

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

Order Instituting Rulemaking to Continue
Implementation and Administration, and
Consider Further Development, of California
Renewables Portfolio Standard Program.

Rulemaking 15-02-020
(Filed February 26, 2015)

**DECLARATION OF WILLIAM STOKES IN SUPPORT OF
CONFIDENTIAL TREATMENT OF DATA SUBMITTED BY
CALPINE POWERAMERICA-CA, LLC AS PART OF ITS
2015 PRELIMINARY ANNUAL 33% RPS COMPLIANCE REPORT
FOR THE FIRST COMPLIANCE PERIOD (2014-2016)**

I, William Stokes, declare:

1. I am the Vice President for Calpine PowerAmerica-CA, LLC (“Calpine PowerAmerica”).
2. In this capacity, I have knowledge of the information contained in Calpine PowerAmerica’s 2015 Preliminary Annual 33% RPS Compliance Report.
3. I make this declaration in support of Calpine PowerAmerica’s 2015 Preliminary Annual 33% RPS Compliance Report pursuant to Decision 06-06-066, as modified by Decision 08-04-023 (collectively, “Confidentiality Decisions”).
4. In the Confidentiality Decisions, the California Public Utilities Commission (“Commission”) adopted rules governing the confidentiality of certain electric procurement data submitted to the Commission by electric service providers (“ESPs”). In the modified ESP matrix attached to Decision 08-04-023, the Commission identified categories of information and the confidentiality protections to be applied to those categories.¹ To the extent information submitted to the Commission by an ESP matches a category of information contained in the ESP

¹ See D.08-04-023 at Appendix B.

Matrix, the information is entitled to the protection provided for that category of information by the ESP Matrix.²

Attached hereto and incorporated by reference is a table identifying data for which Calpine PowerAmerica is seeking confidential treatment. As required by Ordering Paragraph 2 of Decision 06-06-066, the table specifies:

1. That the material Calpine PowerAmerica is submitting constitutes a particular type of data listed in the Matrix;
2. Which category or categories in the Matrix the data correspond to;
3. That Calpine PowerAmerica 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.

The statements in the foregoing document 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.

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

Executed this 1st day of September, 2016, in Houston, Texas.

/s/
William Stokes, Vice President

² Decision 06-06-066, mimeo at 80 (Ordering Paragraph 2).

CALPINE POWERAMERICA-CA, LLC
2014 PRELIMINARY ANNUAL 33% RPS COMPLIANCE REPORT
IDENTIFICATION OF CONFIDENTIAL INFORMATION PER DECISION 06-06-066, as modified by D.08-04-023
Date: September 1, 2016

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 (Y/N)	2) Which category or categories in the Matrix do(es) 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)	Calpine PowerAmerica's Justification for Confidential Treatment
<p>33% RPS Progress Summary Tab, Cells F10-J10, F12-J12, and F13, I13.</p> <p>Accounting Tab, Cells F18-J18, F21-J21, F26-L26, F32-J32, and C42-C46.</p> <p>Procurement Detail Tab, Cells E19, H19, E22, and H22.</p>	Y	Item IB, III-C	Y	Y	Y (but data may be aggregated with data of all ESPs)	<p>Historical and front three years of forecast of Calpine PowerAmerica's total energy requirements. This covers data from 2014 through 2018; accordingly, data is redacted for all five years. Linked cells whose value would reveal this confidential data are also redacted.</p> <p>Due to the fact that it is broadly known that Calpine PowerAmerica-CA, LLC ("CPA") has a single customer with a consistent retail load from year to year,</p>

						disclosure of 2015 retail sales would allow market participants to extrapolate CPA's compliance obligations in the next compliance period and, therefore, determine CPA's current short RPS position. Such disclosure would put CPA at a competitive disadvantage relative the other market participants.
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