

<b>DOCKETED</b>	
<b>Docket Number:</b>	23-PSDP-01
<b>Project Title:</b>	Power Source Disclosure Program - 2022
<b>TN #:</b>	251009
<b>Document Title:</b>	Bear Valley Electric Service 2022 Power Source Disclosure Annual Report Repeated Application for Confidential Designation
<b>Description:</b>	N/A
<b>Filer:</b>	Eric Janssen
<b>Organization:</b>	Ellison Schneider Harris & Donlan LLP
<b>Submitter Role:</b>	Applicant Representative
<b>Submission Date:</b>	7/11/2023 2:52:28 PM
<b>Docketed Date:</b>	7/11/2023



**Brian S. Biering**  
[bsb@eslawfirm.com](mailto:bsb@eslawfirm.com)

June 1, 2023

Mr. Drew Bohan  
Executive Director  
California Energy Commission  
1516 Ninth Street, MS-39  
Sacramento, CA 95814-5504

**RE: Repeated Application for Confidential Designation  
Bear Valley Electric Service, Inc. 2022 Power Source Disclosure Annual  
Report, Docket No. 23-PSDP-01.**

Dear Mr. Bohan:

Bear Valley Electric Service, Inc., (“BVES”) respectfully requests protection of certain information provided to the Commission in its accompanying 2022 Power Source Disclosure (“PSD”) Annual Report.

Information submitted to the Energy Commission can be deemed confidential without the need for a new application under California Code of Regulations, Title 20, Sections 2505(a)(1)(G) and 2505(a)(4) if BVES files a certification under penalty of perjury that the new information is substantially similar to the information previously granted confidentiality. By letter dated July 5, 2022, you approved BVES’ request for confidential designation for information submitted in BVES’ 2021 PSD Annual Report in docket 22-PSDP-01. (See Attachment A to this letter.) In your letter, you encouraged BVES to take advantage of the repeated application process in the future where appropriate.

BVES’ 2022 PSD Annual Report contains information that is substantially similar to its previously submitted 2021 PSD Annual Report and all facts and circumstances relevant to the confidentiality of the information remain unchanged. Accordingly, BVES requests that the following information remain confidential through December 31, 2025:

Form	Information to be held confidential
PSDP Schedule 1	<ul style="list-style-type: none"><li>• Retail Sales in cell N7</li><li>• Net Specified Procurement in cell N8;</li><li>• Unspecified Power in cell N9;</li><li>• Net Specified Natural Gas in cell N11</li><li>• Gross MWh Procured in cell H37;</li><li>• Net MWh Procured in cell J37;</li><li>• Adjusted Net MWh Procured in cell K37;</li><li>• End Uses Other Than Retail Sales in cells B53:B54.</li></ul>
PSDP Schedule 3	<ul style="list-style-type: none"><li>• Adjusted Net Procured (MWh) in cells B21, B24, B25;</li><li>• Total Retail Sales in cell C27.</li></ul>

*I certify under penalty of perjury that the information contained in this repeated application for confidential designation is true, correct, and complete to the best of my knowledge. I also certify that I am authorized to make this repeated application and certification on behalf of Bear Valley Electric Service, Inc.*

Please feel free to contact me at (916) 447-2166 should you or Staff have any questions or require additional information regarding this Repeated Application. Thank you for your consideration of our request.

Sincerely,



Brian S. Biering  
Ellison Schneider Harris & Donlan LLP  
Attorneys for Bear Valley Electric Service, Inc.

Submitted via Confidential e-filing.

## **ATTACHMENT A**

California Energy Commission July 5, 2022 Letter Granting  
Bear Valley Electric Service, Inc.'s Application For Confidentiality for the  
2021 Annual Report Under the Power Source Disclosure Program  
(Docket No. 22-PSDP-01)

**DOCKETED**

<b>Docket Number:</b>	22-PSDP-01
<b>Project Title:</b>	Power Source Disclosure Program - 2021 Reporting
<b>TN #:</b>	243855
<b>Document Title:</b>	CEC Response Bear Valley Electric Service Confidential Application June 1, 2022
<b>Description:</b>	N/A
<b>Filer:</b>	Pam Fredieu
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	7/6/2022 2:13:17 PM
<b>Docketed Date:</b>	7/6/2022



July 5, 2022

**Via Email**

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

Repeated Application for Confidential Designation  
Power Source Disclosure Annual Report (22-PSDP-01)

Dear Andrew Brown:

The California Energy Commission (CEC) has received Bear Valley Electric Service, Inc. (applicant) repeated application for confidential designation, dated June 1, 2022. The application covers data contained in the 2021 Power Source Disclosure Annual Report.

The repeated application notes that the power source disclosure data contains information substantially similar to data previously designated as confidential by the executive director in a letter dated September 1, 2021, and that 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.

Andrew Brown  
July 5, 2022  
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The applicant has met the requirements of the repeated application.

#### Executive Director's Determination

For the reasons stated, the repeated application for confidential designation is approved and confidentiality is granted under the same terms as those in the executive director's letter dated September 1, 2021.

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 at [Jared.babula@energy.ca.gov](mailto:Jared.babula@energy.ca.gov).

Sincerely,



Drew Bohan  
Executive Director