

DOCKETED

Docket Number:	21-AFC-02
Project Title:	Willow Rock Energy Storage Center
TN #:	256875
Document Title:	CEC Response Letter regarding Application for Confidential Designation, dated May 31, 2024
Description:	***This letter supersedes TN256864. It corrects the email address of the applicant***
Filer:	Ngoc Tran
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	6/14/2024 3:37:16 PM
Docketed Date:	6/14/2024



June 14, 2024

Via Email

Jessica L. Melms
Ellison Schneider Harris & Donlan LLP
2600 Capitol Avenue, Suite 400
Sacramento, California 95816
jmelms@eslawfirm.com

Repeated Applications for Confidential Designation: Willow Rock Energy Storage Center Docket No: 21-AFC-02

Dear Jessica L. Melms:

The California Energy Commission (CEC) received the Willow Rock Energy Storage Center¹ (applicant) repeated applications for confidential designation, dated May 31, 2024 (TNs 256630, 256640) covering the following documents:

- Heat and Mass Balance Diagram
- Property Owner's List

The applicant states that the above documents were previously determined by the CEC's executive director to be confidential for the life of the interconnection agreement (TNs 256366, 256447). The applicant further certifies under penalty of perjury that the documents submitted contain information that is substantially similar to information previously designated as confidential and all facts and circumstances relevant to the confidentiality of the information remain unchanged.

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.

¹ Formerly GEM A-CAES, LLC

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 documents above are designated as confidential. The Heat and Mass Balance diagram is designated as confidential for the life of the facility, consistent with the confidentiality period designated in the May 13, 2024 letter (TN 256366). The individual names associated with the addresses in the Property Owner's List are designated as confidential indefinitely, and all other information in the document will remain public, consistent with the original confidentiality designation in the May 17, 2024 letter (TN 256447).

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.

Sincerely,



Drew Bohan
Executive Director