



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

FILED

01/06/26

04:59 PM

A1805007

In the Matter of the Application Of SOUTHERN
CALIFORNIA EDISON COMPANY (U 338-E)
for a Certificate of Public Convenience and
Necessity: Eldorado-Lugo-Mohave Series
Capacitor Project.

A.18-05-007

MOTION OF SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E)
FOR LEAVE TO FILE UNDER SEAL THE CONFIDENTIAL VERSION OF ITS
JANUARY 2026 PETITION FOR MODIFICATION OF DECISION 25-10-012

ROBERT D. PONTELLE
LAUREN P. GOSCHKE

Attorneys for
SOUTHERN CALIFORNIA EDISON COMPANY

2244 Walnut Grove Avenue
Post Office Box 800
Rosemead, California 91770
Telephone: (626) 302-4906
E-mail: Lauren.P.Goschke@sce.com

Dated: **January 6, 2026**

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

In the Matter of the Application Of SOUTHERN
CALIFORNIA EDISON COMPANY (U 338-E)
for a Certificate of Public Convenience and
Necessity: Eldorado-Lugo-Mohave Series
Capacitor Project.

A.18-05-007

**MOTION OF SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E)
FOR LEAVE TO FILE UNDER SEAL THE CONFIDENTIAL VERSION OF ITS
JANUARY 2026 PETITION FOR MODIFICATION OF DECISION 25-10-012**

I.

INTRODUCTION

Pursuant to Rules 11.1 and 11.4 of the Rules of Practice and Procedure of the California Public Utilities Commission (“Commission” or “CPUC”) and CPUC General Order 66-D, Southern California Edison Company (“SCE”) respectfully files this Motion requesting leave to file under seal the Confidential Version of SCE’s January 2026 *Petition For Modification Of Decision 25-10-012* (the “January 2026 PFM”). Concurrently with this Motion, SCE is filing two versions of the January 2026 PFM: 1) a Confidential Version; and 2) a Public Version. SCE’s Motion pertains only to the Confidential Version; the Public Version has been made available to all parties on the Service List for this proceeding.

The Confidential Version of the Status Update contains information that should be kept confidential because it includes contract terms and market-sensitive information related to the construction contracts between SCE and Southern California Gas Company (SoCalGas) and both

company's contractors, subcontractors, vendors and material suppliers working on various aspects of the Eldorado-Lugo-Mohave Series Capacitor Project ("ELM Project"). The confidential information includes actual and forecast pricing information established through negotiations and documents provided to SCE by third parties, including contracts and documents that SCE and those parties expressly agreed would be treated as confidential. SCE has redacted the confidential information in its Public Version of the January 2026 PFM. January 2026 PFM also references cost estimation data developed through the use of SCE's proprietary cost estimating and/or accounting information for its transmission system. SCE has redacted the confidential information in its Public Version of the January 2026 PFM.

Where feasible, the January 2026 PFM and appendices and attachments thereto provide aggregated and/or summarized cost information corresponding to what was already provided in SCE's January 2026 PFM; but in many instances the specific information cannot be further summarized. Because the specific information and documentation included in the January 2026 PFM and attachments thereto (which include copies of actual collectible work agreements and change order requests) reflect proprietary and market-sensitive information that could jeopardize SCE's, its customers' and/or other parties' competitive positions. SCE respectfully requests leave to file the Confidential Version of its January 2026 PFM with that information under seal.

II.

INFORMATION PROVIDED IN THE CONFIDENTIAL VERSION OF THE JANUARY 2026 PFM SHOULD BE PROTECTED BECAUSE IF DISCLOSED FREELY, IT WOULD SUBJECT SCE AND/OR ITS CUSTOMERS TO RISK OF COMPETITIVE DISADVANTAGE OR OTHER BUSINESS INJURY

SCE's January 2026 PFM includes detailed information regarding the events of the ELM Project that led to the increase in costs asserted in the Petition for Modification, including declarations explaining those events as well as copies of original documents to support the declarations.

In particular, the Confidential Version of the January 2026 PFM, including the *Declaration Of Selya Arce In Support Of Southern California Edison Company's (U 338-E)'s January 2026 Petition For Modification Of Decision 25-10-012* including Attachment A and Attachment B thereto (collectively, the "January 2026 Arce Declaration") attached to the January 2026 PFM, set forth detailed information and documentation regarding the events of the ELM Project that led to the increase in costs asserted in SCE's PFM, including detailed explanations of those events as well as copies of original documents. This information should be treated as confidential and protected because public disclosure of this information could compromise future marketing and negotiation positions of SCE, SoCalGas and their contractors. For example, if the costs SCE pays for certain materials or construction services were made public, it could undercut future SCE negotiations to secure such materials or services because potential bidders would know what SCE was willing to pay. SCE's (and its customers') interests in containing construction costs could thus be compromised by the disclosure of certain information in the declarations. Similarly, if a contractor's pricing information for certain construction work activities were to be made public, other contractors could use that inside information to undercut the contractor's future bid strategies, thereby negatively affecting the contractor's ability to compete for future work, whether for SCE or other clients.

