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

Order Instituting Rulemaking to Continue
Electric Integrated Resource Planning and
Related Procurement Processes.

Rulemaking 20-05-003
(Filed May 7, 2020)

**MOTION OF DIRECT ENERGY BUSINESS, LLC FOR LEAVE TO FILE
CONFIDENTIAL MATERIAL UNDER SEAL**

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December 2, 2024

Attorneys for Direct Energy Business, LLC

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

Order Instituting Rulemaking to Continue
Electric Integrated Resource Planning and
Related Procurement Processes.

Rulemaking 20-05-003
(Filed May 7, 2020)

**MOTION OF DIRECT ENERGY BUSINESS, LLC FOR LEAVE TO FILE
CONFIDENTIAL MATERIAL UNDER SEAL**

Pursuant to Rules 11.1 and 11.4 of the California Public Utilities Commission (the “Commission”) Rules of Practice and Procedure, Direct Energy Business, LLC (“Direct Energy”) moves for leave to file portions of its December 2, 2024 Integrated Resource Plan Procurement Update Compliance Filing (“IRP Procurement Update”) under seal. In accordance with the requirements in the June 2024 IRP Compliance Filing & Data Request Filing Requirements Overview and Commission Staff’s November 8, 2024 electronic correspondence, Direct Energy’s confidential IRP Procurement Update will be uploaded to the Energy Division File Transfer Protocol (“FTP”) and tendered under seal.

Portions of Direct Energy’s IRP Procurement Update are eligible for confidentiality protection pursuant to Decision (D.) 06-06-066, D.08-04-023, D.21-11-029 and the Matrix of Allowed Confidential Treatment for Electric Service Providers (“ESP”) and Community Choice Aggregator Data (“ESP Matrix”) attached as Attachment 2, Appendix 2 to the latter decision. The data for which Direct Energy requests confidentiality, and thereby protection from public disclosure, is of the types and corresponds to categories set forth in the ESP Matrix.

D.08-04-023 specifies that where “[a] party files a pleading in a formal proceeding, including data of the type addressed in the Matrices to D.06-06.066, and seeks confidential treatment of that data,” the party is required to file a motion that complies with the requirements

of Rule 11.4 and meets the five required showings specified in D.06-06-066, Ordering Paragraph 2, which are:

1. The material constitutes a particular type of data listed in the Matrix;
2. The category or categories in the Matrix to which the data correspond;
3. The submitting party is complying with the limitations on confidentiality specified in the Matrix for that type of data;
4. The information is not already public; and
5. The data cannot be aggregated, redacted, summarized, masked or otherwise protected in a way that allows partial disclosure.¹

The information contained in Direct Energy's IRP Procurement Update is confidential in nature, and would reveal load forecasting and supply data information, which qualifies for protection under ESP Matrix categories II-A and II-B. Direct Energy is complying with the limitations on confidentiality specified in the Matrix for this type of data, and the information is not already public. The data in the IRP Procurement Update cannot be aggregated, redacted, summarized, masked or otherwise protected in a way that allows partial disclosure.

The loss of confidentiality of Direct Energy's IRP Procurement Update would directly divulge Direct Energy's load forecasts and supply data, which are confidential in nature, per Commission decisions. The items being redacted, if disclosed and aggregated, could be used to determine Direct Energy's confidential procurement requirement.

Accordingly, Direct Energy respectfully requests that the information contained in its IRP Procurement Update identified below be treated as confidential and protected from public

¹ D.08-04-023, pp. 21-22.

disclosure. Direct Energy requests that the data remain under seal until December 31, 2026. Direct Energy also requests a ruling granting leave to file the confidential IRP Procurement Update under seal.

Dated: December 2, 2024

Respectfully submitted,

/s/

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ATTACHMENT 1: IDENTIFICATION OF CONFIDENTIAL INFORMATION

<i>Redaction reference</i>	<i>1. The material constitutes a particular type of data listed in the ESP Matrix</i>	<i>2. Category(ies) in the ESP Matrix to which data corresponds</i>	<i>3. Direct Energy is complying with limitations on confidentiality specified in the ESP Matrix for that type of data</i>	<i>4. The information is not already public</i>	<i>5. The data cannot be aggregated, redacted, summarized, masked or otherwise protected in a way that allows partial disclosure</i>	<i>Justification for confidential treatment</i>
<i>December 2, 2024 IRP Procurement Update</i>						
<p>Attachment 1</p> <p>RDTv3-4-6-DEB</p> <p><i>unique_contracts</i> tab Columns J, K, L, P, R, V, BB, BC, BD, BE, BF, BG, BH, and BI</p>	Yes	II-A and II-B	Yes	Yes	Yes	This data can be used to derive detailed estimates of Direct Energy-specific RA procurement requirements (net short) and Direct Energy’s current compliance position.
<p>Attachment 1</p> <p>RDTv3-4-6-DEB</p> <p><i>mtr_nqc_validation_tool</i> tab Columns S, T, U, V, W, X, BB, BC, BD, BE, BF, BG, BJ, BK, BL, BM, BN, BP, BQ, and BR</p>	Yes	II-A and II-B	Yes	Yes	Yes	This data can be used to derive detailed estimates of Direct Energy-specific RA procurement requirements (net short) and Direct Energy’s current compliance position.

<p>Attachment 1</p> <p>RDTv3-4-6-DEB</p> <p><i>mtr_nqc_summary</i> tab Rows 4 through 18 of Columns D through J; Row 20 of Column D, Rows 24 through 25 of Columns C, H, I, J, and O</p>	Yes	II-A and II-B	Yes	Yes	Yes	This data can be used to derive detailed estimates of Direct Energy-specific RA procurement requirements (net short) and Direct Energy's current compliance position.
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**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking to Continue
Implementation and Administration, and
Consider Further Development, of California
Renewables Portfolio Standard Program

Rulemaking 18-07-003
(Filed July 12, 2018)

[PROPOSED] RULING

On December 2, 2024, Direct Energy Business, LLC (“Direct Energy”) filed a motion for leave to file certain material under seal. In particular, Direct Energy seeks seal of the confidential information in its December 2, 2024 Integrated Resource Plan Procurement Update Compliance Filing (“IRP Procurement Update”).

The data that Direct Energy seeks to seal is eligible for confidential protection pursuant to Decision (“D.”) 06-06-066, D.08-04-023, D.21-11-029 and the Matrix of Allowed Confidential Treatment for Electric Service Provider (ESP) and Community Choice Aggregator Data attached as Attachment 2, Appendix 2 to the latter decision. Therefore, good cause showing Direct Energy’s motion is granted. The data shall remain under seal and shall not be made accessible or disclosed to anyone other than the Commission and Commission staff, except pursuant to written protective order, or upon further order or ruling of the Commission, the assigned Commissioner, the assigned Administrative Law Judge, or the Administrative Law Judge then designated as the Law and Motion Judge.

Dated _____, 2024 at San Francisco, California.

Administrative Law Judge

VERIFICATION

I am the attorney for Direct Energy Business, LLC (“Direct Energy”) and am authorized to make this verification on its behalf. Certain Direct Energy personnel are absent from the County of San Francisco, California, where I have my office, and I make this verification for that reason. The statements in the foregoing document are true to my own knowledge, except as to matters that are therein stated on information and belief, and as to those matters, I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct. Executed on December 2, 2024 at Austin, Texas.

/s/
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