

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



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Order Instituting Rulemaking Concerning
Energy Efficiency Rolling Portfolios,
Policies, Programs, Evaluation, and Related
Issues.

Rulemaking 13-11-005

**MOTION OF SAN DIEGO GAS & ELECTRIC COMPANY (U 902 M) FOR
LEAVE TO FILE CONFIDENTIAL MATERIALS UNDER SEAL**

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May 1, 2019

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Pursuant to Rule 11.4 of the Commission’s Rules of Practice and Procedure and Commission Decision 18-01-004, San Diego Gas & Electric Company (“SDG&E”) hereby files this Motion to File Under Seal, and Proposed Ruling, regarding the confidential information in Appendix C of *San Diego Gas & Electric Company Energy Efficiency Programs, Annual Report, 2018 Results* (“2018 Annual Report”). This report is being filed and served simultaneously in this docket and in Rulemaking (“R.”) 13-12-011.

As set forth in a declaration attached hereto, SDG&E is seeking confidential treatment of the dollar value of its third-party programs in Appendix C to the 2018 Annual Report. The Commission contemplated that this information would be kept confidential, as indicated in Commission decision D.18-01-004 at Ordering Paragraph 8. And as explained in the attached declaration, disclosure of this information would be inappropriate because disclosure of the third-party-contract amounts could reflect on a change in a company’s financial status or business opportunities, potentially resulting in a competitive disadvantage.

For good cause shown, the dollar value of SDG&E's third-party programs in Appendix C to the 2018 Annual Report should be kept confidential and this motion should be granted.

SDG&E has attached a Proposed Ruling for the Commission's use in granting this motion.

DATED this 1st day of May 2019, at San Diego, California.

Respectfully submitted,

By: Stacy Van Goor

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ATTACHMENT 1

Declaration of Alex Kim Regarding Confidentiality of Certain Data

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

**DECLARATION OF ALEX KIM
REGARDING CONFIDENTIALITY OF CERTAIN DATA**

I, Alex Kim, do declare as follows:


1. I am Director of Customer Programs in the Customer Services Division for San Diego Gas & Electric Company ("SDG&E"). I have been delegated authority to sign this declaration by Scott B. Crider, Vice President of Customer Services at SDG&E. I have reviewed the confidential information included within SDG&E's Energy Efficiency Programs Annual Report 2018 Results ("Annual Report"), submitted concurrently herewith. I am personally familiar with the facts in this Declaration and, if called upon to testify, I could and would testify to the following based upon my personal knowledge and/or information and belief.

2. I hereby provide this Declaration in accordance with Decision ("D.") 19-01-028 and General Order ("GO") 66-D to demonstrate that the confidential information ("Protected Information") provided in the Annual Report is within the scope of data protected as confidential under applicable law.

3. In accordance with the narrative justification described in Attachment A, the Protected Information should be protected from public disclosure.

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

Executed this 29th day of April 2019, at San Diego.



Alex Kim
Director- Customer Programs
SDG&E

ATTACHMENT A

SDG&E Request for Confidential Treatment of the following information contained in its Energy Efficiency Programs Annual Report 2018 Results.

Location of Protected Information	Legal Citations	Narrative Justification
Highlighted column contained in Appendix C.	Non-Public Company Financial Information: Gov't Code §§625(k), 6254.7(d); Evid. Code §1060; Civil Code §3426 et seq.; Competitive Data: Gov't Code §§625(k), 6254.7(d); Evid. Code §1060; Civil Code §3426 et seq.	Disclosure of third-party contract amounts could indicate to the public a change in the company's financial status or business opportunities, potentially resulting in competitive disadvantage. Moreover, third-party vendors are contractually required to keep such financial information confidential.

ATTACHMENT 2

Proposed Order

PROPOSED ORDER

San Diego Gas & Electric Company (“SDG&E”) filed a motion on April 30, 2019, requesting authority to file and maintain confidential commercially sensitive information under seal (the “Motion”). The Motion sought confidential treatment of the dollar value of SDG&E’s third-party programs in Appendix C of *San Diego Gas & Electric Company Energy Efficiency Programs, Annual Report, 2018 Results* (“2018 Annual Report”). Based on a review of the information and basis for confidentiality, it is ordered that:

1. The confidential information contained in Appendix C of the 2018 Annual Report, shall remain sealed and is not to be disclosed to anyone other than Commission staff, the Assigned Commissioner, the assigned Administrative Law Judges (“ALJs”) or an ALJ designated to decide this Motion;
2. Further proceedings, if any, held with respect to matters contained in the confidential information shall be conducted in a manner the assigned ALJs deem reasonably necessary to protect the confidentiality of the materials described herein;
3. SDG&E has the right to consider and reject requests for access to this material by means of a non-disclosure agreement or other method; and
4. All additional documentary evidence in this proceeding that addresses or relates to the subject matter of the confidential information must be treated in the confidential manner described in paragraphs 1 and 2, above.

Administrative Law Judge

Dated: _____