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September 28, 2015

VIA EMAIL & U.S. MAIL

Robert Oglesby
Executive Director
California Energy Commission
1516 Ninth Street, MS-39
Sacramento, California 95814
Rob.Oglesby@energy.ca.gov

California Energy Commission

DOCKETED

14-HERS-01

TN # 76191

SEP 29 2015

**Re: Request for Confidential Designation for CalCERTS, Inc.'s 2016 HERS
Provider Application**

Dear Director Oglesby:

CalCERTS, Inc. is currently applying for recertification as a Home Energy Rating System (HERS) Provider, pursuant to Chapter 4, Article 8, Sections 1670-1675 of Title 20 of the California Code of Regulations, (hereinafter referred to as "HERS Regulations"). CalCERTS is presently a certified HERS Provider, receiving approval from the California Energy Commission (Commission) for applications submitted in 2003, 2009, and 2013. With each application, CalCERTS has requested and received a designation that all application materials be maintained as confidential pursuant to section 1674(b) of the HERS Regulations. This letter serves as CalCERTS' formal request for a Confidential Designation for its 2016 application.

Pursuant to section 2505 of Title 20 of the California Code of Regulations and section 6254 of the California Government Code, CalCERTS is permitted to request a Confidential Designation for each application submitted to the Commission. Further, repeat requests for Confidential Designations are automatically granted if the facts and circumstances relevant to confidentiality remain unchanged from the prior application. (*See* 20 CCR 2505(a)(4).) This letter serves as CalCERTS' formal request pursuant to these provisions.

Attached to this letter is a certification executed by Michael E. Bachand, President of CalCERTS, which states that CalCERTS' 2016 recertification application meets the criteria for a Confidential Designation. CalCERTS respectfully requests the Commission to grant its request, and that the designation be maintained for as long as the submitted materials meet the criteria for trade secret, proprietary, or confidential status.

Please do not hesitate to contact me at shelby@calcerts.com or (916) 805-5240, if you have any questions.

Sincerely,



Shelby M. Gatlin, Esq.

Attachment

Cc: (Email only)

Mike Bachand, CalCERTS, Inc.
Charlie Bachand, CalCERTS, Inc.
Kourtney Vaccaro, California Energy Commission
Lea Haro, California Energy Commission
Rashid Mir, California Energy Commission
Suzie Chan, California Energy Commission
James Haile, California Energy Commission

ATTACHMENT A

CERTIFICATION OF MICHAEL E. BACHAND

1. I am the President of CalCERTS, Inc., an approved Home Energy Rating System ("HERS") Provider, and have personal knowledge of the facts set forth in this certification.

2. In 2003, CalCERTS submitted an application to the California Energy Commission (Commission) for approval to engage in the business of training, instruction, and certifying HERS Raters pursuant to sections 1670-1675 of Title 20 of the California Code of Regulations.

3. CalCERTS also submitted a request for a Confidential Designation of its application materials, pursuant to section 2025 of Title 20 of the California Code of Regulations.

4. The Commission certified CalCERTS as a HERS Provider and approved the Confidential Designation for CalCERTS' application materials.

5. Since 2003, CalCERTS has requested and received Confidential Designations for its application materials for recertification as a HERS Provider.

6. CalCERTS' application for recertification as a Provider under the 2016 Building Energy Efficiency Standards is substantially similar to the information contained in all previous applications. All the facts and circumstances relevant to confidentiality remain unchanged.

I declare under penalty of perjury, under the laws of the State of California, that all statements contained in this certification are true.

Signed:


Michael E. Bachand, President

Date:

