

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-5512
www.energy.ca.gov



January 16, 2009

Jedediah J. Gibson, Esq.
Ellison, Schneider & Harris, L.L.P.
2600 Capital Avenue, Suite 400
Sacramento, CA 95816-5905

DOCKET	
03-RPS-1078	
DATE	JAN 16 2009
RECD.	JAN 16 2009

RE: Appeal of Corona Department of Water and Power
Application for Confidential Designation of RPS Track Form Submission
Docket No. 03-RPS-1078

Dear Mr. Gibson:

This letter responds to your appeal of July 16, 2008, which was submitted on behalf of the Corona Department of Water and Power (Corona) and requests that the California Energy Commission (Energy Commission) reconsider Corona's request for the confidential designation of data included in Corona's CEC-RPS-Track Form submission. Corona submitted its CEC-RPS-Track Form and request for confidential designation on May 19, 2008. On July 2, 2008, I issued a determination pursuant to California Code of Regulations, title 20, section 2505, granting in part and denying in part Corona's request for confidential destination.

Table 1, enclosed, identifies the CEC-RPS-Track Form data for which Corona requested confidential designation, the period of confidential designation requested by Corona, and the period of confidential designation granted by the Energy Commission.

I understand that you have had various discussions with Energy Commission staff concerning the basis of your appeal and that Corona is no longer interested in appealing the Energy Commission's July 2, 2008 determination. In addition, I understand that Energy Commission staff has discussed with you the need for revising the July 2nd determination to clarify the period of confidential designation granted by the Energy Commission, and that Corona is comfortable with such revisions. Specifically, the July 2nd determination will be revised to clarify that the period of confidential designation for data included in Corona's CEC-RPS-Track Form submission, Schedule 1, Columns A, B, C, D and N, and Schedule 2, Columns A, B, C, D, E, F-Q and R, is December 31, 2008. This revision is necessary to align the July 2nd determination with Corona's May 19, 2008 request for confidential designation.

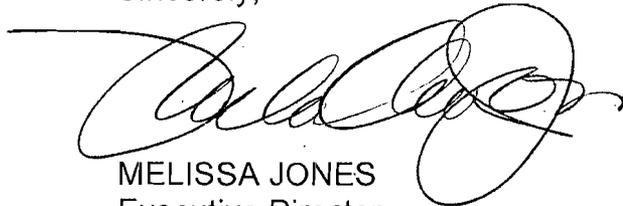
Table 2, enclosed, shows the revised period of confidential designation for each data included in Corona's CEC-RPS-Track Form submission. The subject data may be publicly disclosed by the Energy Commission after December 31, 2008.

Jedediah J. Gibson, Esq.
January 16, 2009
Page 2

Please be aware that individuals may petition the Energy Commission to inspect or copy any records that have been designated confidential. The procedures and criteria for filing, reviewing, and acting upon such petitions are set forth in the California Code of Regulations, title 20, section 2506.

If you have any questions concerning the revised determination of confidential designation, please call or email Gabriel Herrera of the Energy Commission Legal Office at (916) 654-5141 or gherrera@energy.state.ca.us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Melissa Jones', with a large, stylized flourish at the end.

MELISSA JONES
Executive Director

Enclosures

cc: Docket Unit
Gina Barkalow, Efficiency and Renewables Division

January 2009

Table 1

**Corona Department of Water and Power
Application for CEC Confidential Designation
Requested vs. Granted Confidential Designation**

CEC-RPS-Track Form (2007 Data)
Schedule 1

		Confidential Designation Period of Nondisclosure	
<u>Form Data</u>	<u>Data Type</u>	<u>Requested</u>	<u>Granted</u>
Column A	Facility Name	12/31/08	12/31/09
Column B	Facility Unit #	12/31/08	12/31/09
Column C	Facility Fuel Type	12/31/08	*
Column D	Facility CEC RPS Certification #	12/31/08	12/31/09
Column N	Facility Annual Gen. Procured	12/31/08	12/31/09**

Schedule 2

Column A	Facility Name	12/31/08	12/31/09
Column B	Facility Unit #	12/31/08	12/31/09
Column C	Facility Fuel Type	12/31/08	*
Column D	Facility CEC RPS Certification #	12/31/08	12/31/09
Column E	Method for line losses	12/31/08	*
Column F- Q	Monthly Procurement from Facility (January – December 2007)	12/31/08	12/31/09
Column R	Annual Procurement from Facility	12/31/08	12/31/09
Cell A 29	Total Annual Retail Sales 2007	12/31/08	Denied***
Cell H 29	Total Certified Renewables Procured	12/31/08	Denied***

* Not addressed in CEC's 7/2/08 determination of confidential designation.

** Granted on a facility-specific basis, but not for all facilities in the aggregate.

*** Denial of confidential designation appealed 7/16/08.

Table 2

**Corona Department of Water and Power
Revised Determination of Confidential Designation
Requested vs. Granted Confidential Designation**

CEC-RPS-Track Form (2007 Data)

Schedule 1

		Confidential Designation Period of Nondisclosure	
<u>Form Data</u>	<u>Data Type</u>	<u>Requested</u>	<u>Granted</u>
Column A	Facility Name	12/31/08	12/31/08
Column B	Facility Unit #	12/31/08	12/31/08
Column C	Facility Fuel Type	12/31/08	12/31/08
Column D	Facility CEC RPS Certification #	12/31/08	12/31/08
Column N	Facility Annual Gen. Procured	12/31/08	12/31/08*

Schedule 2

Column A	Facility Name	12/31/08	12/31/08
Column B	Facility Unit #	12/31/08	12/31/08
Column C	Facility Fuel Type	12/31/08	12/31/08
Column D	Facility CEC RPS Certification #	12/31/08	12/31/08
Column E	Method for line losses	12/31/08	12/31/08
Column F- Q	Monthly Procurement from Facility (January – December 2007)	12/31/08	12/31/08
Column R	Annual Procurement from Facility	12/31/08	12/31/08
Cell A 29	Total Annual Retail Sales 2007	12/31/08	Denied
Cell H 29	Total Certified Renewables Procured	12/31/08	Denied

* Granted on a facility-specific basis, but not for all facilities in the aggregate.