

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA



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Application of Pacific Gas and Electric
Company (U39E) for Approval of Demand
Response Programs, Pilots and Budgets for
Program Years 2018-2022.

Application 17-01-012

And Related Matters.

Application 17-01-018

Application 17-01-019

**MOTION OF THE PUBLIC ADVOCATES OFFICE
FOR LEAVE TO FILE UNDER SEAL**

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March 29, 2019

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**MOTION OF THE PUBLIC ADVOCATES OFFICE
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Pursuant to Rule 11.4 of the California Public Utilities Commission's (Commission) Rules of Practice and Procedure, the Public Advocates Office at the California Public Utilities Commission submits this motion for leave to file under seal a confidential version of its opening responses to the *February 28, 2019 Administrative Law Judge's Ruling Directing Responses to Questions Resulting from the February 11-12, 2019 Demand Response Auction Mechanism Workshop and Comments on Proposals to Improve the Mechanism* (DRAM Ruling), in the consolidated proceeding of Pacific Gas and Electric Company's (PG&E) A.17-12-012, Southern California Edison Company's (SCE) Application (A.) 17-12-018, and San Diego Gas and Electric Company's (SDG&E) A.17-01-019 requesting approval of the results of their respective Demand Response programs, pilots and budgets for program years 2018-2022.

In Attachments A and B of *Response of the Public Advocates Office on the Administrative Law Judge's Ruling Directing Responses to Questions Resulting from the February 11-12, 2019 Demand Response Auction Mechanism Workshop and Comments on Proposals to Improve the Mechanism* (Public Advocates Office Responses), the Public Advocates Office includes material that PG&E and SCE claim are confidential. PG&E labeled such information as confidential because the audit reports contain protected

market sensitive/competitive data.¹ SCE labeled its information confidential pursuant to Section 13.1 of its Demand Response Auction Mechanism contract.² While the Public Advocates Office agrees to give confidential treatment to materials marked confidential by PG&E and SCE, this means that the Public Advocates Office is prevented from unilaterally disclosing this information. Accordingly, the Public Advocates Office requests that the Commission protect the Public Advocates Office's use of such confidential information by granting this motion for leave to file under seal a confidential version of its Opening Comments to the Proposed Decision. Attached hereto is a Proposed Order pursuant to Rule 11.4.

Respectfully submitted,

/s/ ROSANNE O'HARA
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¹ Motion of Pacific Gas and Electric Company (U 39-E) for Inclusion of "PG&E Summary of 2018-2019 DRAM RFO Audit Analysis, Results as of December 4, 2018" in Energy Division's Final Evaluation Report of the Demand Response Auction Mechanism, Declaration Supporting Confidential Designation on Behalf of Pacific Gas and Electric Company (U 39 E) at p. 2.

² Motion of Southern California Edison Company (U 338-E) to File Audit Report Under Seal at p. 1.

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[PROPOSED] ORDER

In accordance with the Rules of Practice and Procedure, the assigned Administrative Law Judge has considered the motion of the Public Advocates Office for leave to file its confidential *Response of the Public Advocates Office on the Administrative Law Judge's Ruling Directing Responses to Questions Resulting from the February 11-12, 2019 Demand Response Auction Mechanism Workshop and Comments on Proposals to Improve the Mechanism* under seal. The Administrative Law Judge rules as follows:

1. The Public Advocates Office's motion is granted. The protected materials in the confidential, unredacted version of the *Response of the Public Advocates Office on the Administrative Law Judge's Ruling Directing Responses to Questions Resulting from the February 11-12, 2019 Demand Response Auction Mechanism Workshop and Comments on Proposals to Improve the Mechanism* are in Attachments A and B of the responses.
2. The confidential, unredacted version of this information shall remain under seal for a period of three years. During this three-year period, the information will remain under seal and shall not be made accessible or disclosed to anyone other than the Commission staff, or on the further order or ruling of the Commission, the assigned Commissioner, the assigned Administrative Law Judge, the Law and Motion Judge, the

Chief Judge, or the Assistant Chief Judge, or as ordered by a court of competent jurisdiction.

3. If Pacific Gas & Electric Company or Southern California Edison Company believes that it is necessary for this information to remain under seal for longer than three years, they may file a new motion stating the justification for further withholding of the information from public inspection. This motion shall be filed at least 30 days before the expiration of today's limited protective order.

Dated _____, 2019

ADMINISTRATIVE LAW JUDGE