

**DOCKETED**

<b>Docket Number:</b>	24-PSDP-01
<b>Project Title:</b>	Power Source Disclosure Program - 2023
<b>TN #:</b>	257758
<b>Document Title:</b>	SENA Application for Confidentiality (PSDP)
<b>Description:</b>	Application for Confidentiality of Shell Energy North America (US), L.P., d/b/a Shell Energy Solutions re 24-PSDP-01
<b>Filer:</b>	Jennifer Fry
<b>Organization:</b>	Stoel Rives LLP
<b>Submitter Role:</b>	Applicant Representative
<b>Submission Date:</b>	7/16/2024 10:36:50 AM
<b>Docketed Date:</b>	7/16/2024



July 16, 2024

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

**Re: Power Source Disclosure Program – 2023 (24-PSDP-01): Application for Confidentiality**

Dear Mr. Bohan:

Shell Energy North America (US), L.P., d/b/a Shell Energy Solutions (“SENA”), submits this Application for Confidentiality with respect to SENA’s 2023 Power Source Disclosure Annual Report for the Year Ending December 31, 2023. SENA provides the following information as requested in CEC-13 (Revised 04/2023).

**1. Contact Information: (20 CCR 1208.1.)**

**Applicant Name:** Shell Energy North America (US), L.P. d/b/a Shell Energy Solutions

**Phone Number:** (858) 526-2106

**E-mail:** Christa.Lim@shell.com

**Proceeding Name:** Power Source Disclosure Program - 2023

**Docket Number:** 24-PSDP-01

**2. Title, date, and description (including number of pages) of the information or data for which you request confidential designation. (20 CCR 1208.1.)**

2023 Power Source Disclosure Annual Report of Shell Energy North America (US), L.P. D/B/A Shell Energy Solutions (Version April 2024). Procurement, retired and retail sales data to be maintained confidentially as detailed in response to Item 3 below.

**3. Specify the part(s) of the information or data for which you request confidential designation. (If the data is in charts or spreadsheets, highlighting is sufficient.) (20 CCR 2505(a)(1)(B.))**

PSD Schedule 1: Lines 7-14 (Column N), Lines 18-334, 337-411, 414, 417-420 (Columns H-N) (MWh procured, GHG emissions data). PSD Schedule 2: Lines 9, 12-25 Column E (Total Retired Unbundled RECs). PSD Schedule 3: Lines 13-25, Column B (Adjusted Net Procured MWh); Line 27, Column C (Total Retail Sales). ACS Procurement Calculator:

Lines 8 and 23, Column A (Net MWh Procured), Lines 8-18, 23-33, Column E (Resource-Specific Procurement from ACS).

- 4. State and justify the length of time the CEC should keep the information or data confidential. The term requested must be relevant to the stated basis for confidentiality. (20 CCR 2505(a)(1)(C.))**

Shell Energy requests a confidentiality period through the year of filing, December 31, 2024, consistent with prior confidentiality designations by the CEC and with CPUC Decisions 06-06-066, as modified by D.08-04-023 and D.21-11-029.

- 5. State the provision(s) of the California Public Records Act or other law that allows the CEC to keep the information or data confidential and explain why the provision(s) apply to that material. (See Gov. Code, §§ 7920.000-7930.215.) (20 CCR (a)(1)(D.))**

The subject data is commercially sensitive information that is subject to protection from public disclosure pursuant to Govt. Code Section 7920.505 (former Section 6254 provisions), and the CEC's regulations provide for such information to be kept confidential upon request pursuant to 20 CCR section 2505(a)(1)(D).

- 6. If the applicant believes that the information or data should not be disclosed because it contains trade secrets or its disclosure would otherwise cause a loss of a competitive advantage, the application also shall state: (20 CCR (a)(1)(D.)) (a) the specific nature of that advantage, (b) how the advantage would be lost, (c) the value of the information to the applicant, and (d) the ease or difficulty with which the information could be legitimately acquired or duplicated by others.**

Public disclosure of this information could competitively harm Shell Energy because the disclosure of its historical retail sales data could be used, together with procurement data applicant is required to disclose to the CPUC, to directly or indirectly derive Shell Energy's net short position, thereby placing Shell Energy at a competitive disadvantage in the wholesale and retail electricity markets and harming customers, with no offsetting public interest benefit from disclosure of this information. Such disclosure, whether direct or indirect, could increase Shell Energy's power procurement costs and the costs paid by its customers.

- 7. State whether the information or data can be disclosed if it is aggregated with other information or masked to conceal certain portions. State the degree of aggregation or masking required. If the data cannot be disclosed even if aggregated or masked, explain why. (20 CCR 2505(a)(1)(E.))**

If the subject data is aggregated with the same type of data reported to the CEC by other ESPs, it could be publicly disclosed without risk of material harm to applicant or its customers.

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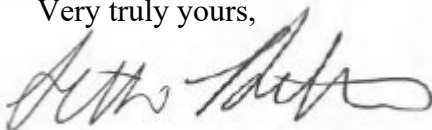
- 8. State how the information or data is kept confidential by the applicant and whether it has ever been disclosed to a person other than an employee of the applicant. If it has, explain the circumstances under which disclosure occurred. (20 CCR 2505(a)(1)(F.))**

Shell Energy restricts access to the subject information to Shell Energy employees and agents who agree to maintain the information on a confidential basis. Shell Energy has not revealed the confidential information to any individuals other than Shell Energy employees, attorneys for Shell Energy, and applicable regulatory agencies (e.g., the CPUC) that have required disclosure, subject to confidentiality protections.

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 that I am authorized to make the application and certification on behalf of the applicant Shell Energy North America (US), L.P.

Dated: July 16, 2024

Very truly yours,

A handwritten signature in black ink, appearing to read "Seth D. Hilton", is written over a light gray rectangular background.

Seth D. Hilton