

**DOCKETED**

<b>Docket Number:</b>	19-IEPR-02
<b>Project Title:</b>	Electricity Resource Plans
<b>TN #:</b>	227803
<b>Document Title:</b>	Shell Energy North America Application for Confidentiality
<b>Description:</b>	Application for Designation of Confidential Records, Demand Forecast Letter and Officer Verification Form
<b>Filer:</b>	Heather Karlstad
<b>Organization:</b>	Dentons US LLP
<b>Submitter Role:</b>	Applicant Representative
<b>Submission Date:</b>	4/19/2019 3:52:33 PM
<b>Docketed Date:</b>	4/19/2019

**STATE OF CALIFORNIA  
ENERGY RESOURCES CONSERVATION  
AND DEVELOPMENT COMMISSION**

In the Matter of:

The 2019 Integrated Energy Policy Report  
(2019 IEPR)

Docket No. 19-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)(4) 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 19, 2019). This application contains a certification, executed under penalty of perjury, that the confidential information is substantially similar to information previously granted a confidential designation, with the exception that Applicant seeks confidential treatment of information for all years 2017 through 2025.

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 2017-2018 (Columns G and H, Lines 1-11, 19-25).
2. Applicant’s forecast peak demand (MW) for each year 2019-2025 (Columns I-O, Lines 1-11).
3. Applicant’s actual historical energy demand/consumption for its retail customer load for each year 2017-2018 (Columns G and H, Lines 12-18).
4. Applicant’s forecast energy demand/consumption for its retail customer load for each year 2019-2025 (Columns I-O, Lines 12-18).

B. Form S-2:

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

1. Applicant's actual capacity supply resources (MW) for the historical period 2017-2018 (Columns A-H, Lines 6a-14).
2. Applicant's forecast capacity supply resources (MW) for each year 2019-2025 (Columns I-O, Lines 6a-8).
3. Applicant's actual historical and forecast energy supply resources for its retail sales load for each year 2017-2018 (historical) and 2019-2025 (forecast) (Columns A-E and V-AD, Lines 6a-8).
4. Applicant's "Energy Balance Summary" for each year 2017-2018 (historical) and 2019-2025 (forecast) (Columns G-O and V-AD, Lines 9-14).

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 A-L, Lines 6d-7e) is confidential.

D. Request for Confidential Designation

Applicant requests that all of the historical information for 2017-2018 contained in Form S-1 and Form S-2 be designated as confidential for one (1) year, (through December 31, 2020), and that all forecast information for 2019-2025 contained in Form S-1 and Form S-2 be designated as confidential for three (3) years, through December 31, 2022. Confidential bilateral contract information in Form S-5 (Bilateral Contracts Table) should be designated as confidential for three (3) years, through December 31, 2022.

Applicant seeks a confidential designation for information that is substantially similar to information for which an application for confidential designation was previously granted by the Executive Director pursuant to CCR Title 20, Section 2505 (a)(3)(A). The information for which confidential treatment is requested is substantially similar to the previously submitted information in April 2017 (Docket No. 17-IEPR-02), except that Applicant seeks confidential treatment for energy and capacity information for all years 2017 through 2025. All the facts and circumstances relevant to confidentiality remain unchanged.

E. 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 Form S-1 should be aggregated with the historical and forecasted demand information of all electric service providers ("ESPs").

- Information about historical and forecasted energy and capacity supplies in Form S-2 should be aggregated with the historical and forecasted energy and capacity 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.

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

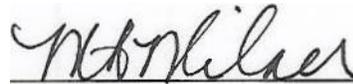
Applicant requests that the historical information for 2017-2018 in Form S-1 and Form S-2 that is designated as confidential be maintained on a confidential basis for a period no less than one (1) year, (through December 31, 2020), and that forecast information for 2019-2025 in Form S-1 and Form S-2 that is designated as confidential be maintained on a confidential basis for a period no less than three (3) years, through December 31, 2022. Confidential information in Form S-5 should be designated as confidential for three (3) years, through December 31, 2022.

G. Penalty of Perjury Certification

Applicant certifies, under penalty of perjury, that the designated information submitted herewith, for which Applicant seeks confidential treatment, is substantially similar to the previously submitted information for which confidential treatment was granted (except that confidential treatment is requested for information for all years 2017 through 2025), and that all the facts and circumstances relevant to confidentiality remain unchanged, in accordance with CCR Title 20, Section 2505(a)(4).

Dated: April 19, 2019

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](http://www.shell.com/us/energy)

April 19, 2019

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

Re: Docket #19-IEPR-02: Shell Energy Electricity Resource Plan

Mr. Bohan:

In accordance with the requirements and instructions for the 2019 Integrated Energy Policy Report, please find enclosed the Shell Energy North America (US), L.P. (“Shell Energy”) electricity resource plan (“ERP”). In an accompanying application for designation of confidential records, 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. The application for confidential treatment (through a certification under CCR Title 20, Section 2505(a)(4)), is attached.

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, 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 Forms S-1 and S-2 are based on current

Drew Bohan, Executive Director  
California Energy Commission  
April 19, 2019  
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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. 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 428 kilobytes in size. It is dated April 19, 2019.

An officer verification is enclosed per the instructions. 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.

Marcie Milner, VP, Regulatory Affairs  
Printed Name and Title

April 19, 2019  
Date



Signature

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

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