

DOCKETED

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Project Title:	Electricity Forecast
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Document Title:	Form 2 Wholesale Daily Demand Confidentiality Application
Description:	PG&E application for confidential designation for the daily natural gas demand reports
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**APPLICATION FOR CONFIDENTIAL DESIGNATION
(20 CCR SECTION 2025)**
UPDATE 2022 INTEGRATED ENERGY POLICY REPORT
Docket Number 22-IEPR-03
Daily Natural Gas Demand Reports

Applicant: Pacific Gas and Electric Company (PG&E)

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1. (a) Title, data, and description of the record.

Daily Natural Gas Demand Reports submitted to the California Energy Commission (CEC) for the 2022 Integrated Energy Policy Report (IEPR).

(b) Specify the part(s) of the record for which you request confidential designation.

PG&E is requesting confidential designation for three years for data pertaining to the wholesale customer daily demand data in Form 2 in order to protect the confidentiality of proprietary, market-sensitive information that constitutes valuable PG&E intellectual property and trade secrets under California law.

2. State and justify the length of time the Commission should keep the record confidential.

PG&E requests that the wholesale customer daily demand data in Form 2 be maintained as confidential for three years from the date of this Application.

PG&E requests confidentiality for its wholesale customer daily demand data for three years to protect that information from other market participants who could otherwise use the data to the detriment of PG&E ratepayers. Three years of confidentiality strikes the right balance between protecting proprietary and market-sensitive data and the information becoming sufficiently dated to be released to the public without harm to PG&E ratepayers.

3. Identify the specific categories for which confidentiality is being sought.

PG&E requests that the wholesale customer daily demand data in Form 2 be designated as newly confidential. PG&E is requesting this designation in order to prevent disclosure of PG&E proprietary information that constitutes valuable PG&E intellectual property and trade secrets under California law. Specifically, PG&E is seeking to protect confidential customer demand information that is being requested by the CEC. The information requested by the CEC and being provided herewith comprises of only 6 wholesale customers on the PG&E gas system, which is not a sufficient number to effectively aggregate the demand data to protect the confidentiality and privacy of these PG&E customers. Treating this data as confidential will protect the confidentiality and privacy of the concerned PG&E customers and prevent harm to PG&E and its customers.

In addition, confidential consumer information, statutes have been enacted to protect such data (e.g., usage data or the identity of individual customers). Specifically, Civ. Code §§ 1798.98-1798.99 (relating to privacy of customer energy usage data made available to utility as part of an advanced metering infrastructure); Civ. Code § 1798.80, *et seq.* (process for protecting customer records); Pub. Util. Code § 8380(d) (a utility “shall use reasonable security procedures and practices to protect a customer's unencrypted electrical or gas consumption data from unauthorized access, destruction, use, modification, or disclosure”); and associated CPUC Decisions (D.11-07-056 and D.14-05-016 at 16, 20, and Conclusion of Law 7 at 152-153) were designed to protect confidential consumer data. Similarly, 20 CCR, Section 2505(a)(5)(1) may

provide automatic protection for this type of data, since it constitutes “[i]nformation that is derived from energy consumption metering.”

As such, PG&E respectively requests that the Commission approve this application for confidentiality to maintain PG&E’s proprietary and market-sensitive data. Doing so will prevent higher costs to PG&E ratepayers, maintain the confidentiality and privacy of PG&E customers, and will preclude market participants from gaining an unfair advantage over PG&E ratepayers.

4. Attestation

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 Pacific Gas and Electric Company.

April 18, 2022

Signed: Original signed by /s/Daniel S. Hashimi

Name: Daniel S. Hashimi

Title: Senior Counsel
Pacific Gas and Electric Company