possible to aggregate or mask portions of the trade secret information (attachments A, B, C, D, and E), and it may be possible to aggregate or redact certain portions. However, the Applicant requests that the CEC consult with both the CAISO and the Applicant to make this determination to ensure that important trade secret information is not disclosed.

5. *State whether and how the information is kept confidential by the applicant and whether it has ever been disclosed to a person other than an employee of the applicant, and if so under what circumstances.*

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The trade secret information is accessible only to employees or consultants providing essential services to the Project, and to certain entities such as the CAISO and CEC that have responsibilities relating to transmission planning or the Project.

I certify under penalty of perjury that the information contained in this Application for Confidential Designation is true, correct, and complete to the best of my knowledge and belief. I am authorized to make this Application and Certification on behalf of the Applicant.

Dated: June 20, 2023

DocuSigned by:
By: Sara Parsons
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On behalf of Fountain Wind, LLC

Its: Authorized Representative