

DOCKETED

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Project Title:	Electricity Resource/ Supply Plans
TN #:	217240
Document Title:	IEPR Application for Designation of Confidential Records, Demand Forecast Letter and Officer Verification
Description:	Application for Designation of Confidential Records, Demand Forecast Letter and Officer Verification
Filer:	Heather Karlstad
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**STATE OF CALIFORNIA
ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION**

In the Matter of:

The 2017 Integrated Energy Policy Report
(2017 IEPR)

Docket No. 17-IEPR-02

**APPLICATION OF SHELL ENERGY NORTH AMERICA (US) L.P.
FOR DESIGNATION OF CONFIDENTIAL RECORDS**

Pursuant to Section 25322 of the Public Resources Code (“PRC”) and Section 2505(a) of Title 20 of the California Code of Regulations (“CCR”), Shell Energy North America (US) L.P. (“Applicant”) hereby requests that the Commission designate as confidential certain information contained in the attached Electricity Resource Plan (“ERP”) being submitted by Applicant this date (April 21, 2017). The information in the ERP for which Applicant seeks confidential treatment is as follows:

A. Form S-1:

Applicant’s Form S-1 contains the following confidential information, including confidential information on a disaggregated basis for each electric utility’s distribution area:

1. Applicant’s actual historical peak load calculations (MW) for each year 2015-2016 (Columns C and D, Lines 1-11 and 27-33).
2. Applicant’s forecast peak demand (MW) for each year 2017-2019 (Columns E-G, Lines 1-11).
3. Applicant’s actual capacity supply resources (MW) for the historical period 2015-2016 (Columns B, C and D, Lines 12a-20); Columns C and D, Lines 12a-26).
4. Applicant’s forecast capacity supply resources (MW) for each year 2017-2019 (Columns B, E-G, Lines 12a-20; Columns E-G, Lines 12a-26).

B. Form S-2:

Applicant’s Form S-2 contains the following confidential information:

1. Applicant’s actual historical energy demand/consumption for its retail customer load for each year 2015-2016 (Columns C and D, Lines 1-11).
2. Applicant’s forecast energy demand/consumption for its retail customer load for each year 2017-2019 (Columns E-G, Lines 1-11).

3. Applicant's actual historical and forecast energy supply resources for its retail sales load for each year 2015-2016 (historical) and 2017-2019 (forecast) (Columns C-G, Lines 12a-17h; Columns B-G, Lines 18a-20).
4. Applicant's "Energy Balance Summary" for each year 2015-2016 (historical) and 2017-2019 (forecast) (Columns C-G, Lines 21-25).

C. Form S-5 (Bilateral Contracts Table):

Applicant's Form S-5 includes confidential information regarding the terms and conditions of Applicant's bilateral contracts. All of this information (Columns B-V, Lines 9-31) is confidential.

D. Request for Confidential Designation

Applicant requests that all of the historical information for 2015-2016 contained in Form S-1 and Form S-2 be designated as confidential for one (1) year, (through December 31, 2018), and that all forecast information for 2017-2019 contained in Form S-1 and Form S-2 be designated as confidential for three (3) years, through December 31, 2020. Confidential bilateral contract information in Form S-5 (Bilateral Contracts Table) should be designated as confidential for three (3) years, through December 31, 2020.

E. Grounds for Confidential Designation

Applicant requests that the Commission provide a confidential designation for the referenced information in Forms S-1, S-2 and S-5 because this information constitutes proprietary trade secret information under Government Code Section 6254.15. Public disclosure of this information could competitively harm Applicant because the information reflects Applicant's total historical and forecast retail load in the service territories of the California investor-owned electric utilities, as well as the supply quantities acquired by Applicant to serve this retail load. Public disclosure of this information would reveal Applicant's net short position, thereby placing Applicant at a competitive disadvantage in the wholesale and retail electricity markets. Public disclosure of the names of specific generation facilities as well as bilateral contract terms and conditions would reveal Applicant's negotiating strategy and harm Applicant in future contract negotiations.

The information has not been disclosed publicly and is treated as confidential by Applicant. The public interest in nondisclosure of this information outweighs the public interest in disclosure.

F. Aggregation of Data

The confidential information submitted by Applicant in the attached ERP forms (Forms S-1 and S-2) (except the names of individual generation facilities) may be released to the public if first aggregated with the data and information submitted by other load-serving entities ("LSEs"), as follows:

- Information about historical and forecasted demand in Forms S-1 and S-2 should be aggregated with the historical and forecasted demand information of all electric service providers (“ESPs”).
- Information about historical and forecasted power supplies in Forms S-1 and S-2 should be aggregated with the historical and forecasted estimated power supply information of all other ESPs.

Information in the “Bilateral Contracts Table” (Form S-5) is unique to the bilateral contracts entered into by Applicant and cannot be aggregated with information provided by other LSEs.

