

DOCKETED

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Response to CPSF's application for confidentiality in 21-IEPR-02

Dixit, Raj@Energy <Raj.Dixit@energy.ca.gov>

Thu 9/23/2021 1:10 PM

To: KHermann@swater.org <KHermann@swater.org>

September 23, 2021

Via email

Kiara Hermann
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CleanPowerSF
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Application for Confidential Designation for Data in Integrated Energy Policy Report, Docket 21-IEPR-02

Dear Kiara Hermann,

The California Energy Commission (CEC) received the confidentiality application submitted by CleanPowerSF (CPSF or applicant) on September 16, 2021, for specified data contained in the 2021 Integrated Energy Policy Report (IEPR). Specifically, confidentiality is sought for:

Form S-1 –

Capacity / Energy Requirement Form: Lines 1, 5-8, and 11, Columns I-R; and Lines 12, 16, and 18, Columns I-L.

Form S-2 –

Capacity / Energy Supply Resources Form:

Line 6a Columns I-R; Columns V-Y
Line 6k Columns V-Y
Line 6l Columns V-Y
Line 6m Columns G-R; Columns V-Y
Line 6n Columns G-R; Columns V-Y
Line 6o Columns V
Line 6t Columns I-R; Columns V-Y
Line 6aw Column V
Line 6ct Column V
Line 6fj Column V
Line 6fk Column V
Line 6gr Columns J-R; Columns V-Y
Line 6gs Columns J-R; Columns V-Y
Line 6gt Columns J-R Columns V-Y

Line 6gu Columns J-R; Columns V-Y
Line 7a Columns I-R; Columns V-X
Line 7h Column V
Line 7j Column V
Line 7u Columns V-X
Line 7v Column V
Line 7ab Column V
Line 7ae Column V
Line 7ah Column V
Line 7cg Column V
Line 7ch Column V
Line 7ci Columns W - X
Lines 7dm – 7ef Column I
Line 7eg Column J
Line 7eh Columns J – R
Line 7ei Column J
Line 7ej Column K
Line 7ek Columns L – Q
Lines 9-11 Columns I-R and V-Y.

Form S-5 –

Bilateral Contracts Table: Line 6o, Column K.

In accordance with the California Code of Regulations, title 20, section 2505(b), CleanPowerSF seeks confidentiality as a federal, state, regional, or local agency or state-created private entity, which possesses information pertinent to the responsibilities of the CEC, that has been designated by CleanPowerSF as confidential under the Public Records Act, or the Freedom of Information Act. Pursuant to this regulation, applicant may submit information designated by it as confidential under the Public Records Act without an application for confidential designation, and CEC will designate this information as confidential. The application, although not required, clearly demonstrates applicant's treatment of the specified data as confidential under the Public Records Act, and so the specified data are entitled to such designation by CEC. Therefore, the CEC designates the above-described data in Forms S1, S-2, and S-5 as confidential. The confidentiality application for the specified information contained in Forms S-1, S-2, and S-5 is granted through December 31, 2024, or until such time as it may be publicly released, whichever is earlier.

This grant of confidentiality is only applicable to the specific fields, highlighted in yellow, on the forms described above. Please file a public version of those forms to the docket. These public documents should be redacted only to the extent necessary to protect the data for which confidentiality has been granted.

Be advised that persons may petition to inspect or copy records that the CEC has designated as confidential, the executive director may disclose or release records previously designated as confidential in certain circumstances, and the CEC may hold a hearing to determine the confidentiality of its records on its own motion or on a motion by CEC staff. The procedures and criteria for disclosing or releasing, filing, reviewing, and acting upon such petitions or motions are set forth in the Title 20, California Code of Regulations, sections 2506-2508.

You may request confidentiality for similar data in a future annual report without submitting an application by following the procedures set forth in Title 20, California Code of Regulations, section 2505(a)(4).

If you have any questions, please contact me at raj.dixit@energy.ca.gov or (916) 776-3055.

Sincerely,

Raj K. Dixit

Attorney III

California Energy Commission

(916) 776-3055 State Cell