

CALIFORNIA ENERGY COMMISSION1516 NINTH STREET
SACRAMENTO, CA 95814-5512

May 10, 2013

California Energy Commission

DOCKETED
13-IEP-1C

TN 70755

MAY 10 2013

Mr. Carl H. Silsbee
Southern California Edison Company
2244 Walnut Grove Avenue
Rosemead, CA 91770

RE: Southern California Edison Company's Application for Confidentiality for *the 2013 Integrated Energy Policy Report* Electricity Demand Forecast Submission
Docket No. 13-IEP-1C

Dear Mr. Silsbee:

On April 15, 2013, the California Energy Commission (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 Energy Commission's Electricity Retail Demand Forecast forms. SCE's application states, in part:

SCE requests that...parts of forms 1.1b, 1.2, 1.3, 1.4, 1.5, and 1.6a of SCE's 2013 Electricity Demand Forecast Forms be designated as confidential and exempt from public disclosure.

...SCE requests that the specified information...be restricted from public disclosure based on either a window of confidentiality looking three years forward, one year back, or the entire forecast for a three-year period.

...The data for which SCE seeks confidential protection here are trade secrets because they derive value from not being known to the public. In fact, public disclosure of this information would cause electricity prices to materially increase, which would harm customers. Accordingly, SCE makes reasonable efforts to maintain its secrecy.

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

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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 1.1b – Retail Sales of Electricity by Class or Sector
 - Residential for the years 2013-2015;
 - Commercial for the years 2013-2015;
 - Industrial for the years 2013-2015;
 - Agricultural for the years 2013-2015;
 - Water pumping for the years 2013-2015;
 - Street-lighting for the years 2013-2015;
 - TCU for the years 2013-2015;
 - Electric Vehicles for the years 2013-2015; and
 - Total for the years 2013-2015.

- Form 1.2 – Distribution Area Net Electricity for Generation Load (GWh)
 - Sales to Bundled Customers (from 1.1b) for the years 2013 -2015;
 - Direct Access for the years 2013-2015;
 - Community Choice Aggregators for the 2013-2015; and
 - Other Departing Load remaining in distribution system for the years 2013-2015.

- Form 1.5 – Peak Demand Weather Scenarios Distribution Area Coincident Peak Demand (MW)
 - 1-in-5 Temperatures for the years 2013-2024;
 - 1-in-10 Temperatures for the years 2013-2024;
 - 1-in-20 Temperatures for the years 2013-2024; and
 - 1-in-40 Temperatures for the years 2013-2024.

- Form 1.6a – Hourly Loads by Transmission Planning Subarea or Climate Zone (IOUs Only) (MW)
 - Bundled Load for the years 2012-2013; and
 - Direct Access Load for the years 2012-2013.

The Energy Commission will disclose these confidential data only after aggregating to the SCE transmission system area, including Electric Service Providers, Publicly Owned Utilities, and other entities served by the SCE transmission system. The information will remain confidential until December 31, 2015.

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 (GWh)
 - Losses for the years 2013-2015;
 - Total Distribution System Requirements for the years 2013-2015; and
 - Forecast Net of Uncommitted Impacts for the years 2013-2015.
- Form 1.3 – LSE Coincident Peak Demand by Sector (Bundled Customers) (MW)
 - Total Peak for the years 2012-2015.
- Form 1.4 – Distribution Area Coincident Peak Demand (MW)
 - Bundled Peak (from 1.3) for the years 2012-2015;
 - Direct Access (End User Peak Demand and Losses) for the years 2012-2015;
 - Community Choice Aggregators (End User Peak Demand and Losses) for the years 2012-2015; and
 - Other Publicly Owned Departing Load (End User Peak Demand and Losses) for the years 2012-2015.
- Form 1.6a – Hourly Loads by Transmission Planning Subarea or Climate Zone (IOUs Only) (MW)
 - Total System Load for 2012-2013.

The remaining information identified above does not constitute trade secrets, 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).

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 petitions are set forth in California Code of Regulations, Title 20, Section 2506. Finally, an appeal of this decision must be filed within 14 days from the date of this decision. The procedures and criteria for appealing any part of this decision are set forth in California Code of Regulations, Title 20, Section 2505.

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

Sincerely,

A handwritten signature in black ink, appearing to read "R. P. Oglesby", with a long horizontal flourish extending to the right.

Robert P. Oglesby
Executive Director

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