

CONFIDENTIAL

APPLICATION FOR CONFIDENTIAL DESIGNATION

(Title 20 Cal. Code. Regs., § 2505 et seq.)

COMPLETED

RECEIVED
JAN
EXECUTIVE DIRECTOR
DOCKET 06-AFC-10
DATE DEC 20 2006
RECD. JAN 25 2007

TO: ENERGY COMMISSION EXECUTIVE DIRECTOR, MS-39

ENERGY COMMISSION CONTRACT/DOCKET NO. (IF APPLICABLE):

APPLICANT: Starwood Power-Midway, LLC

ADDRESS: 591 West Putnam Avenue, Greenwich, CT, 06830

- 1(a). Title, date, and description (including number of pages) of the information or data for which you request confidential designation. **Information or data seeking a designation of confidentiality must be included with this application.**

Title of document: Starwood Center Application for Certification Data Requests Responses 16-AFC-10 Technical Area: Socioeconomics, Data Request 16 Response. Dated 12/20/06. One (1) page.

- 1(b). Specify the part(s) of the information or data for which for which you request confidential designation.

Applicant requests that the quantitative estimate of the potential impact of tax revenues from the construction and operation of the project be designated as confidential.

2. State and justify the length of time the Energy Commission should keep the information or data confidential.

The information should be kept confidential through the end term of the agreement to protect the economic/financial trade secrets of the Applicant and Project.

- 3(a). State the provision(s) of the Public Records Act (Gov. Code, § 6250 et seq.) or other law that allows the Energy Commission to keep the information or data confidential, and explain why the provision(s) apply to that material.

In accordance with section 6253.9 (i) any disclosure regarding taxpayer information in connection with the collection of local taxes received would result in an unfair competitive disadvantage to the applicant. Information containing trade secrets which give its user an opportunity to obtain a business advantage over competitors who do not know or use it are exempt from disclosure by sections 6253.9 (i) of the Public Records Act, respectively [Cal. Govt. Code Sections 6253.9 (i)].

- 3(b). Discuss the public interest in nondisclosure of the material submitted for a confidential designation. If the material contains trade secrets or its disclosure would otherwise cause loss of a competitive advantage, please state how it would be lost, the value of the information to the applicant and the ease or difficulty with which the information could be legitimately acquired or duplicated by others.

The material contains trade secrets and its disclosure would a cause loss of the Applicant's financial/competitive advantage. The material represents private tax information and public disclosure would create a disadvantage with competitors.

4. State whether the information or data can be disclosed if it is aggregated with other information or masked to conceal certain portions (including but not limited to the identity of the applicant). State the degree of aggregation or masking required. If the data cannot be disclosed even if aggregated or masked, explain why.

The material cannot be masked or aggregated with other information because masking will still reveal the Applicant's private tax information related to the proposed project. The information must remain confidential in order to retain the Applicants competitive advantage with other development around the project site.

5. State how the material is kept confidential by the applicant and whether it has even been disclosed to a person other than an employee of the applicant. If it has, explain the circumstances under which disclosure occurred.

Estimated tax information for the Project has not been disclosed by the applicant to anyone other than the applicant's employees or agents and the Commission Staff.

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 and that I am authorized to make the application and certification on behalf of the applicant.

Dated: 12/20/06

Signed: Angela Leiba

Name (print or type): Angela Leiba

Title: (print or type) Project Manager

Representing: URS Corporation

Include additional signature blocks if there are multiple partners in the project with shared responsibilities for making the request.