



ALJ/RL8/asf 5/15/2024

FILED

05/15/24

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

9:11 AM

A2312010

In the Matter of the Application of Bear Valley Electric Service, Inc. (U 913 E), for Preapproval of Power Purchase Agreements and Benchmark Price Process; Authority to Recover Costs; and Authority to Establish Memorandum Account.

Application 23-12-010

ADMINISTRATIVE LAW JUDGE’S RULING IDENTIFYING EXHIBITS, GRANTING CONFIDENTIAL TREATMENT, AND ADMITTING EXHIBITS INTO THE RECORD

This ruling addresses the May 6, 2024 Joint Motion to Admit Testimony into the Record (Joint Motion) filed by Bear Valley Electric Service, Inc. (BVES) and The Public Advocates Office at the California Public Utilities Commission (Cal Advocates). The ruling also addresses the two motions filed by BVES on December 20, 2023 and April 26, 2024, for Leave to File Confidential Testimony Under Seal.

Pursuant to the Joint Motion, the following exhibits are identified in the table below as follows:

Exhibit Number	Party	Exhibit Description and Sponsoring Witness(es)
BVES-1	BVES	Prepared Direct Testimony of Sean Matlock (Public)
BVES-2C	BVES	Prepared Direct Testimony of Sean Matlock (Confidential)

BVES-3	BVES	Prepared Rebuttal Testimony Sean Matlock (Public)
BVES-4C	BVES	Prepared Rebuttal Testimony of Sean Matlock (Confidential)
CalAdv-1	Cal Advocates	Prepared Direct Testimony of Christopher Myers (Public Version)
CalAdv-2C	Cal Advocates	Prepared Direct Testimony of Christopher Myers (Confidential Version)

Regarding the two motions to file confidential testimony, in both instances, BVES states that the testimony is comprised entirely of market sensitive information including forms of Master Power Sales and Procurement Agreements, Collateral Annexes, Confirmations and a methodology to develop price reasonableness benchmarks.

We reviewed the exhibits and find that the Commission has granted confidential treatment to such information in the past and we find it reasonable to do so again in this proceeding. BVES also submitted declarations describing the confidential information and the basis for such treatment. We therefore grant the two motions filed by BVES on December 20, 2023 and April 26, 2024 for Leave to File Confidential Testimony Under Seal and grant confidential treatment to Exhibits BVES-2C and BVES-4C.

We also grant confidential treatment to Exhibit CalAdv-2C as upon review, we find that the confidential portions in the exhibit contain discussions about the information found in Exhibit BVES-2C. In future filings however, Cal Advocates should file a separate motion for confidential treatment of its

exhibit rather than simply declare that such is confidential when serving the exhibit.

Regarding the Joint Motion, we find that the exhibits identified in the table above are relevant to the proceeding and that no party objects to the admission of any of the above exhibits. We therefore grant the Joint Motion and rule that the exhibits identified in the above table be admitted into the evidentiary record of this proceeding as of the date of this ruling.

It is so Ruled.

Dated May 15, 2024, at San Francisco, California.

/s/ RAFAEL L. LIRAG

Rafael L. Lirag
Administrative Law Judge