

**DOCKETED**

<b>Docket Number:</b>	22-IEPR-03
<b>Project Title:</b>	Electricity Forecast
<b>TN #:</b>	247828
<b>Document Title:</b>	CEC Response Letter to San Diego Community Power's Application for Confidentiality - 9-9-22
<b>Description:</b>	N/A
<b>Filer:</b>	Patty Paul
<b>Organization:</b>	California Energy Commission
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<b>Submission Date:</b>	11/30/2022 3:31:13 PM
<b>Docketed Date:</b>	11/30/2022



November 30, 2022

**Via Email**

Byron Vosburg  
Managing Director of Power Services  
San Diego Community Power  
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San Diego, California 92112  
[bvosburg@sdcommunitypower.org](mailto:bvosburg@sdcommunitypower.org)

**Application for Confidential Designation for Data in Integrated Energy  
Policy Report.  
Docket No.: 22-IEPR-03**

Dear Byron Vosburg:

The California Energy Commission (CEC) has received San Diego Community Power's (applicant) Application for Confidentiality docketed September 9, 2022 (TN No. 245944), covering the following data:

- Form S-1 (Capacity/Energy Requirement Form) - Capacity Procurement Requirement Peak Load Calculations for years 2022- 2031, Columns I through R, Lines 10, 19, 20, 21, 22, and 25
- Form S-2 (Capacity/Electricity Supply Resources Form) –
  - Total Renewable Contract Supply Columns P-Y, lines 32-62
  - Other Bilateral Contract Supply Columns P-Y, lines 64-265; Columns AC-AL, lines 64-265
  - Capacity/Energy Balance Summary Columns P-Y and AC-AL, lines 270-275
  - Column B, Line 279
- Form S-2A (Addendum Monthly Forecasted Contracted GWh) - Columns F through DU, Lines 10 - 43
- Form S-5 (Bilateral Contracts Table): Capacity (MW) Under Contract Column I, Lines 6b – 7im

The applicant states that such data should be designated confidential by the CEC under California Code of Regulations, title 20, sections 2505(a)(3)(A) and Government Code sections 6254(k) and 6254.7(d). The application asserts that the data submitted should be confidential for a period of three years from the

date this application was submitted.

Under section 2505(b), the CEC shall designate the requested information confidential when the applicant 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 applicant as confidential under the Public Records Act, or the Freedom of Information Act.

Here, the applicant is a local government agency, has itself designated that the data is confidential under the Public Records Act, and the information submitted is pertinent to the responsibilities of the CEC. Therefore, the CEC designates the above-described information as confidential for three years. Data may be disclosed if aggregated with data from other load serving entities.

Be advised that under California Code of Regulations, title 20, section 2506, one may petition to inspect or copy records that the CEC has designated as confidential. A decision on a petition to inspect or copy records is issued by the CEC's chief counsel. Under California Code of Regulations, title 20, section 2507, 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 California Code of Regulations, title 20, sections 2506-2508.

If you have any questions, please contact Tanner Kelsey, staff counsel at [tanner.kelsey@energy.ca.gov](mailto:tanner.kelsey@energy.ca.gov).

Sincerely,



Drew Bohan  
Executive Director