

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Southern California Edison Company (U 338-E) for Orders: (1) Approving Certain Provisions of a Settlement Agreement Between Edison and Vulcan/BN Geothermal Power Company; Elmore, L.P.; Del Ranch, L.P.; and Leathers, L.P. and (2) Authorizing Edison's Recovery in Rates of Payment Made Pursuant to the Approved Provisions for Energy Delivered On and After January 1, 1996.

Application 96-08-029
(Filed August 13, 1996)

**ADMINISTRATIVE LAW JUDGE'S RULING
ON MOTION FOR PROTECTIVE ORDER**

Southern California Edison Company (Edison) requests a ruling to extend protective orders in this application.

The protective orders were issued in connection with Edison's application for approval of a settlement agreement between Edison and four different qualifying facilities, or QFs. The protective orders sought confidential treatment of the terms of the settlement set forth in Sections II, III and IV of the application; portions of Exhibit SCE-1 (prepared testimony of Donald A. Fellows, Jr., W. James Scilacci and Peter F. Moreno, and attachments A-F thereto); and portions of Exhibit SCE-3 (prepared testimony of Randall W. Wulff). On January 17, 1997, Edison filed an additional motion for a protective order in connection with its reply to a protest.

The Commission granted separate protective orders related to the requests for confidentiality. On March 26, 1999, the assigned Law and Motion Judge issued an order granting an extension of both protective orders. Since then, the protective orders have been extended, most recently through March 21, 2005.

The confidential information deals with the settlement of a dispute concerning terms in standard offer QF power purchase contracts known as Interim Standard Offer No. 4 (ISO4). Edison is currently a party to approximately 98 active ISO4 contracts. These ISO4s contain the same terms that formed the dispute and settlement in this application. Edison states that it could be faced with resolving similar disputes in the future with different QFs, and public disclosure of the confidential settlements would place Edison at a disadvantage in attempting to settle similar claims with other QFs.

The motion for extension of the protective orders in this proceeding is unopposed. Edison has stated sufficient grounds for a protective order under Pub. Util. Code § 583 and General Order 66-C. A public hearing on the motion is unnecessary.

Good cause appearing, **IT IS RULED** that:

1. The motion of Edison for authority to maintain the confidentiality of the unredacted version of the application and Exhibits SCE-1 and SCE-3 and attachments A-F thereto, and all of Exhibit SCE-2 is granted to the extent set forth below.

2. The redacted portions of the application and Exhibits SCE-1, SCE-3 and attachments A-F thereto, and all of Exhibit SCE-2, which information has been submitted under seal, shall remain under seal for a period of two years from the date of this ruling, and during that period shall not be made accessible or disclosed to anyone other than Commission staff except (1) on the further order or ruling of the Commission, the Assigned Commissioner, the assigned

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling on Motion for Protective Order on all parties of record in this proceeding or their attorneys of record.

Dated March 8, 2005, at San Francisco, California.

/s/ JANET V. ALVIAR

Janet V. Alviar

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.