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DOCKET 09-IEP-1B
DATE MAR 19 2009
RECD. MAR 19 2009

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EXECUTIVE DIRECTOR

March 19, 2009  
Melissa Jones, Executive Director  
California Energy Commission  
1516 Ninth Street MS39  
Sacramento, CA 95814-5504

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RE: Docket #09-IEP-1B

Ms. Jones:

In accordance with the requirements and instructions for submitting electricity resource plans in support of the 2009 Integrated Energy Policy Report, please find enclosed the Shell Energy North America (US), L.P. ("Shell Energy") electricity resource plan, which was originally submitted on February 18, 2009. Shell Energy seeks confidential treatment for the historical and forecast load and resource data that are highlighted in yellow. This information is not already public and its disclosure could compromise Shell Energy's competitive position in the electricity markets. An application for confidential treatment is attached.

In addition, certain categories of information are subject to an automatic designation of confidentiality under Title 20, Section 2505 of the California Code of Regulations. The information that is automatically confidential is highlighted in blue and includes the following three data cells on Form S-1: PG&E Forecast Total Peak Load (MW) – Line 14; SCE Forecast Total Peak Load (MW) – Line 15; and SDG&E Forecast Total Peak Load (MW) – Line 16.

The information being submitted is the completed CEC Electricity Resource Excel Spreadsheet, titled "CEC Resource Plan 2009." The filing consists of six worksheets and is 447 kilobytes in size. It is dated March 19, 2009.

An officer verification is enclosed per the Energy Commission's instructions relative to requesting confidentiality. Shell Energy acknowledges that some information may be disclosed after aggregation.

Please don't hesitate to contact me if you have any questions or concerns regarding this filing.

Regards,

Marcie A. Milner  
Vice President, Regulatory Affairs  
Shell Energy North America (US), L.P.  
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(858) 526-2106

Enclosures

Cc: Jim Woodward

**STATE OF CALIFORNIA  
ENERGY RESOURCES CONSERVATION  
AND DEVELOPMENT COMMISSION**



In the Matter of:

Preparation of the 2007 Integrated Energy  
Policy Report (IEPR)

Docket No. 09-IEP-1B

**APPLICATION OF SHELL ENERGY NORTH AMERICA (US) L.P.  
FOR DESIGNATION OF CONFIDENTIAL RECORDS**

Pursuant to Section 25322 of the Public Resources Code ("PRC") and Section 2505(a) of Title 20 of the California Code of Regulations ("CCR"), Shell Energy North America (US) L.P. ("Applicant") hereby requests that the Commission designate as confidential certain information contained in the attached Electricity Resource Planning forms originally submitted by Applicant on February 18, 2009.

**A. Form S-1 – Capacity Resource Accounting Table**

Applicant's Form S-1 contains the following information on an aggregated basis for all three electric utilities' distribution areas:

1. Applicant's forecast monthly peak-hour load, in megawatts ("MW").
2. Applicant's forecast monthly peak load (MW) for existing customer contracts.
3. Applicant's forecast monthly peak load (MW) for new and renewed customer contracts.
4. Applicant's forecast renewable energy contractual resources (MW)

Form S-1 also contains Applicant's forecast total peak load forecast for each utility's distribution area. This information is subject to an automatic designation of confidentiality under Title 20, Section 2505(a)(5) of the CCR.

Applicant has also submitted an additional Form S-1 containing information about Applicant's forecast total (statewide) monthly peak load and planning reserve requirement. The information contained in the monthly Form S-1 submitted by Applicant is for the year 2010.

**B. Form S-2 – Energy Resource Balance Accounting Table**

Applicant's Form S-2 reflects information for all of the utilities' distribution areas in which Applicant has forecasted load. The Form S-2 contains the following information:

1. Applicant's historical and forecast annual energy demand, in gigawatt-hours ("GWh").
2. Applicant's historical and forecast annual renewable energy contractual resources.

The information contained in Form S-2 submitted by Applicant is for the period 2007-2013.

C. Request for Confidential Designation

Applicant requests that all of the historical information contained in Form S-1 and Form S-2 be designated as confidential for one (1) year, and that all forecast information contained in Form S-1 and Form S-2 be designated as confidential for three (3) years.

D. Grounds for Confidential Designation

Applicant requests that the Commission provide a confidential designation for the referenced information in Form S-1 and Form S-2 because this information constitutes proprietary trade secret information under Government Code Section 6254.15. Public disclosure of this information could competitively harm Applicant because the information reflects Applicant's total historical and forecast retail load in the service territories of the California electric utilities. Disclosure of this information would reveal Applicant's net short position and would place Applicant at a competitive disadvantage in the wholesale and retail electricity markets. The public interest in nondisclosure of this information clearly outweighs the public interest in disclosure.

E. Aggregation of Data

The data and information submitted by Applicant in the attached Electricity Resource Planning forms may be released to the public if first aggregated with the data and information submitted by other load-serving entities ("LSEs"), as follows:

- Statewide-level data and information about existing and planned load and resources in Form S-1 and Form S-2 should be aggregated with the statewide-level load data and resource information of all electric service providers ("ESPs").

F. Length of Time for Which Information Should Be Maintained on a Confidential Basis

Applicant requests that the historical information in Form S-1 and Form S-2 that is designated as confidential be maintained on a confidential basis for a period no less than one (1) year, and that forecast information in Form S-1 and Form S-2 that is designated as confidential be maintained on a confidential basis for a period no less than three (3) years.

G. Penalty of Perjury Certification

The information that is eligible for an automatic designation of confidentiality has not been previously released and the information falls within category B2 and B3(a) of Section 2505(a)(5) of the CCR. In accordance with Section 2505(a)(1)(G), Applicant attaches hereto a certificate under penalty of perjury executed by the person primarily responsible for the information contained in the application.

Date: March 19, 2009

Respectfully submitted,

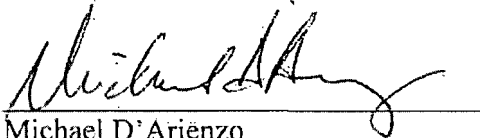


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## OFFICER VERIFICATION FORM

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 Shell Energy North America (US), L.P.



Michael D'Arrienzo  
Vice President  
Shell Energy North America (US), L.P.

2/12/09  
Date