

DOCKETED

Docket Number:	11-RPS-01
Project Title:	Renewables Portfolio Standard
TN #:	220824
Document Title:	LADWP 2016 Repeated Application for Confidential Designation
Description:	Confidential request for Electric power plant specific hourly generation; price & energy sales data; residential home addresses of solar photovoltaic owners, et al.; energy transmission pathway & generate data, et al.
Filer:	Ramon D. Gamez
Organization:	Los Angeles Department of Water and Power
Submitter Role:	Applicant
Submission Date:	8/17/2017 10:19:52 AM
Docketed Date:	8/17/2017

ERIC GARCETTI
Mayor

Commission
MEL LEVINE, *President*
WILLIAM W. FUNDERBURK JR., *Vice President*
JILL BANKS BARAD
MICHAEL F. FLEMING
CHRISTINA E. NOONAN
BARBARA E. MOSCHOS, *Secretary*

DAVID H. WRIGHT
General Manager

June 28, 2017

California Energy Commission
Dockets Unit
1516 Ninth Street, MS 4
Sacramento, CA 95814

To Energy Commission Docket Unit:

Subject: **Confidential Records Designated Confidential by the CEC** – Data Submitted by the Los Angeles Department of Water and Power for its 2016 Renewables Portfolio Standard Publically Owned Electric Utility Annual Report

The Los Angeles Department of Water and Power (LADWP) is submitting confidential records to be deemed confidential by the California Energy Commission (CEC, also referred to as Commission) related to all of LADWP's:

1. Electric power plant specific hourly generation;
2. Price and energy sales data;
3. Residential home addresses of solar photovoltaic owners and other identifying data, such as name, system information or energy consumption; and
4. Energy Transmission Pathway and generation data found on North American Electronic Reliability Corporation (NERC) e-Tags, all its energy sales data, including pricing information, and customer data.¹

All information submitted to the CEC is collectively referenced as "Confidential Records".

The Confidential Records are submitted specifically with LADWP's filing to its RPS report for 2016.² In a letter, dated July 31, 2015, from the CEC's Executive Director

¹ 20 California Code of Regulations §2505 (a)(5).

² 20 California Code of Regulations §3207(d).

June 28, 2017

Robert Oglesby granting LADWP's request for confidentiality covering Compliance Period One reports (2015 CEC Granting Letter), the CEC specifically referenced CEC's regulations Section 2505 (b) to designate the requested information as confidential, indefinitely. Section 2505 (b) provides as follows:

When another federal, state, regional, or local agency or state-created private entity, such as the California Independent System Operator, possesses information pertinent to the responsibilities of the Commission that has been designated by that agency as confidential under the Public Records Act, or the Freedom of Information Act, the Commission, the Executive Director, or the Chief Counsel may request, and the agency shall submit the information to the Commission without an application for confidential designation. The Commission shall designate this information confidential. [20 CCR §2505 (b)].

Furthermore, the 2015 CEC Granting Letter stated that, "In the future, information submitted to the Energy Commission can be deemed confidential without the need for a new application under [20 CCR Sections 2505(a)(1)(G) and 2505(a)(4)] if [LADWP files] a certification under penalty of perjury that the new information is substantially similar to the information previously granted confidentiality."³ This process was relied on in June of 2016 with LADWP's submittal for confidentiality on June 24, 2016. The Staff Attorney for the CEC, Michelle Chester, approved the request on August 1, 2016. Similarly, LADWP is hereby submitting this confidentiality request for Compliance Period Two reports including:

1. CEC_RPS-Hourly Report_2016
2. CEC-RPS-WREGIS Report_2016
3. CEC-RPS-eTag_2016
4. CEC-RPS-Gen Report_2016
5. CEC-RPS-CCP Report_2016
6. CEC-RPS-FDP Report_2016
7. New/Revised RPS Contracts for 2016
8. PM16-001 PGE PCC1 RECS ENGY NEUT PUR
9. PM16-002 PGE PCC2 RECS ENGY NEUT PUR
10. PM16-003 BURB SHAFT SWAP FEBMAR 2016
11. PM16-004 PWX PCC2 RECS ENGY NEUT PUR
12. PM16-005 BURB SPIN
13. PM16-006 IPC PCC2 RECS and ENGY PUR
14. PM16-007 PWX PCC2 RECS ENGY NEUT PUR
15. PM16-008 BURB SPIN
16. PM16-009 Powerex specified source sched c 50 OnPk
17. PM16-010 EDF PCC2 Q3
18. PM16-011 SKYLAR PCC3
19. PM16-012 BURB WIND INTEGRATION
20. PM16-013 BURB SPIN

³ See accompanying letter from the CEC, dated July 31, 2015.

