

**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)

**MOTION OF PACIFIC GAS AND ELECTRIC COMPANY (U 39 E)
FOR LEAVE TO FILE CONFIDENTIAL MATERIAL IN ITS
UPDATE TO THE DRAFT 2014 RENEWABLE ENERGY PROCUREMENT PLAN
UNDER SEAL CONSISTENT WITH THE CONFIDENTIALITY
PROTECTIONS OF DECISIONS 06 06 066 AND 08-04-023**

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Dated: August 20, 2014

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Pursuant to Rule 11.4 of this Commission’s Rules of Practice and Procedure and Decisions (“D.”) 06-06-066 and 08-04-023 governing confidentiality procedures, Pacific Gas and Electric Company (“PG&E”) files this motion for leave to file confidential electric procurement information and data under seal. The material PG&E seeks to protect is included in the confidential, unredacted version of PG&E’s Update to Draft 2014 Renewable Energy Procurement Plan (“RPS Plan Update”) that is being filed concurrently with this Motion.

In D.06-06-066 and D.08-04-023, the Commission adopted rules and procedures governing the submission of confidential electric procurement information to the Commission. In a Matrix, attached to D.06-06-066 as Appendix 1 (the “IOU Matrix”), the Commission established specific rules for Investor-owned Utilities (“IOUs”) governing the confidentiality of certain categories of data and information. D.08-04-023 requires that material formally filed with the Commission for which an IOU seeks confidential treatment must be accompanied by a Motion. In its Motion the IOU must establish:

- 1) that the material it is submitting constitutes a particular type of data listed in the Matrix;
- 2) the category or categories in the Matrix to which the data correspond;
- 3) that the IOU is complying with the limitations on confidentiality specified in the Matrix for that type of data;
- 4) that the information is not already public; and
- 5) that the data cannot be aggregated, redacted, summarized, masked or otherwise protected in a way that allows partial disclosure.^{1/}

Attached hereto and incorporated herein by this reference is a matrix identifying the material for which PG&E is seeking confidential treatment. The matrix specifies that the material PG&E is seeking to protect constitutes the particular type of material listed in the IOU Matrix, or is otherwise protected pursuant to General Order 66-C. The matrix also specifies the category or categories in the IOU Matrix to which the data and information corresponds, and why confidential protection is justified. Finally, the matrix specifies whether: (1) PG&E is complying with the limitations specified in the IOU Matrix for data or information covered by the IOU Matrix; (2) the information is not already public; and (3) the data cannot be aggregated, redacted, summarized or otherwise protected in a way that allows partial disclosure. Because this information is embedded within the RPS Plan Update and it would be difficult to understand if only the pages containing the information were filed under seal, and because a duplicate public version of PG&E's Draft 2013 RPS Plan is being served concurrently with only the confidential material redacted, the entire document containing the protected information should be filed under seal.

For all the reasons described above and in the attached matrix, PG&E requests that the

^{1/} D.06-06-066, p. 80, Ordering Paragraph No. 2.

Commission grant PG&E's motion to file the confidential, unredacted version of its RPS Plan Update under seal. As required by Rule 11.4(a), a proposed order granting this Motion is attached behind the matrix.

Respectfully submitted,

CHARLES R. MIDDLEKAUFF
M. GRADY MATHAI-JACKSON

By: /s/ M. Grady Mathai-Jackson
M. GRADY MATHAI-JACKSON

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PACIFIC GAS AND ELECTRIC COMPANY

Dated: August 20, 2014

PACIFIC GAS AND ELECTRIC COMPANY
Draft 2014 Renewable Energy Procurement Plan – August 20th Update Filing
August 20, 2014

IDENTIFICATION OF CONFIDENTIAL INFORMATION PER DECISION 06-06-066 AND DECISION 08-04-023

Redaction Reference	1) The material submitted constitutes a particular type of data listed in the Matrix, appended as Appendix 1 to D.06-06-066 and Appendix C to D.08-04-023 (Y/N)	2) Which category or categories in the Matrix the data correspond to:	3) That it is complying with the limitations on confidentiality specified in the Matrix for that type of data (Y/N)	4) That the information is not already public (Y/N)	5) The data cannot be aggregated, redacted, summarized, masked or otherwise protected in a way that allows partial disclosure (Y/N)	PG&E's Justification for Confidential Treatment	Length of Time
Document: Appendix 1 and Appendix 2 of August 20, 2014 RPS Plan Update Filing							
Appendix 1 Renewable Net Short - Quantitative Information (Appendix C1): Net Short Calculations Using PG&E Bundled Retail Sales Forecast In Near Term (2014 - 2018) and LTPP Methodology (2019 - 2033) Gray Shading in rows: A, C, E, Ga, Gb, Ha, Hb, H, Ia, Ib, J, J0, J1, J2, La, Lb	Yes	Item V(C): LSE Total Energy Forecast Bundled Customer (MWh) VI(B): Utility Bundled Net Open (Long or Short) Position for	Yes	Yes	Yes	For rows A, C, E, Ga and Gb, this information shows PG&E's net position for RPS-eligible energy in the periods within the front three years of the forecast. The redacted information in Rows A, C, E, Ga,	Item V(C): Front three years. Item VI(B): Front three years of forecast data confidential Item VII(H): Confidential for three years May 21, 2014 ALJ Ruling: Indefinite.

