

CALIFORNIA ENERGY COMMISSION1516 NINTH STREET
SACRAMENTO, CA 95814-5512

March 27, 2009

Mr. Walker Matthews
Southern California Edison Company
2244 Walnut Grove Avenue
Rosemead, CA 91770

DOCKET 09-IEP-1C	
DATE	MAR 27 2009
RECD.	MAR 27 2009

**RE: Application for Confidentiality--Southern California Edison
Company
Electricity Retail Demand Forecast Forms
Docket No. 09-IEP-1C**

Dear Mr. Matthews:

On March 2, 2009, the California Energy Commission received Southern California Edison Company's (SCE) application for confidentiality in the above-captioned Docket. The application seeks confidentiality for some of the information contained in the California Energy Commission's (Energy Commission) Electricity Retail Demand Forecast forms. SCE's application states, in part:

SCE requests that the following parts of forms 1.2, 1.3, 1.4, 1.5, 1.6(a), and 1.6(b) of SCE's 2009 Electricity Demand Forecast Forms be designated as confidential and exempt from public disclosure...The data for which SCE seeks confidential protection here are trade secrets because they derive value from not being known to the public, and that SCE makes reasonable efforts to maintain secrecy. Public disclosure of this information will cause electricity prices to rise.

A properly filed application for confidentiality shall be granted under the California Code of Regulations, title 20, section 2505(a)(3)(A), "if the applicant makes a reasonable claim that the Public Records Act or other provision of law authorizes the [Energy] Commission to keep the record confidential."

SCE's confidentiality application does not make a reasonable claim to grant confidentiality for the following information identified in your application based on the trade secret exemption to the California Public Records Act. (Gov. Code, § 6254 (k).):

- Form 1.2: Distribution Area Net Electricity for Generation Load
- Form 1.3: LSE Coincident Peak Demand by sector (Bundled Customers) & Migrating Load Included in Forecast (MW) for 2008-2011.
- Form 1.4: Distribution Area Coincident Peak Demand (MW) for 2008-2011.

- Form 1.5: Peak Demand Weather Scenarios—Distribution Area Coincident Peak Demand (MW): Utility System Energy Requirements –1-in-2 Temperatures and Average Annual Growth Rate (%) 2007-2012.
- Form 1.6(b): Hourly Loads by Transmission Planning Subarea or Climate Zone (IOUs Only) (MW) for the year 2010, Zones 1-3.

Bundled customer annual peak electricity demand identified in Electricity Retail Demand Forecast Forms 1.2, 1.3 and 1.4 and data in Form 1.4, portions of Form 1.5, and Form 1.6(b) do not constitute a trade secret, nor does the public interest in nondisclosure of such data outweigh the public interest in its disclosure. This conclusion is supported by the Energy Commission's Order Denying Southern California Edison Company's Appeal of Executive Director Decision Denying Confidentiality, dated April 13, 2005, and, in part, in the subsequent decision in Superior Court upholding that Order (case No. 05cs00860). No hourly data was reported on Form 1.6(b) as required. The data that was reported appears to be annual noncoincident peak by region, which does not constitute a trade secret as defined above.

SCE's confidentiality application makes a reasonable claim to grant confidentiality for the following information identified in your application based on the trade secret exemption to the California Public Records Act. (Gov. Code, § 6254 (k).):

- Form 1.5: Peak Demand Weather Scenarios—Distribution Area Coincident Peak Demand (MW) for 1-5, 1-10, 1-20 and 1-40 temperature scenarios
- Form 1.6a: Recorded LSE Hourly Loads for 2007, 2008, and Forecast Loads for 2010 for data that was provided. (No data for columns labeled Bundled Losses, Unbundled Losses, Distribution Service Area Load, and Control Area Load were provided and therefore will not be granted confidentiality. Also, 2008 values were not provided after September 30, 2008, for the columns labeled Unbundled Load, System Losses and Total System Load and will not be granted confidentiality. When this data is submitted it will need to be accompanied by a separate request for confidentiality.)

The above data was previously granted confidentiality in the 2007 IEPR proceeding (letter from BB Blevins dated 3/12/2007). The Energy Commission will disclose these data only after aggregating to the SCE transmission system area, including Energy Service Providers (ESPs), Publically Owned Utilities (POUs), and other entities served by the SCE transmission system. The information will remain confidential until December 31, 2009. Please note that much of the data required on Form 1.6(a) was not reported, and therefore, this portion of the application is incomplete.

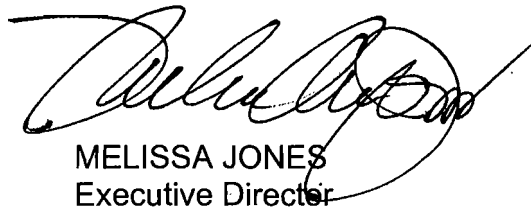
Persons may petition to inspect or copy the records that I have designated as confidential. The procedures and criteria for filing, reviewing, and acting upon such

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petitions are set forth in the California Code of Regulations, title 20, section 2506. Finally, an appeal of this decision must be filed within fourteen days from the date of this decision. The procedures and criteria for appealing any part of this decision are set forth in the California Code of Regulations, title 20, section 2505.

If you have any questions concerning this matter, please contact Kerry Willis, Senior Staff Counsel, at (916) 654-3967.

Sincerely,



MELISSA JONES
Executive Director

cc: Docket Unit
Mr. Manuel Alvarez
Manager, Regulatory Policy & Affairs
Southern California Edison Company