

DOCKETED

Docket Number:	24-IEPR-03
Project Title:	Electricity Demand Forecast
TN #:	261576
Document Title:	Data Center PG&E Response_ Application for Confidentiality
Description:	October 2024 - Data Center PGE Request for Confidentiality.
Filer:	Josh Harmon
Organization:	PG&E
Submitter Role:	Public
Submission Date:	2/7/2025 9:19:57 AM
Docketed Date:	2/7/2025

APPLICATION FOR CONFIDENTIAL DESIGNATION
(20 CCR SECTION 2505)

2024 INTEGRATED ENERGY POLICY REPORT
Docket Number 24-IEPR-03
Electricity Demand Forecast

Applicant: Pacific Gas and Electric Company (PG&E)

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1. (a) Title, data, and description of the record.

This information is being submitted in response to a request from the California Energy Commission (CEC) via email on September 16, 2024.

On September 12, PG&E provided the CEC with an interconnection capacity ramp schedule that was aggregated across a set of data center applications for PG&E service. On September 16, The CEC requested the following, disaggregated information for each of the data center facilities represented in the September 12 data: 1) interconnection capacity ramp schedule, 2) facility city, 3) facility project status or stage, 4) facility square footage, 5) facility type (new or expansion of existing facility), and 6) name of expansion project, if applicable.

In response to this request, PG&E is providing, disaggregated for each facility 1) interconnection capacity ramp schedule and 2) the identification for the facilities' respective busbars, if currently available.

(b) Specify the part(s) of the record for which you request confidential designation.

PG&E is requesting confidential designation for all parts of the record, both the 1) interconnection capacity ramp schedule and 2) the identification for the facilities' respective busbars.

2. State and justify the length of time the Commission should keep the record confidential.

PG&E requests confidentiality for the entirety of in connection with confidential information shared concerning interconnection capacity ramp schedules and the identification for the facilities' respective busbars for the data centers for which the CEC has requested such information for from PG&E.

PG&E requests confidentiality for this information based on the following grounds:

- California Code of Regulations, Title 20, Section 2505(a)(5) provides that information submitted by a private third party shall be designated confidential without an application for confidentiality if the requirements of subsections 2505(a)(5)(A) and (B) of are met. The confidential information being submitted by PG&E meets the requirements of these subsections. The confidential information submitted is properly labeled as confidential satisfying the requirement of Section 2505(a)(5)(A), and the confidential information has not been previously released and falls within the category of subsection 2505(a)(5)(B)(1)(a) as commercial customer sector information that includes customer identifiers, energy consumption, and other information that could allow a third party to uniquely identify the specific commercial customer. The data centers interconnection capacity ramp schedules and the identification for the facilities' respective busbars are private unique information that can be used as individual customer identifiers of energy consumption and demand rate by a third party.
- PG&E is under a confidentiality obligation under a non-disclosure agreement with the data centers that prohibits PG&E from publicly disclosing such private information for these customers. Although PG&E is supportive of working with the CEC and cooperating to be

responsive to CEC's data request, however, the disclosure of the confidential information requested by the CEC would cause PG&E to violate its legal obligations to its customers in the absence of approval of PG&E's confidentiality request in this application. Disclosure of the confidential information without a confidentiality approval by the CEC would cause PG&E to violate its legal obligations to its customers, erode trust in PG&E's ability to maintain the confidentiality of information shared by customers, and cause to prevent future information sharing with the utility by its customers.

- California Government Code Section 6254.16 states that, subject to certain exceptions, the Public Records Act does not "require the disclosure of the name, *utility usage data*, home address, or telephone number of utility customers of local agencies." (emphasis added). This section of the government code protects utility customers energy usage data such as the energy usage information that can be gleaned from interconnection capacity ramp schedule and the identification for the facilities' respective busbar. In the event such private confidential information of customers is obtained by third parties, third parties can use such information to calculate and determine individual data center customer utility usage data. This information cannot be aggregated since the CEC's request specifically has directed PG&E to provide the information in individualized form.
- The confidential information is PG&E proprietary information and a trade secret. The information has independent value to PG&E and has been disclosed in secret by data center customers under a non-disclosure agreement to PG&E. PG&E derives significant value in the free exchange of information, including confidential information shared pursuant to a non-disclosure agreement, with its customers to be able to respond to their needs and demands and provide utility services to its customers at the lowest cost in the most reasonably effective way. Disclosure of such confidential proprietary information and trade secret would disadvantage PG&E and its customers as it would erode trust between the parties, prevent future disclosure of information and likely create unnecessary costs that would result in higher rates and less efficient service for PG&E customers. The confidential data centers interconnection capacity ramp schedules and the identification for the facilities' respective busbars cannot be acquired or duplicated by any third party since it is unique individualized private customer information shared with PG&E under a non-disclosure agreement.

PG&E requests that the confidential designation of this information herein be maintained indefinitely. The information underlying this record was provided by customers to PG&E under a non-disclosure agreement that such information would remain confidential and does not indicate any expiration to the terms of nondisclosure; consequently, PG&E requests indefinite confidentiality for this information.

3. Identify the specific categories for which confidentiality is being sought.

PG&E is requested confidential designation for all parts of the record, both the 1) interconnection capacity ramp schedule and 2) the identification for the facilities' respective busbar.

4. Attestation

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. I also certify that I am authorized to make the application and certification on behalf of Pacific Gas and Electric Company.

January 31 2025

Signed: Original signed by /s/Daniel S. Hashimi

Name: Daniel S. Hashimi

Title: Senior Counsel
Pacific Gas and Electric Company