



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

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R2504010

Order Instituting Rulemaking for Oversight
of Energy Efficiency Portfolios, Policies,
Programs, and Evaluation.

Rulemaking 25-04-010

MOTION OF SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E)
FOR LEAVE TO FILE THE CONFIDENTIAL VERSION OF THE SEMI-ANNUAL
INDEPENDENT EVALUATOR REPORT ON THE THIRD-PARTY SOLICITATION
PROCESS UNDER SEAL

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Attorneys for
SOUTHERN CALIFORNIA EDISON COMPANY

Dated: **December 29, 2025**

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
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Pursuant to Rules 11.1 and 11.4 of the Rules of Practice and Procedure of the California Public Utilities Commission (Commission or CPUC), Southern California Edison Company (SCE) respectfully files this Motion for Leave to File Confidential Version of the Semi-Annual Independent Evaluator Report on the Third-Party Solicitation Process Under Seal (Motion).

The Commission in D.18-01-004 required that the independent evaluators (IEs), among other things, “shall also provide assessments of the overall third party solicitation process and progress, on at least semi-annual basis, to the Commission via reports filed in the relevant energy efficiency rulemaking (currently R.13-11-005).”¹ Because IEs are not parties to the energy efficiency proceeding, SCE is filing the IEs’ semi-annual report regarding SCE’s third-party solicitation progress (from April 2025 through September 2025) on behalf of the IEs, who prepared the report. The semi-annual report contains information that is confidential and that may be part of ongoing third-party solicitations, and, therefore, the confidential portions of the report must be filed under seal. The IEs’ signed declaration, which explains the basis for

¹ D.18-01-004 at p. 38 and Ordering Paragraph 5 (c). The Commission has since closed R.13-11-005 and opened a new energy efficiency rulemaking, R.25-04-010. Therefore, SCE is filing this and future reports in R.25-04-010, the “relevant energy efficiency rulemaking . . .”.

confidential treatment of those sections of the report that are confidential, is attached hereto as Attachment A.

Respectfully submitted,

ELLEN A. BERMAN

/s/ Ellen A. Berman

By: Ellen A. Berman

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Dated: December 29, 2025

Appendix A

Declaration Supporting Confidential Designation

December 22, 2025

Topic: Declaration of Don Arambula Regarding Confidentiality of Certain Data/Documents Pursuant to Decisions 23-02-002 and 19-01-028 and General Order 66-D Revision 1

I, Don Arambula, do declare as follows:

1. I am an Energy Efficiency Independent Evaluator (IE) under contract with Southern California Edison (SCE). I have the authority to sign this Declaration as the owner of Don Arambula Consulting (SCE's IE). I have reviewed the confidential information included within the Semi-Annual Independent Evaluators' Report on SCE's Third-Party Energy Efficiency Solicitations (Semi-Annual Independent Evaluators' Report), dated December 2025, submitted concurrently herewith. I am familiar with the facts in this Declaration and, if called upon to testify, I could and would testify to the following based on my knowledge and/or information and belief.

2. I hereby provide this Declaration in accordance with Decisions 23-02-002 and 19-01-028 and General Order (GO) 66-D Revision 1 to demonstrate that the confidential information (Protected Information) presented in the Semi-Annual Independent Evaluators' Report is within the scope of data-protected as confidential under applicable law.

3. The information highlighted in grey within the Semi-Annual Independent Evaluators' Report is proprietary to SCE, its customers, and its bidders to their solicitations; as such, it could result in a competitive disadvantage or a breach of privacy if disclosed publicly. The information will be treated as Confidential Protected Information for the reason(s) provided in the attached table titled Confidentiality Matrix (specifically Market Sensitive Business Practices and Bid and Contract Information).

4. In accordance with the narrative justification described in Paragraph 3, the Protected Information should be protected from public disclosure and be deemed Confidential.