		<p>Energy</p> <p>Item VII(H): Score sheets, analyses, evaluations of proposed RPS projects</p>			<p>and Gb could also be manipulated in conjunction with publicly-available information to determine PG&E's internal and proprietary forecast of its bundled customer total energy requirements.</p> <p>The redacted information for rows Ha, Hb, H, Ia, Ib, J, J0, J1, J2, La and Lb relates to PG&E's optimized Renewable Net Short (RNS), including: PG&E's assumptions for its overall portfolio optimization strategy; any plans to sell forecast Renewable Energy Credits (RECs) above the Procurement Quantity Requirements (PQR); application of forecast RECs above the PQR towards a future RPS compliance requirement; and any plan to</p>	
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						<p>procure of RECs above the PQR in future years. This information is expressly deemed confidential by the May 21, 2014 Administrative Law Judge's Ruling on Renewable Net Short issued in Rulemaking 11-05-005, pages 5, 24, and 27. Additionally, this information could be used to determine PG&E's net open position for RPS-eligible products and constitutes analysis and evaluation of proposed RPS projects, including sales or transactions intended to create a compliance bank.</p>	
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<p>Appendix 2 Renewable Net Short - Quantitative Information (Appendix C2): Net Short Calculations Using PG&E Bundled Retail Sales Forecast</p> <p>Gray Shading in rows: A, C, E, Ga, Gb, Gd, Ge, Ha, Hb, H, Ia, Ib, J, J0, J1, J2, La, Lb</p>	Yes	<p>Item V(C): LSE Total Energy Forecast Bundled Customer (MWh)</p> <p>VI(B): Utility Bundled Net Open (Long or Short) Position for Energy</p> <p>Item VII(H): Score sheets, analyses, evaluations of proposed RPS projects</p>	Yes	Yes	Yes	<p>For rows A, C, E, Ga and Gb, this information shows PG&E's net position for RPS- eligible energy in the periods within the front three years of the forecast.</p> <p>The redacted information in Rows A, C, E, Ga, and Gb could also be manipulated in conjunction with publicly-available information to determine PG&E's internal and proprietary forecast of its bundled customer total energy requirements.</p> <p>The redacted information for rows Gd, Ge, Ha, Hb, H, Ia, Ib, J, J0, J1, J2, La and Lb relates to PG&E's optimized Renewable Net Short (RNS), including: PG&E's assumptions for its overall portfolio optimization</p>	<p>Item V(C): Front three years.</p> <p>Item VI(B): Front three years of forecast data confidential</p> <p>Item VII(H): Confidential for three years</p> <p>May 21, 2014 ALJ Ruling: Indefinite.</p>
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					<p>strategy; any plans to sell forecast Renewable Energy Credits (RECs) above the Procurement Quantity Requirements (PQR); application of forecast RECs above the PQR towards a future RPS compliance requirement; and any plan to procure of RECs above the PQR in future years. This information is expressly deemed confidential by the May 21, 2014 Administrative Law Judge's Ruling on Renewable Net Short issued in Rulemaking 11-05-005, pages 5, 24, and 27.</p> <p>Additionally, this information could be used to determine PG&E's net open position for RPS-eligible products and constitutes analysis and evaluation of proposed RPS</p>	
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						projects, including sales or transactions intended to create a compliance bank.	
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[PROPOSED] RULING

In accordance with its Rules of Practice and Procedure, the California Public Utilities Commission (“Commission”) has considered the motion of Pacific Gas and Electric Company (“PG&E”), filed August 20, 2014, for leave to file confidential materials under seal, namely certain information in the confidential, unredacted version of its Update to Draft 2014 Renewable Energy Procurement Plan (“Motion”). The Commission rules as follows:

1. PG&E’s Motion is granted. The protected materials in the confidential, unredacted version of PG&E’s Update to Draft 2014 Renewable Energy Procurement Plan are described in the matrix attached to the Motion.

2. The confidential, unredacted version of this information shall remain under seal, and shall not be made accessible or disclosed to anyone other than the Commission staff except on the further order or ruling of the Commission, the Assigned Commissioner, the Assigned Administrative Law Judge (“ALJ”), or the ALJ then designated as Law and Motion Judge.

Dated _____, 2014 at San Francisco, California.

Administrative Law Judge

VERIFICATION

I, Stephanie Greene, am an employee of PACIFIC GAS AND ELECTRIC COMPANY, a corporation, and am authorized to make this verification on its behalf. I have read the foregoing **MOTION OF PACIFIC GAS AND ELECTRIC COMPANY (U 39 E) FOR LEAVE TO FILE CONFIDENTIAL MATERIAL IN ITS UPDATE TO DRAFT 2014 RENEWABLE ENERGY PROCUREMENT PLAN UNDER SEAL CONSISTENT WITH THE CONFIDENTIALITY PROTECTIONS OF DECISIONS 06 06 066 AND 08-04-023**, dated August 20, 2014.

The statements in the foregoing document are true to my own knowledge, except as to matters which are therein stated on information and belief, and as to those matters I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 20th day of August 2014 at San Francisco, California.

/s/ Stephanie Greene

Stephanie Greene
Manager, Renewable Energy
Pacific Gas and Electric Company