

DOCKETED

Docket Number:	14-NGVI-01
Project Title:	PON-13-610 NaturalGas Vehicle Incentives Program
TN #:	210638
Document Title:	Application for Confidentiality
Description:	Payment Claim Information related to Autocar, LLC
Filer:	Sabrina Savala
Organization:	Horwood, Marcus & Berk
Submitter Role:	Applicant
Submission Date:	3/8/2016 8:41:39 AM
Docketed Date:	3/8/2016

APPLICATION FOR CONFIDENTIAL DESIGNATION**(Cal. Code. Regs., tit. 20, § 2505 et seq.)**

CEC-13 (Revised 05/15)



An application to keep a record confidential should be submitted directly to the Docket Unit in paper form or on electronic media, but not by email. Two (2) copies of the record for which confidentiality is sought must be submitted, on separate media if electronic, each marked with the title of the record and "confidential." (§ 1209.5, subd. (a)(4).) The application should be on a sheet separate from, but may be attached to, the record. The application will then be acted upon by the Executive Director in consultation with the Chief Counsel of the Energy Commission. (§ 2505, subd. (a).) (November 30, 2011, Standing Order.)

Applications and associated documents related to power plant licensing proceedings must be uploaded directly to Dockets through the e-filing system. Paper copies or CDs do not need to be submitted. Links to the e-filing system are provided on each siting project's Commission webpage.

TO: Energy Commission Docket Unit

Applicant: Autocar, LLC

Address: 551 S. Washington St., Hagerstown, Indiana 47346

Phone and E-mail: 312-606-3208 kkanabay@hmbllaw.com (Attorney Kate Kanabay)

Proceeding or Project Name: Natural Gas Vehicle Incentive Program (NGVIP)

Docket Number: N/A

- 1(a). Title, date, and description (including number of pages) of the information or data for which you request confidential designation. **Information or data seeking a designation of confidentiality must be included with this application.**

Any Form ARF-3 which indicates "Autocar" in Box 2c or any Autocar model in Box 2d (ACX, Xpeditor, etc.) (example attached), and "sale documentation" provided therewith.

- 1(b). Specify the part(s) of the information or data for which you request confidential designation.

For any Form ARF-3 as described above, all information contained in Section 2 of such Form ARF-3, and all "sale documentation" provided therewith.

2. State and justify the length of time the Energy Commission should keep the information or data confidential.

In perpetuity. The sensitivity of pricing between customers does not diminish over time.

- 3(a). State the provision(s) of the Public Records Act (Gov. Code, § 6250 et seq.) or other law that allows the Energy Commission to keep the information or data confidential, and explain why the provision(s) apply to that material. (See next page.)

Agencies may withhold confidential trade secret information pursuant to Evidence Code section 1060 which is incorporated into the CPRA through Section 6254(k). The information contains confidential trade secret information including pricing, the disclosure of which could provide a competitive advantage to other manufacturers in the industry, both inside and outside of California.

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CEC-13 (Revised 04/14)



CALIFORNIA ENERGY COMMISSION

- 3(b). Discuss the public interest in nondisclosure of the material submitted for a confidential designation. If the material contains trade secrets or its disclosure would otherwise cause loss of a competitive advantage, please state how it would be lost, the value of the information to the applicant and the ease or difficulty with which the information could be legitimately acquired or duplicated by others.

The information contains trade secrets which if disclosed would cause a loss of a competitive advantage (or a gain by others). Pricing is highly competitive and confidential in this industry. This information cannot be legitimately acquired or duplicated by others.

4. State whether the information or data can be disclosed if it is aggregated with other information or masked to conceal certain portions (including but not limited to the identity of the applicant). State the degree of aggregation or masking required. If the data cannot be disclosed even if aggregated or masked, explain why.

No. If certain of the information is disclosed, manufacturers in the industry will likely be able to match up the confidential information with a manufacturer; for example, the identify of the manufacturer is evident in the VIN, make, model and possibly GVWR.

5. State how the material is kept confidential by the applicant and whether it has even been disclosed to a person other than an employee of the applicant. If it has, explain the circumstances under which disclosure occurred.

The information is disclosed only to the particular customer and the relevant dealer.

I certify under penalty of perjury under the laws of the State of California 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.

Dated: 12/30/2015

Signed: Kate Kanabay

Name (print or type): Kate Kanabay

Title: (print or type) Attorney

Representing: Autocar, LLC

Include additional signature blocks if there are multiple partners in the project with shared responsibilities for making the request.

ARF-3

NATURAL GAS VEHICLE INCENTIVE PAYMENT CLAIM FORM

1. Applicant and Reservation (Please Type)

1a. Name	1b. Reservation Number	1c. Incentive No.	1d. Incentive Amount
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

2. Payment Claim Information (Please Type)

2a. VIN	2b. Model Yr	2c. Make Autocar	2d. Model Xpeditor or ACX	2e. GVWR
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
2f. ARB Exec. Order	2g. ARB Engine Family	2h. Final price paid for vehicle	2i. Gvmt. incentives in final price	
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	

3. Declaration

The undersigned Applicant declares under penalty of perjury that the information in this form and the supporting documentation submitted herewith is true and correct to the best of his or her knowledge and certifies that:

- Applicant will request no more than 30 incentives through this solicitation.
- Applicant has accepted delivery of the vehicle, has registered the vehicle in California, and will operate the vehicle on the designated fuel in California (at least 90 percent of the time) for a period of 3 years; and
- Applicant will comply with all requirements of other funding sources that are used as a match to the Energy Commission's incentive. If other funding sources are used as a match to the Energy Commission's incentive, the combined incentives did not exceed the differential price of the eligible vehicle as compared to its gasoline or diesel counterpart (with similar trim levels), based on the Manufacturer's Suggested Retail Price (MSRP), and all requirements of the other funding sources were met.

The undersigned further acknowledges that he or she is aware of and agrees to comply with the requirements and terms and conditions of receiving funding under the Natural Gas Vehicle Incentive Project as outlined in the Application Manual.

4. Applicant Certification (Please Type)

4a. Name	4b. Title		
<input type="text"/>	<input type="text"/>		
4c. Signature	4d. Date		
<input type="text"/>	<input type="text"/>		
4e. Street or P.O. Box	4f. City	4g. State	4h. Zip
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

4i. If Applicant is not located in California, please explain how the vehicle will be registered and used in California

<input type="text"/>