- 21.PM16-014 BURB SHAFT SWAP APR 2016
- 22.PM16-015 TENASKA PCC3
- 23.PM16-016 PGE PCC2 Q3
- 24.PM16-017 PGE PCC1
- 25.PM16-018 NextEra B1 EN
- 26.PM16-019 PSCMPS B2 Q3HL
- 27.PM16-021 CALP
- 28.PM16-022 SRP ST ENERGY EX
- 29.PM16-023 SRP ST ENERGY EX
- 30.PM16-024 AVANGRID PCC1
- 31.PM16-025 Toyon Executed
- 32.PM16-026 EDF
- 33.PM16-027 AVANGRID
- 34.PM16-028 AVANGRID
- 35.PM16-029 PGE PCC1
- 36.PM16-030 SRP
- 37.PM16-032 TPS PCC3
- 38.PM16-033 PGE PCC1
- 39.PM16-034 PAC First Amendment
- 40.PM16-034 PAC
- 41.PM16-035 SRP
- 42.PM16-036 BUYSSELL SRP
- 43.PM16-037 GLENDALE
- 44.PM16-038 CALP LOSS
- 45.PM16-039 NOBLE
- 46.Feed-In-Tariff (FITD1011) Van Nuys Air – Hannah Solar
- 47.Feed-In-Tariff (FITD1012) LAX Logistic Industrial Center
- 48.Feed-In-Tariff (FITD1019) Oxen Solar I
- 49.Feed-In-Tariff (FITS1001) Bathke Broadway Properties
- 50.Feed-In-Tariff (FITS1002) Chatsmouth Solar Project 1
- 51.Feed-In-Tariff (FITS1003) Layline Distribution Center
- 52.Feed-In-Tariff (FITS1006) Capelin Distribution Center
- 53.Feed-In-Tariff (FITS1007) 21717 Nordhoff
- 54.Feed-In-Tariff (FITS1008) Saf Keep San Fernando
- 55.Feed-In-Tariff (FITS1010) Colon PV
- 56.Feed-In-Tariff (FITS1014) Forever 21 Retail, Inc.
- 57.Feed-In-Tariff (FITS1016) Saf Keep Melrose
- 58.Feed-In-Tariff (FITS1017) 11115 Laurel Canyon Blvd
- 59.Feed-In-Tariff (FITS1018) 19801 W Nordhoff Place
- 60.Feed-In-Tariff (FITS1019) KSI Solar Whiteman
- 61.Feed-In-Tariff (FITS1020) Mastercraft 96.64kW Solar PV
- 62.Feed-In-Tariff (FITS1021) Cathay LA - Solar Project
- 63.Feed-In-Tariff (FITS1025) Prairie Solar I
- 64.Feed-In-Tariff (FITS1026) Prairie Solar II

June 28, 2017

65. Feed-In-Tariff (FITS1027) Sunstarter Solar CXVI
66. Feed-In-Tariff (FITS1028) Figueroa & Ave 61 Center
67. Feed-In-Tariff (FITS1029) MM Lopez Energy
68. Feed-In-Tariff (FITS1039) 1254-10261 Glenoaks Blvd
69. Feed-In-Tariff (FITS1040) SOL #1235 LOS ANGELES
70. Feed-In-Tariff (FITS1041) 1425-12360 Foothill Blvd
71. Feed-In-Tariff (FITS1042) 1122-11423 Vanowen
72. Feed-In-Tariff (FITS1043) 1160-2645 La Cienega Ave
73. Feed-In-Tariff (FITS1046) Port LA Solar FIT Project
74. Feed-In-Tariff (FITS1065) M-C Investments 4558 Brazil

LADWP is submitting the Confidential Records, which is new information that is substantially similar to the information the CEC previously granted confidentiality. The certification under penalty of perjury is provided below. In addition, the Confidential Records should be deemed confidential indefinitely as previously granted in the 2015 CEC Granting Letter, and in the approval on August 1, 2016. Data may be released only if it is aggregated and anonymous, such that the underlying reasons for confidentiality are protected.