G. Length of Time for Which Information Should Be Maintained on a Confidential Basis

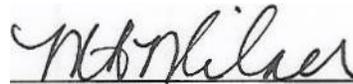
Applicant requests that the historical information for 2015-2016 in Form S-1 and Form S-2 that is designated as confidential be maintained on a confidential basis for a period no less than one (1) year, (through December 31, 2018), and that forecast information for 2017-2019 in Form S-1 and Form S-2 that is designated as confidential be maintained on a confidential basis for a period no less than three (3) years, through December 31, 2020. Confidential information in Form S-5 should be designated as confidential for three (3) years, through December 31, 2020.

H. Penalty of Perjury Certification

The information that is eligible for an automatic confidentiality designation has not been previously released publicly and the information falls within category B2 and B3(a) of Section 2505(a)(5) of the CCR. In accordance with Section 2505(a)(1)(G), Applicant attaches hereto a certificate under penalty of perjury executed by the person primarily responsible for preparing the application.

Dated: April 21, 2017

Respectfully submitted,



Marcie A. Milner
Vice President, Regulatory Affairs
Shell Energy North America (US), L.P.
4445 Eastgate Mall, Suite 100
San Diego, CA 92121
marcie.milner@shell.com
(858) 526-2106



Shell Energy North America
4445 Eastgate Mall, Suite 100
San Diego, CA 92121
www.shell.com/us/energy

April 21, 2017

Robert Oglesby, Executive Director
California Energy Commission
1516 Ninth Street MS-39
Sacramento, CA 95814-5504

Re: Docket #17-IEPR-02: Shell Energy Electricity Resource Plan

Mr. Oglesby:

In accordance with the requirements and instructions for the 2017 Integrated Energy Policy Report, please find enclosed the Shell Energy North America (US), L.P. (“Shell Energy”) electricity resource plan (“ERP”). Shell Energy seeks confidential treatment for specific historical and forecast data on Forms S-1 and S-2, and specific bilateral contract information in Form S-5. The information for which Shell Energy seeks confidential treatment is highlighted in yellow. This information is not already public and its disclosure could compromise Shell Energy’s competitive position in the electricity markets. An application for confidential treatment is attached.

In addition, certain categories of information are subject to an automatic designation of confidentiality under Title 20, Section 2505 of the California Code of Regulations.

In addition to its application for designation of confidential records, Shell Energy provides this narrative explanation of certain items in Forms S-1 and S-2.

First, in Forms S-1 and S-2, the CEC asks for the effects of demand response, quantification of distributed generation, and other adjustments that decrease retail load. As an ESP, Shell Energy accommodates customer-side generation, but Shell Energy does not quantify customer-side generation, demand response or other adjustments that decrease load. Shell Energy only delivers the energy necessary for consumption. All customer-side generation simply reduces the amount of energy Shell Energy sells to the customer.

Second, in Forms S-1 and S-2, the CEC seeks identification of “Existing” Contracts versus “New” and “Renewed” Contracts. Shell Energy considers all contracts to be “Existing” Contracts unless a contract has been executed for a future delivery date.

Third, as noted in all of its CEC compliance filings, Shell Energy does not model its retail load in order to develop forward forecasts. Because most ESP contracts are short term in nature,

Robert Oglesby, Executive Director
California Energy Commission
April 21, 2017
Page 2

Shell Energy's "forecasts" in Forms S-1 and S-2 are based on retail load currently under contract, where Shell Energy anticipates that those customers will remain customers through the end of the calendar year. Shell Energy's "forecasts" in Form S-2 are based on current contracts and their associated volumes that are captured in our Nucleus system. Shell Energy's data is submitted in accordance with Senate Bill 1389, Statutes of 2002 (Bowen), which requires a person to submit only information that is "reasonably relevant, and that the person can either be expected to acquire through his or her market activities, or possesses or controls." Pub. Res. Code Section 25320(b)(2).

Fourth, in Form S-1, the CEC seeks the "coincidence adjustment" to Shell Energy's load requirements. Shell Energy has not included the coincidence adjustment provided by the CEC for prior years in this submission due to its subjective nature. In fact, the CEC's coincidence peak adjustment methodology is being reviewed in CPUC Docket No. R.14-10-010. Additionally, Shell Energy does not have the necessary data to calculate an appropriate coincidence adjustment at this time. Shell Energy is hopeful that the CEC will make the methodology and all underlying calculations available for future filings.

The ERP filing consists of three Excel Spreadsheets, denominated S-1, S-2, and S-5. The enclosed ERP is 289 kilobytes in size. It is dated April 21, 2017.

An officer verification is enclosed per the instructions relative to requesting confidentiality. Shell Energy acknowledges that some information may be disclosed after aggregation.

Please do not hesitate to contact me if you have any questions or concerns regarding this ERP filing.

Regards,



Marcie A. Milner
Vice President, Regulatory Affairs
Shell Energy North America (US), L.P.
marcie.milner@shell.com
(858) 526-2106

Enclosures

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OFFICER VERIFICATION FORM

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 Shell Energy North America (US), L.P.

Ed Brown, Vice President, West Retail
Printed Name and Title

April 21, 2017
Date


Signature

Shell Energy North America (US), L.P.

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