

<b>DOCKETED</b>	
<b>Docket Number:</b>	23-AFC-03
<b>Project Title:</b>	Black Rock Geothermal Project (BRGP)
<b>TN #:</b>	252653
<b>Document Title:</b>	CEC Response for the Black Rock Geothermal Project filed October 2 and 3, 2023
<b>Description:</b>	Black Rock Geothermal Project
<b>Filer:</b>	Liza Lopez
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	10/19/2023 11:38:08 AM
<b>Docketed Date:</b>	10/19/2023



October 19, 2023

Samantha G. Neumyer

Ellison Schneider Harris & Donlan LLP  
2600 Capitol Ave, Suite 400  
Sacramento, California 95816  
**Via Email** [sgn@eslawfirm.com](mailto:sgn@eslawfirm.com)

**Application for Confidential Designation:  
Black Rock Geothermal Project  
Docket No. 23-AFC-03**

Dear Samantha G. Neumyer:

The California Energy Commission (CEC) has received Black Rock Geothermal Project's (applicant) Application for Confidentiality, dated October 2, 2023, (TN 252472) and October 3, 2023 (TN 252497), covering the following data:

For October 2, 2023:

- Archeological Determination of Eligibility – Imperial County
- BRGP - Imperial

For October 3, 2023:

- DRR 83 – IID BHE Cluster System Impact Study
- DRR 83 – Appendix D 2026 Heavy Summer Transient Stability Results
- DRR 83 – Appendix E 2026-2027 Light Winter Sensitivity Transient Stability Results
- DRR 83 Appendix F Post Transient (Reactive Margin)
- DRR 83 – Appendix G Short Circuit Results
- DRR 85 IID Switching Station One-line Diagram

The applicant seeks confidentiality for the data pursuant to California Code of Regulations, title 20, section 2505(a)(4) as a repeated application.

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 2505(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.”

The applicant has attested under penalty of perjury that the information contained in the application is substantially similar to information previously deemed confidential by the CEC under section 2505(a)(3)(A) and that all the facts and circumstances relevant to confidentiality remain unchanged. The previous application was granted on May 5, 2023, in response letter TN 250014, docket no. 23-AFC-03.

Therefore, the CEC designates the data as confidential indefinitely. This confidentiality period is consistent with the period previously granted.

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 records is issued by the CEC’s chief counsel. Under the California Code of Regulations, title 20, section 2507, the executive director may disclose, 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 in the California Code of Regulations, title 20, sections 2506 to 2507.

If you have questions, please email [confidentialityapplication@energy.ca.gov](mailto:confidentialityapplication@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