

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking to Continue
Implementation and Administration of California
Renewables Portfolio Standard Program.

Rulemaking 11-05-005
(Filed May 5, 2011)

**CONFIDENTIALITY DECLARATION FOR
2012 RENEWABLES PORTFOLIO STANDARD PROCUREMENT PLAN
OF DIRECT ENERGY BUSINESS, LLC**

I, the undersigned, declare under penalty of perjury:

(1) I am the attorney representing Direct Energy Business, LLC (“DEB”) in this proceeding;

(2) An officer of DEB was not located within the County of Los Angeles at the time this Confidentiality Declaration was filed;

(3) I am authorized to make this Confidentiality Declaration on DEB’s behalf;

(4) I have reviewed, or caused to be reviewed, the 2012 RPS Procurement Plan (“Plan”) referenced in this Confidentiality Declaration;

(5) Certain information contained in spreadsheet attached to the Plan as Attachment A, as specified in the table below, is eligible for confidential treatment under the provisions of Decision No. 06-06-066 and the Matrix of Allowed Confidential Treatment Energy Service Provider (ESP) Data (“ESP Matrix”) adopted therein and modified by Decision No. 08-04-023, said information is not already public, and the Commission is therefore obligated to protect said information so as to avoid material harm to DEB and its customers:

TABLE OF CONFIDENTIAL INFORMATION

Description of Data	Spreadsheet Location	D.06-06-066 Requirements	Explanation
Annual Retail Sales (MWh)	Cell C4	Demonstrate that submitted material constitutes type of data listed in the Matrix.	DEB's "net short" for any given year is equivalent to its annual retail sales minus procured energy supplies.
		Matrix category	I.B
		State whether data can be protected in a way that would allow partial disclosure.	Aggregated data of all ESPs could be made public without risk of harm to DEB or its customers.
Annual Procurement Targets (MWh)	Cells C5, C7, C12, C17 & C22	Demonstrate that submitted material constitutes type of data listed in the Matrix.	Disclosure of DEB's APT (MWh) data would reveal its total retail sales.
		Matrix category	I.B
		State whether data can be protected in a way that would allow partial disclosure.	Aggregated data of all ESPs could be made public without risk of harm to DEB or its customers.
RPS-Eligible Procurement Data (MWh)	Cells C8, C9, C13, C14, C18, C19 & C22	Demonstrate that submitted material constitutes type of data listed in the Matrix.	DEB's retail sales could be calculated by multiplying RPS procurement (MWh) by actual RPS procurement percentages.
		Matrix category	I.B and I.C
		State whether data can be protected in a way that would allow partial disclosure.	Aggregated data of all ESPs could be made public without risk of harm to DEB or its customers.

(6) The statements in this Confidentiality Declaration are true of my own knowledge, except as to matters which are therein stated on information or belief, and as to those matters I believe them to be true.

Executed on May 23, 2012 at Woodland Hills, California.



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