5. In accordance with Decisions 23-02-002 and 19-01-028 and GO 66-D Revision 1, the Commission should contact the following individuals regarding questions about Confidentiality and/or the potential release of information by the Commission per Section 5 of this GO:

(1) Don Arambula; (714) 403-6529; don.arambula@outlook.com

(2) Larry Cope; (714) 552-6216; larrycope@gmail.com

(3) Anna Valdborg, 818-939-8665, Anna.Valdborg@sce.com

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 22nd day of December 2025 at Placentia, California.

By:

Don Arambula

Name: Don Arambula
EE Independent Evaluator

Confidentiality Matrix				
Market Sensitive Business Practices and Bid and Contract Information				
Data Element Included Y/N	Data Element(s)	Location	Justification	Legal Citation
Y	Market Sensitive Business Practices: EE Solicitation Documents	Semi-Annual Independent Evaluators' Report on SCE's Third-Party Energy Efficiency Solicitations dated December 2025. All information is highlighted in grey.	SCE's business decision-making processes and results are proprietary to SCE and could result in a competitive disadvantage if disclosed publicly.	Market Sensitive Information: Gov't Code §§ 6254(k), 6254.7(d); Evid. Code §1060; Civil Code §3426 et seq.; Gov't Code §§ 6254(k), 6254.7(d); Evid. Code §1060; Civil Code §3426 et seq.
Y	Bid and Contract Information: Documents provided to utilities are subject to non-disclosure, confidentiality agreements, or other confidentiality restrictions. Contracts between the utility and third-party implementer that contains confidentiality clauses, bid and pricing information (including rates), customer and implementer proprietary information, and copyright materials obtained by the utility pursuant to a license or other agreement.	Semi-Annual Independent Evaluators' Report on SCE's Third-Party Energy Efficiency Solicitations dated December 2025. All information is highlighted in grey.	Based on input received by third-party bidders and based on SCE's concurring position, the produced documents are proprietary and represent and contain proprietary, commercially sensitive trade secrets, and content not intended for public disclosure. Third-party bidders' efforts involve communications that are intended only for access by designated members. Public disclosure would pose potential negative impacts and/or harm to third-party bidders.	CPRA Exemption, Gov't Code § 6254(k) ("Records, the disclosure of which is exempted or prohibited pursuant to federal or state law"). See, e.g., D.11-01-036, 2011 WL 660568 (2011) (agreeing that confidential prices and contract terms specifically negotiated with a program are proprietary and commercially sensitive and should remain confidential). Valley Bank of Nev. v. Superior Court, 15 Cal. 3d 652, 658 (1975) (financial information is protected – especially of non-Parties).

Appendix B
Proposed Order

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
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of Energy Efficiency Portfolios, Policies,
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Rulemaking 25-04-010

**ADMINISTRATIVE LAW JUDGE’S [PROPOSED] ORDER ON MOTION OF
SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) FOR LEAVE TO FILE THE
CONFIDENTIAL VERSION OF THE SEMI-ANNUAL INDEPENDENT EVALUATOR
REPORT ON THE THIRD-PARTY SOLICITATION PROCESS UNDER SEAL**

SCE filed a motion on December 29, 2025, requesting authority to file confidential commercially sensitive information under seal (Motion). The Motion sought confidential treatment of information pertaining to the ongoing third-party energy efficiency solicitation process, which is still underway and contains SCE’s confidential/market sensitive information that is not open to public inspection and would put SCE at an unfair business disadvantage if it were publicly disclosed. Based on a review of the information and basis for confidentiality, it is ordered that:

The confidential information contained in the Semi- Annual Independent Evaluators’ Report on the third-party energy efficiency solicitation process of Southern California Edison shall remain sealed and it not to be disclosed to anyone other than SCE’s Energy Efficiency (EE) Procurement Review Group (PRG) members who have signed a non-disclosure agreement and conflict of interest statement, Commission staff who are assigned to the EE PRG, the Assigned Commissioner, the assigned Administrative Law Judges (ALJs), or an ALJ designated to decide to this Motion.

Administrative Law Judge

Dated _____, 2025, at San Francisco, California.