The public interest in maintaining the confidentiality of these details regarding how pricing was determined, communicated and documented is significant to ensure that contractors can bid on projects and communicate with potential developer clients, and vice versa, with full confidence that their dealings would not be openly visible to competitors. On the other hand, there is little public interest in making each and every line item regarding change order amounts publicly visible, especially since the aggregate amount for each cost driver is disclosed in the January 2026 PFM. Therefore, pursuant to the California Public Records Act (Gov't Code § 7920.000 *et seq.*), the information in the Confidential Version of the Status Update should be treated as confidential and kept under seal.

III.

CONCLUSION

For all the foregoing reasons, SCE respectfully requests the Commission issue a Ruling directing that the Confidential Version of the January 2026 PFM be filed and maintained under seal in this proceeding and not be made accessible or disclosed to anyone other than Commission staff.¹ Accompanying this Motion is a *[Proposed] Ruling* granting leave to file and maintain the Confidential Version of SCE's January 2026 PFM under seal.

Respectfully submitted,

ROBERT D. PONTELLE
LAUREN P. GOSCHKE

/s/ Lauren P. Goschke

By: Lauren P. Goschke
Attorneys for
SOUTHERN CALIFORNIA EDISON COMPANY
2244 Walnut Grove Avenue
Post Office Box 800
Rosemead, California 91770
Telephone: (626) 302-4906
E-mail: Lauren.P.Goschke@sce.com

Dated: January 6, 2026

¹ Under Public Utilities Code section 583, confidential information provided to the CPUC by a public utility shall be maintained as confidential and shall not be open to public inspection.

Appendix A

**DECLARATION OF ORVILLE COCKING REGARDING
THE CONFIDENTIALITY OF CERTAIN DATA**

**DECLARATION OF ORVILLE COCKING REGARDING THE CONFIDENTIALITY
OF CERTAIN DATA IN SOUTHERN CALIFORNIA EDISON COMPANY’S (U 338-E)
JANUARY 2026 PETITION FOR MODIFICATION OF DECISION 25-10-012**

I, Orville Cocking, declare and state:

1. I am the Senior Vice President of Transmission and Distribution for Southern California Edison Company (“SCE”). As such, I had responsibility for preparing and reviewing the confidential information submitted by SCE in support of *Southern California Edison Company’s (U 338-E) January 2026 Petition For Modification Of Decision 25-10-012* (the “*January 2026 PFM*”) to be filed and served on January 6, 2026.

2. I am making this declaration in accordance with Decision (“D.”) 16-08-024, D.17-09-023, and California Public Utilities Commission (“CPUC” or “Commission”) General Order 66-D, which collectively govern the submission of confidential documents to the CPUC.

3. I have personal knowledge of the facts and representations herein and, if called upon to testify, could and would do so, except for those facts expressly stated to be based upon information and belief, and as to those matters, I believe them to be true.

4. Listed below is the information for which SCE is seeking confidential protection and the basis for SCE’s confidentiality request:

Location of Confidential Documents	Pages	Description of Information that is Confidential	Basis for SCE’s Confidentiality Claim
Text of the <i>Southern California Edison Company’s (U 338-E) January 2026 Petition For Modification Of Decision 25-10-012</i>	Table of Contents and Pages 22, and 24-29 of the CONFIDENTIAL version of the <i>Southern California Edison Company’s (U 338-E) January 2026 Petition For Modification Of Decision 25-10-012</i> . CONFIDENTIAL information has been shaded in gray.	The January 2026 PFM includes contract and change order details that reflect market-sensitive bid and cost information that should remain confidential.	Disclosure of this information would place SCE at an unfair business disadvantage because it would allow bidders to know what SCE is willing to pay for materials. Revealing this strategy to bidders could put SCE at a competitive disadvantage and enable counterparties to increase the prices paid by SCE in future transactions, potentially harming SCE’s customers. Government Code §7922.000 protects information where the “public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record.” In this case, SCE’s customers could be harmed by the disclosure of this market sensitive cost estimate information. In addition, the terms of

