

COMPLETED

March 10, 2010

Ms. Melissa Jones  
Executive Director  
California Energy Commission  
1516 Ninth Street  
Sacramento, CA 95814-5512

CONFIDENTIAL

<b>DOCKET</b> 09-AFC-4	
DATE	MAR 10 2010
RECD.	MAR 10 2010

<b>RECEIVED</b> MAR 10 2010	
EXECUTIVE DIRECTOR	

**Subject: Repeated Application for Confidential Designation for the Oakley Generating Station (09-AFC-4); Cultural Resources Response to Data Request 45**

Enclosed for confidential filing with the California Energy Commission are the following:

- One (1) original and four (4) bound hard copies of the Cultural Resources Response to Data Request 45 (S-33821 Report, Dated March 2010)
- Two (2) compact discs of the document referenced above

for the Oakley Generating Station (09-AFC-4).

Sincerely,



Marie Mills

March 10, 2010

Ms. Melissa Jones  
Executive Director  
California Energy Commission  
1516 Ninth Street  
Sacramento, CA 95814

Subject: Repeated Application for Confidential Designation for the  
Oakley Generating Station (09-AFC-4): Cultural Resources -  
Response to Data Request 45

Dear Ms. Jones:

Contra Contra Generating Station LLC (CCGS LLC) is the owner of the Oakley Generating Station (OGS), formerly known as the Contra Costa Generating Station (CCGS). CCGS LLC, requests that the attached information be designated confidential pursuant to a Repeated Application for Confidential Designation under Title 20, Division 2, Chapter 7, Article 2, Section 2505(a)(4) of the California Code of Regulations (CCRs). This information is being supplied to the California Energy Commission (CEC) as Response to Data Request 45, Complete Copy of the S-33821 Report – Cultural Resources Inventory Report for the Ironhouse Sanitary District Wastewater Treatment Plant Expansion, Contra Costa and Sacramento Counties, California.

In support of its application for confidential designation, CCGS LLC provides the following information:

APPLICANT: Contra Costa Generating Station LLC  
ADDRESS: 145 Town and Country Drive  
Danville, CA 94526

This Repeated Application for Confidential Designation covers additional cultural resource information title here as Confidential Response to Data Request 45, Complete Copy of the S-33821 Report, March 2010. This additional information is substantially similar to the cultural resource information supplied to the CEC on June 30, 2009, for

the OGS (formerly CCGS), which was granted confidential designation by the Executive Director. As previously noted, this information is being submitted under 20 CCR 2505(a)(4) which states in pertinent part,

*"[a]n applicant... seeking a confidential designation for information that is substantially similar to information... for which an application for confidential designation was granted by the Executive Director pursuant to subdivision (a)(3)(A) of this section, the new application need contain only a certification, executed under penalty of perjury, stating that the information submitted is substantially similar to the previously submitted information and that all the facts and circumstances relevant to confidentiality remain unchanged."*

This Repeated Application for Confidential Designation consists of the following Documents submitted in Response to Data Request 45, dated March 2010, titled and described here as:

Confidential Response to Data Request 45, Complete Copy of the S-33821 Report – Cultural Resources Inventory Report for the Ironhouse Sanitary District Wastewater Treatment Plant Expansion, Contra Costa and Sacramento Counties, California

(1 Original with 4 copies – Bound Report, with 2 CDs)

I certify under penalty of perjury that the information contained in this Repeated Application for Confidential Designation is substantially similar to the previously submitted cultural resource information and that all of the facts and circumstances relevant to confidentiality remain unchanged. Additionally, I certify that all of the information provided is true, correct and complete to the best of my knowledge and I, attorney with the Law Firm of GalatiBlek, LLP, am authorized to make the application and certification on behalf of the applicant.

A handwritten signature in black ink, appearing to read 'R. Gladden', written over a horizontal line.

Robert Gladden  
Counsel for CCGS LLC