

CALIFORNIA ENERGY COMMISSION1516 NINTH STREET
SACRAMENTO, CA 95814-5512

May 14, 2013

California Energy Commission

DOCKETED
13-IEP-1C

TN 70811

MAY 14 2013

Ms. Angela Gregory
Direct Energy Business, LLC
12 Greenway Plaza, Suite 250
Houston, TX 77046

RE: Direct Energy Business, LLC's Application for Confidentiality for the 2013
Integrated Energy Policy Report Electricity Demand Forecast Submission
Docket No. 13-IEP-1C

Dear Ms. Gregory:

On April 16, 2013, Direct Energy Business, LLC, filed an application for confidentiality in the above-captioned Docket. The application seeks confidentiality for information contained on the Electricity Retail Demand Forecast Form 7.

Direct Energy requests that information in Form 7 should be designated confidential because the information is "substantially similar to information that was previously deemed confidential by the Commission" and Direct Energy previously requested the information be designated confidential on the grounds that it is trade secret information.

Direct Energy requests that the above information in Form 7 be granted confidentiality for three years.

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."

Direct Energy's confidentiality application makes a reasonable claim to grant confidentiality for the data identified above. The information contained on Form 7 constitutes a trade secret and could place Direct Energy at a competitive disadvantage if disclosed. The Energy Commission will aggregate the information submitted by Direct Energy to prevent disclosure of information that would cause harm. The data will be aggregated as follows:

1. For individual ESPs, data aggregated at the statewide level by major customer sector.
2. For the sum of all ESPs, data aggregated at the service area, planning area, or statewide levels by major customer sector.

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The identified confidential information contained on Form 7 will be kept confidential until December 31, 2015.

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

Sincerely,



Robert P. Oglesby
Executive Director

cc: Docket Unit
Sylvia Bender