If there are any questions, or if the CEC disagrees with this letter, please contact me at (213) 367-0239 or email at louis.ting@ladwp.com as soon as possible so that LADWP may submit a formal application. You may also contact my staff Pjoy Chua at (213) 367-1750 or at pjoy.chua@ladwp.com.

Sincerely,



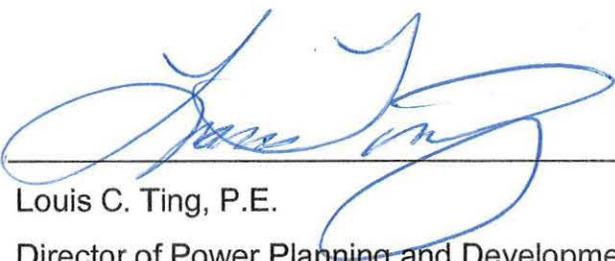
Louis C. Ting, P.E.
Director of Power Planning and Development Division
Los Angeles Department of Water and Power
111 North Hope Street, Room 921
Los Angeles, CA 90012

PC:rg
Enclosure
c: Pjoy T. Chua

CERTIFICATION BY LADWP

I declare under penalty of perjury under the laws of the State of California that the new information submitted by the Los Angeles Department of Water and Power for its Compliance Period Two Renewables Portfolio Standard for Publically Owned Electric Utility Reports is substantially similar to the information previously granted confidentiality by the CEC covering Compliance Period One reports for LADWP's Renewables Portfolio Standard data. I am authorized to make this certification on behalf of LADWP.

By: _____



Louis C. Ting, P.E.

Director of Power Planning and Development Division

Los Angeles Department of Water and Power

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-5512
www.energy.ca.gov



July 31, 2015

Pjoy T. Chua, P.E.
Power System Planning and Development Division
City of Los Angeles, Department of Water and Power
111 North Hope St, Room 807
Los Angeles, CA 90012

**RE: Application for Designation of Confidential Records relating LADWP's
RPS Compliance Period Report**

Dear Ms. Chua:

LADWP has submitted to the Energy Commission an application for confidentiality covering Renewable Portfolio Standard data for the 2014 compliance period. The application requests confidential designation for the following data regardless of what form it appears on:

1. Electric power plant specific hourly generation data.
2. Price and energy sales data found in the contracts with generators.
3. Residential home address of PV owners coupled with other identifying data such as name, system information or energy consumption.
4. Energy Transmission Pathway and generation data found on the NERC e-tag.

LADWP requests that the data be kept confidential indefinitely which is consistent with LADWP's practice. Data may be released if it is aggregated or anonymous, such that the underlying reason for confidentiality is protected.

Under the Commission's regulations section 2505(b):

When another federal, state, regional, or local agency or state-created private entity, such as the California Independent System Operator, possesses information pertinent to the responsibilities of the Commission that has been designated by that agency as confidential under the Public Records Act, or the Freedom of Information Act, the Commission, the Executive Director, or the Chief Counsel may request, and the agency shall submit the information to the

Ms. Pjoy Chue
July 31, 2015
Page 2

Commission without an application for confidential designation. The Commission shall designate this information confidential.

Under 2505(b) the Commission will designate the four items noted above as confidential. The data will remain confidential indefinitely, but can be disclosed if aggregated with other data to a state wide or higher level or otherwise masked.

In the future, information submitted to the Energy Commission can be deemed confidential without the need for a new application under California Code of Regulations, title 20, sections 2505(a)(1)(G) and 2505(a)(4) if you file a certification under penalty of perjury that the new information is substantially similar to the information previously granted confidentiality.

