

DOCKETED

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Project Title:	Electricity Forecast
TN #:	248236
Document Title:	CEC response for Confidential Designation Turlock Irrigation District of November 30, 2022
Description:	N/A
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December 27, 2022

Via Email

Brett Bodine
Department Manager, Reliability Compliance & Electric Planning
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Turlock, California 95380
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**Application for Confidential Designation for Data in Integrated Energy
Policy Report
Docket No.: 22-IEPR-03**

Dear Brett Bodine:

The California Energy Commission (CEC) has received Turlock Irrigation District's (applicant) application for confidentiality docketed November 30, 2022 (TN 247805), covering the following data:

2023 Integrated Energy Policy Report – Electric Transmission Related
Data Collection Responses, dated 11/29/22 (5 pages)

The applicant states that such data should be designated confidential by the CEC under California Code of Regulations, title 20, section 2505(b) and the data should be confidential indefinitely. The application states that the data may not be disclosed even if aggregated or masked.

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, Turlock Irrigation District, is a public agency that has itself designated the data as confidential under the Public Records Act. The applicant states the data is not available to the public, provides sensitive system limitation information, has commercial value, and if publicly disclosed could be used to determine power and capacity needs, which could be used to cause competitive harm. The applicant states the data is commercially sensitive, comprises trade

secrets, and is otherwise confidential under Government Code section 6254(k) and Evidence Code section 1060. Additionally, the information contains electric transmission data, which is necessary to support the work of the CEC.

The data contains sensitive system limitations and electric transmission data, such as voltage capability and system capacity. It also contains information regarding the applicant's long-term transmission projects. This is sensitive commercial data and describes the system's limitations. Therefore, the CEC designates the above-described data as confidential under California Code of Regulations, title 20, section 2505(b). Confidentiality shall remain in effect indefinitely because this information is sensitive and will continue to contain information regarding the system's limitations as long as the system is active.

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 email Ralph Lee, staff counsel at ralph.lee@energy.ca.gov.

Sincerely,



Drew Bohan
Executive Director