



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

FILED

03-16-10
04:59 PM

Application of San Pablo Bay Pipeline Company LLC for
Approval of Tariffs for the San Joaquin Valley Crude Oil
Pipeline and related matters

A.08-09-024
C.08-03-021
C.09-02-007
C.09-03-027

**CHEVRON PRODUCTS COMPANY'S MOTION FOR AUTHORITY TO FILE
CONFIDENTIAL INFORMATION UNDER SEAL**

JOSEPH M. MALKIN
ERICH F. LICHTBLAU
NIKKA RAPKIN
DONALD A. SNEAD
Orrick, Herrington & Sutcliffe LLP
The Orrick Building
405 Howard Street
San Francisco, California 94105-2669
Telephone: (415) 773-5505
Fax: (415) 773-5759
E-mail: jmalkin@orrick.com

Attorneys for Intervenor/Protestant and
Complainant CHEVRON PRODUCTS
COMPANY

Date: March 16, 2010

**MOTION FOR AUTHORITY TO FILE CONFIDENTIAL
INFORMATION UNDER SEAL**

Pursuant to Rule 11.1 of the Commission's Rules of Practice and Procedure, Public Utilities Code Section 583 and General Order No. 66-C, Chevron Products Company ("Chevron") requests an order allowing it to file its Reply to Response of Shell Trading Company (US) ("STUSCO") To Motion To Remove "Highly Confidential" Designation From the Master Transportation Agreement With The Shell Pipeline, under seal.

Chevron and STUSCO (Each individually a "Party") executed a Nondisclosure Agreement in November 2009 ("Nondisclosure Agreement") in order to maintain the confidentiality of materials produced during discovery in the above-captioned proceeding. The Agreement was intended to apply only to materials produced by either Party that contained either "Confidential Material" or "Highly Confidential Material," as defined in the Nondisclosure Agreement. STUSCO produced the Shell Oil Pipeline (US) California Proprietary Crude Oil Pipeline Exchange Agreement, dated April 1, 2003 ("Master Transportation Agreement") as Highly Confidential Material.

Though Chevron does not believe that the entirety of the material contained in the Master Transportation Agreement is truly competitively sensitive or otherwise warrants protection, Chevron is obligated by the Nondisclosure Agreement to file information STUSCO has designated as "Highly Confidential" under seal. Chevron's motion to file under seal is based on the fact that its Reply to Response of Shell Trading Company (US) To Motion To Remove "Highly Confidential" Designation From the Master Transportation Agreement With The Shell Pipeline discloses information produced as Highly Confidential. Chevron has prepared and filed

separately a redacted version of the motion so that all of the non-confidential information can be placed in the Commission's public records.

Respectfully submitted,

/s/

JOSEPH M. MALKIN
ERICH F. LICHTBLAU
NIKKA RAPKIN
DONALD A. SNEAD

Orrick, Herrington & Sutcliffe LLP
The Orrick Building
405 Howard Street
San Francisco, California 94105-2669
Telephone: (415) 773-5505
Facsimile: (415) 773-5759
E-mail: jmalkin@orrick.com

Attorneys for Intervenor/Protestant and
Complainant CHEVRON PRODUCTS
COMPANY

March 16, 2010

**[PROPOSED] ORDER GRANTING MOTION FOR AUTHORITY TO FILE
CONFIDENTIAL INFORMATION UNDER SEAL**

On March 1, 2010, Chevron Products Company (“Chevron”) filed a Motion To Remove “Highly Confidential” Designation From The Master Transportation Agreement With The Shell Pipeline Produced By Shell Trading (US) Company, on the grounds that STUSCO improperly designated the Master Transportation Agreement as “Highly Confidential Material” pursuant to a Nondisclosure Agreement, and that the agreement, pursuant to which Equilon Enterprises, LLC provides public utility service to its affiliate, STUSCO, belongs in the public record. On March 8, 2010, Shell Trading (US) Company filed a response to Chevron’s motion, and on March 16, 2010, with leave from the assigned Administrative Law Judge (ALJ), Chevron filed a reply. Chevron’s Motion for Authority to File Confidential Information Under Seal is based on the fact that its Reply to Response of Shell Trading Company (US) To Motion To Remove “Highly Confidential” Designation From the Master Transportation Agreement With The Shell Pipeline discloses information produced as Highly Confidential.

Good cause having been shown, **IT IS RULED** that the Motion for Authority to File Confidential Information Under Seal is **GRANTED**.

Dated _____, 2010 at San Francisco, California.

Administrative Law Judge

PROOF OF SERVICE BY E-MAIL

I am more than eighteen years old and not a party to this action. My business address is Orrick, Herrington & Sutcliffe LLP, The Orrick Building, 405 Howard Street, San Francisco, California 94105-2669. On March 16, 2010, I served the following documents:

- **CHEVRON PRODUCTS COMPANY'S MOTION FOR AUTHORITY TO FILE CONFIDENTIAL INFORMATION UNDER SEAL**

on the interested parties in consolidated Dockets A.08-09-024, C.08-03-021, C.09-02-007 and C.09-03-027 in this action by electronic mail to the following:

barbara.hickl@shell.com
jleslie@luce.com
elichtblau@orrick.com
michael.hindus@pillsburylaw.com
jmalkin@orrick.com
epoole@adplaw.com
jsqueri@goodinmacbride.com
mgo@goodinmacbride.com
dhuard@manatt.com
mcorcoran@goldstein-law.com
mgoldstein@goldstein-law.com
kris.mira@shell.com
robbie.ralph@shell.com
tim.gehl@shell.com
bdowling@tsocorp.com
andrew.dalton@valero.com
darren.stroud@valero.com
marcie.milner@shell.com
jpmosher@aeraenergy.com
ddonabedian@luce.com
wesley.spowhn@pillsburylaw.com
bcragg@goodinmacbride.com
cassandra.sweet@dowjones.com
tkaushik@manatt.com
mday@goodinmacbride.com
judypau@dwt.com
katielson@dwt.com
vidhyaprabhakaran@dwt.com
cem@newsdata.com

dcoh@chevron.com
rock@cipa.org
alf@cpuc.ca.gov
kjb@cpuc.ca.gov

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

Executed on March 16, 2010, at San Francisco, California.

/s/ Nancy Lee-Ramos

Nancy Lee-Ramos