Be advised that persons may petition to inspect or copy records that I have designated as confidential. The procedures and criteria for filing, reviewing, and acting upon such petitions are set forth in the California Code of Regulations, title 20, section 2506. If you have any questions concerning this matter, please contact Jared Babula, Staff Counsel, at (916) 651-1462.

Sincerely,

A handwritten signature in black ink, appearing to read 'R. P. Oglesby', with a long horizontal line extending to the right.

Robert P. Oglesby
Executive Director

cc: Docket Unit
Emily Chisholm, Renewable Energy Office

Gamez, Ramon

From: Chester, Michelle@Energy <Michelle.Chester@energy.ca.gov>
Sent: Monday, August 1, 2016 10:57 AM
To: Chua, Pjoy
Subject: RE: Application for Confidential Designation 2015 RPS Publicly Owned Electric Utilities Annual Report

Your Repeated Application for Confidential Designation was approved. Thank you for your cooperation! Please let me know if you have any questions.

Best,
Michelle

From: Chua, Pjoy [<mailto:Pjoy.Chua@ladwp.com>]
Sent: Friday, July 29, 2016 3:21 PM
To: Chester, Michelle@Energy
Subject: RE: Application for Confidential Designation 2015 RPS Publicly Owned Electric Utilities Annual Report

Michelle,

I just noticed that there was no attachment in your email. Please send the attachment.

Thank you.

Pjoy
x71750

From: Chester, Michelle@Energy [<mailto:Michelle.Chester@energy.ca.gov>]
Sent: Thursday, July 28, 2016 10:25 AM
To: Chua, Pjoy
Subject: Application for Confidential Designation 2015 RPS Publicly Owned Electric Utilities Annual Report

Dear Ms. Chua,

I am an attorney responsible for reviewing Applications for Confidential Designation submitted to the California Energy Commission. I received an electronic filing on behalf of LADWP on July 20 containing a Repeated Application for Confidential Designation entitled "Application for Confidential Designation 2015 RPS Publicly Owned Electric Utilities Annual Report" (attached for reference) and a 4-page document entitled "Transaction Confirmation," which was marked as confidential.

The application states that LADWP is submitted four documents for consideration:

1. Electric power plant specific hourly generation;
2. Price and energy sales data;
3. Residential home addresses of solar photovoltaic owners and other identifying data, such as name, system information or energy consumption; and
4. Energy Transmission Pathway and generation data found on North American Electronic Reliability Corporation (NERC) e-Tags, all its energy sales data, including pricing information, and customer data.

It is not clear to me whether these four listed documents are all contained in the "Transaction Confirmation" attachment, or if they are four separate documents, not all of which were submitted to the Energy Commission for review. I will need to review all documents that you would like to be considered for confidential designation. You may submit them electronically through our e-filing system or on a disk or as a hard copy to our Docket Unit.

Please let me know if you intend to file any additional documents or if you believe I have all the information for my review. If you have any questions or concerns, please do not hesitate to contact me.

Please also forward this message to Mr. Louis Ting. My attempts to include Mr. Ting on this message did not go through.

Best,

Michelle Chester
Staff Attorney
Chief Counsel's Office
California Energy Commission
1516 Ninth Street, MS-14
Sacramento, CA 95814
(916) 651-2935

-----Confidentiality Notice-----

This electronic message transmission contains information from the Los Angeles Department of Water and Power, which may be confidential. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the content of this information is prohibited. If you have received this communication in error, please notify us immediately by e-mail and delete the original message and any attachment without reading or saving in any manner.

-----Confidentiality Notice----- This electronic message transmission contains information from the Los Angeles Department of Water and Power, which may be confidential. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the content of this information is prohibited. If you have received this communication in error, please notify us immediately by e-mail and delete the original message and any attachment without reading or saving in any manner.

It is important to note that the confidential information, reports, and contracts, collectively referenced as "Confidential Records" in the LADWP 2016 Confidentiality Records Declaration 06-28-2017, have been uploaded on the RPS Online System. Please see RPS Online System for all Confidential Records.