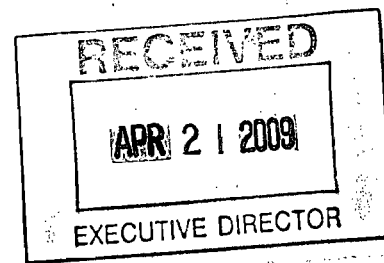


From: "Jeff Spray" <jaspray@earthlink.net>
To: "Pablo Gutierrez" <pgutierr@energy.state.ca.us>
CC: "Doug Ferguson" <doug.ferguson@sbcglobal.net>
Date: 4/15/2009 1:41 PM
Subject: Confidentiality Request for Q1 2009
Attachments: CEC Confid Q1 2009.pdf



Pablo/Frank -

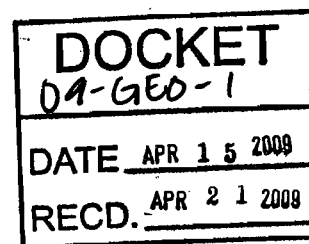
This is our first confidential submittal. I hope everything on the request is correct. Please advise of any issues.

Will follow with the first of two parts of the Q1 2009 report shortly.

With regards -

Jeff Spray
Geothermal Expandables, LLC
(281) 597-8784

COMPLETED



COMPLETED

APPLICATION FOR CONFIDENTIAL DESIGNATION

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

TO: ENERGY COMMISSION EXECUTIVE DIRECTOR, MS-39

ENERGY COMMISSION CONTRACT/DOCKET NO.: GEO-07-03

APPLICANT: GEOTHERMAL EXPANDABLES, LLC, a California Limited Liability Company

ADDRESS: 12755 Ashford Hills Drive, Houston TX 77077

- 1(a). Title, date, and description (including number of pages) of the information or data for which you request confidential designation.

CFEX SELF EXPANDING TUBULAR TECHNOLOGY – QUARTERLY PROGRESS REPORT – FIRST QUARTER 2008. Dated 4/15/2009. Description is self-explanatory per title.19 of 35 pages contain confidential information.

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

Page 6, items c.8, 9, 11; P7, par 2, par 4, lines 1&3 under "c"; P8; P9, Fig-3; P10 Fig-4, par 2 lines 1&2; P11; P12; P13 Fig-8, lines in italics; P14 par 2, last par; P15 lines 5, 26, 27; P16 line 11; P17; P23 line 24; P24 lines 32, 35, 36; P25 second bullet; P28 last four bullets; P29 lines 6, 12, 16; P31 items B&C, last two bullets; P35 second bullet, fourth bullet/lines 2 & 3.

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

Ten (10) years.

- 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.

Sec. 6254.13, which exempts from public disclosure corporate proprietary information including trade secrets, and Section 6255(a), obligating a public agency to justify withholding any record that is exempt under express provisions of the Public Records Act.

- 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 reports required from Application by the Energy Commission contained highly proprietary information and trade secrets that have been developed by Applicant at great expense over a number of years. The public disclosure of such information would destroy Applicant's competitive advantage over other potential developers of the "expandable tubulars" technology that Applicant has invented and/or refined in its business for purpose of exploitation in oil, gas, water, steam and other extraction efforts.

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.

Such information cannot be disclosed in any manner without causing such damage to Applicant. There are so few companies and individuals engaged in the "expandable tubulars" industry that no "masking" would likely hide the fact that it is the Applicant that has prepared the reports required of it by the Energy Commission and/or that such reports deal with Applicant's proprietary technology.

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.

Applicant has consistently maintained all such proprietary information in strict confidence and secrecy. To the limited extent that third parties have been afforded access to any portion of its proprietary technological information, they have always been required first to executed Applicant's standard "Non-Disclosure Agreement".

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: 4/18/09

GEOHERMAL EXPANDABLES LLC

Signed: [Signature]

Name (print or type): Jeff Seaman

Title: (print or type) President

Representing: Gotham Expositions, LLC

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