

**DOCKETED**

<b>Docket Number:</b>	79-AFC-03C
<b>Project Title:</b>	Compliance - Application for Certification of PG&E Geysers Unit 18
<b>TN #:</b>	255898
<b>Document Title:</b>	CEC's Response Letter to Geysers Power Company re Application for Confidential Designation, dated 3-29-2024
<b>Description:</b>	N/A
<b>Filer:</b>	Ngoc Tran
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	4/24/2024 8:46:17 AM
<b>Docketed Date:</b>	4/24/2024



April 23, 2024

**Via Email**

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

Repeated Applications for Confidential Designation

Geysers Unit 3, Sonoma (80-AFC-1C)  
Geysers Unit 16, Quicksilver (79-AFC-5C)  
Geysers Unit 17, Lakeview (79-AFC-1C)  
Geysers Unit 18, Socrates (79-AFC-3C)  
Geysers Unit 19, Calistoga (81-AFC-1C)  
Geysers Unit 20, Grant (82-AFC-1C)

Dear Chase Maxwell:

The California Energy Commission (CEC) received Geysers Power Company, LLC's (applicant) repeated applications for confidential designation, dated March 29, 2024 (TNs 255356, 255366, 255367, 255368, 255369, and 255370). The applications cover 2023 fire protection inspection, testing, and maintenance (ITM) reports submitted for the above-listed projects in compliance with Condition of Certification Fire Protection-3.

The applicant states that these records were previously determined by the CEC's executive director to be confidential for two years from the report date (TN 241373). The applicant further states under penalty of perjury that the data is "the same or substantially similar to that previously designated as confidential by the CEC." Staff has reviewed the previous applications and confirmed that the information contained in the ITM reports are substantially similar to the previously submitted information.

California Code of Regulations title 20, section 2505(a)(4) provides:

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.

The applicant has met the requirements for confidential designation of the above information as a repeated application.

### **Executive Director's Determination**

For the reasons stated above, the repeated applications for confidential designation are approved and confidentiality is granted for two years from the date of the reports, under the same terms as those in the February 2, 2022, letter (TN 241373).

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 confidential records is issued by the CEC's chief counsel. Under 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 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 California Code of Regulations, title 20, section 2505(a)(4).

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

Sincerely,



Drew Bohan  
Executive Director