



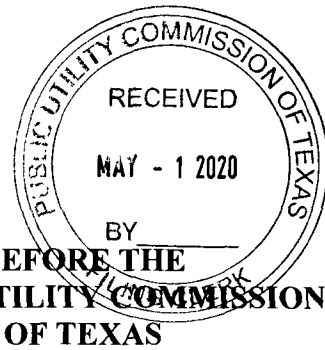
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DOCKET NO. 50734



APPLICATION OF ONCOR §
ELECTRIC DELIVERY COMPANY §
LLC FOR APPROVAL TO AMEND ITS §
DISTRIBUTION COST RECOVERY §
FACTOR §

BEFORE THE
PUBLIC UTILITY COMMISSION
OF TEXAS

**ONCOR'S STATEMENT OF CONFIDENTIALITY CONCERNING
RESPONSES TO OCSC'S FIRST REQUESTS FOR INFORMATION**

COMES NOW Oncor Electric Delivery Company LLC ("Oncor"), by and through its attorneys of record, and pursuant to the Protective Order proposed in this Docket, submits this Statement of Confidentiality Concerning Responses to the Steering Committee of Cities Served by Oncor's ("OCSC") First Requests for Information ("Statement of Confidentiality").

**I.
BACKGROUND**

Oncor is providing responses to OCSC's First Requests for Information. Responses to the requests listed below contain sensitive commercial information that is considered confidential or highly sensitive confidential and, as a result, the responses were provided under the Protected Material or Highly Sensitive Protected Material designation (material designated under either heading hereinafter called "Protected Material") pursuant to the standard Protective Order proposed by Oncor in this Docket.¹ This statement is being filed to comply with the requirement of Paragraph 4 of that Protective Order related to claims of exemption from public disclosure pursuant to the Public Information Act. Oncor asserts that the information that has been marked as Protected Material is exempt from public disclosure pursuant to sections 552.101 and 552.110 of the Texas Public Information Act ("TPIA").²

**II.
ARGUMENT**

The Protected Material is exempt from disclosure under the TPIA because it contains confidential competitively-sensitive information and commercial or financial information, the public disclosure of which would cause substantial competitive harm to Oncor.

¹ Application, Attachment C (Apr. 3, 2020).

² Administrative Procedure Act, Tex. Gov't Code Ann. §§ 552.001-552.376 (West 2012 & Supp. 2019).

The Protected Material is considered confidential under 16 Tex. Admin. Code § 25.272(c)(3) and is the type of sensitive business information that can be used only for the specified purposes in this Docket. Thus, the Protected Material is also covered by TPIA § 552.101, which excepts material from public disclosure that is considered to be “confidential by law... or by judicial decision.”

The Protected Material is further protected from public disclosure by the provisions of TPIA § 552.110(b), which exempts from public disclosure “commercial or financial information for which it is demonstrated based on specific factual evidence that disclosure would cause substantial competitive harm to the person from whom the information was obtained” Oncor has taken measures to maintain the information that has been marked as Protected Material as confidential, both within and outside the company, and has not released this information other than pursuant to protective orders or confidentiality agreements. Broader dissemination will provide an advantage to the company’s competitors, suppliers, or customers, and thereby cause substantial competitive harm to the relevant company.

Counsel for Oncor has reviewed the Protected Material sufficiently to state in good faith that the information contained therein is exempt from public disclosure under the TPIA and merits the Protected Material designation. Oncor has provided the following responses designated as Protected Material:

OCSC RFI No. 1, Question 1-12:

Oncor’s response to Question 1-12 includes Oncor’s annual meter replacement projections, broken down by meter type, and new premise forecasts for years 2017 through 2019. This information consists of proprietary, commercially-sensitive, and confidential business information, all of which is excepted from public disclosure under the TPIA as discussed above.

OCSC RFI No. 1, Question 1-13:

Oncor’s response to Question 1-13 includes Oncor’s internal guidelines concerning its working reserve of transformers and regulators, historical data on its transformers and regulators for new serves and replacements for years 2017 through 2019, historical plans for power factor correction and equipment replacements for years 2017 through 2019, and network protector plans for 2018 and 2019 based on projected maintenance and new-serve locations. This information consists of proprietary and commercially-sensitive information and confidential

business and financial information, all of which is excepted from public disclosure under the TPIA as discussed above.

OCSC RFI No. 1, Question 1-14:

Oncor's response to Question 1-14 includes recommendations and analyses concerning Oncor's system spare transformers. This information consists of proprietary, commercially-sensitive, and confidential business information, all of which is excepted from public disclosure under the TPIA as discussed above.

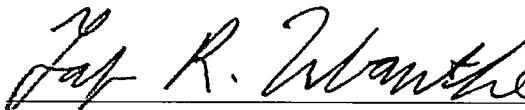
OCSC RFI No. 1, Question 1-15:

Oncor's response to Question 1-15 includes anticipated in-service dates associated with land purchases listed in workpaper WP_Schedule B-1_1_1. This information consists of proprietary, commercially-sensitive, and confidential business information, all of which is excepted from public disclosure under the TPIA as discussed above.

**III.
CONCLUSION AND PRAYER**

WHEREFORE, PREMISES CONSIDERED, Oncor requests that the Public Utility Commission of Texas accept this Statement of Confidentiality and grant Oncor such other relief to which it may show itself justly entitled.

By:



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CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing was served on all parties of record via email, on this the 30th day of April, 2020, in accordance with the Commission's Order Suspending Rules issued on March 16, 2020 in Project No. 50664.