Location of Confidential Documents	Pages	Description of Information that is Confidential	Basis for SCE's Confidentiality Claim
			<p>the operative construction contracts between SCE and its contractors in this proceeding each contain provisions indicating that the parties are to treat as confidential and not subject to public disclosure certain information deemed by the other party as confidential. The contractors here have declared their intention that pricing and work methodology changes, including information in proposals, change orders, purchase orders and similar contracting-related documents should be treated as confidential, as it could contain market sensitive cost estimate and pricing information that could harm the contractors' business interests if publicly disclosed.</p>
<p>Text of the Project History Narrative attached as Attachment "A" to the <i>Declaration of Selya Juliano Arce In Support Of Southern California Edison Company's (U 338-E) January 2026 Petition For Modification Of Decision 25-10-012</i>, as well as the Document Sets attached as Attachment "B" thereto, all of which are being filed and served in conjunction with the <i>January 2026 PFM</i>.</p>	<p>Pages 7, 10, 16, and 18 of the CONFIDENTIAL version of the Narrative attached as Attachment "A" to the <i>Declaration of Selya Arce In Support Of Southern California Edison Company's (U 338-E) January 2026 Petition For Modification Of Decision 25-10-012</i>, CONFIDENTIAL information in the text of that narrative has been shaded in gray</p> <p>In addition, numerous pages within the Document Sets attached as Attachment "B" to that Declaration contain CONFIDENTIAL information that has been enclosed in a red box.</p>	<p>The CONFIDENTIAL text provisions within the Narrative and the CONFIDENTIAL information in the Document Sets include contract and change order details that reflect market-sensitive bid, cost and contracting information, including specific costs associated with the ELM Project scope that resulted in additional costs.</p>	<p>Disclosure of this information would place SCE, SoCal Gas and both of their contractors on this project at an unfair business disadvantage because it would allow bidders to know what SCE and SoCalGas are willing to pay for materials and services, and would give insight into the contractors' business strategies and cost/profit considerations. Revealing this information to bidders could put SCE at a competitive disadvantage and enable counterparties to increase the prices paid by SCE in future transactions, potentially harming SCE's customers, and simultaneously could put SCE's ELM Project contractors at a competitive disadvantage if other vendors were to obtain the contractors' pricing information. Government Code §7922.000 protects information where the "public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record." In this case, SCE's customers and contractors could be harmed by the disclosure of this market sensitive cost estimate information. In addition, the terms of the operative construction contracts between SCE and SoCalGas and their contractors</p>

Location of Confidential Documents	Pages	Description of Information that is Confidential	Basis for SCE's Confidentiality Claim
			<p>in this proceeding contain provisions indicating that the parties are to treat as confidential and not subject to public disclosure certain information deemed by the other party as confidential. The contractors here have declared their intention that pricing and work methodology changes, including information in proposals, change orders, purchase orders and similar contracting-related documents should be treated as confidential, as it could contain market sensitive cost estimate and pricing information that could harm the contractors' business interests if publicly disclosed.</p>
<p>Work papers included in Attachment 1 to the <i>Declaration of Jack Huang In Support Of Southern California Edison Company's (U 338-E) January 2026 Petition For Modification Of Decision 25-10-012</i>, all of which are being filed and served in conjunction with the <i>January 2026 PFM</i></p>	<p>Work paper pages 2-6 of the Attachment 1 to the CONFIDENTIAL version of the <i>Declaration of Jack Huang In Support Of Southern California Edison Company's (U 338-E) January 2026 Petition For Modification Of Decision 25-10-012</i>. CONFIDENTIAL information therein has been shaded in gray and/or enclosed in a red box.</p>	<p>The cost work papers attached as Attachment "A" to <i>The Declaration of Jack Huang In Support Of Southern California Edison Company's (U 338-E) January 2026 Petition For Modification Of Decision 25-10-012</i> include market-sensitive bid and cost information that is directly linked to costs associated with changes to the ELM Project scope, workforce and timeline that resulted in additional costs. The text of the Declaration references some of that information. The work papers also contain the results of proprietary cost estimating and/or accounting information for the transmission system.</p>	<p>Disclosure of this information would place SCE at an unfair business disadvantage because it would allow bidders to know what SCE is willing to pay for materials. Revealing this strategy to bidders could put SCE at a competitive disadvantage and enable counterparties to increase the prices paid by SCE in future transactions, potentially harming SCE's customers. Government Code § 7922.000 protects information where the "public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record." In this case, SCE and its customers could be harmed by the disclosure of this market sensitive cost estimate information. In addition, the terms of the operative contracts between SCE and SoCalGas and both their contractors in this proceeding each contain provisions indicating that the parties are to treat as confidential and not subject to public disclosure certain information deemed by the other party as confidential. The contractors here have declared their intention that pricing and work methodology changes, including information in proposals, change orders, purchase orders and similar contracting-related documents should</p>

Location of Confidential Documents	Pages	Description of Information that is Confidential	Basis for SCE's Confidentiality Claim
			<p>be treated as confidential, as it could contain market sensitive cost estimate and pricing information that could harm the contractors' business interests if publicly disclosed.</p> <p>Additionally, the cost estimating methodology and information is confidential pursuant to, among other laws and regulations, Cal. Gov't Code §§ 7924.510, 7927.605(a) and 7922.000; Cal. Evid. Code § 1060; and Cal. Civil Code § 3426 et seq. The information presented in these documents is customarily treated by SCE as sensitive or proprietary, is not available to the public, and, if disclosed freely, would subject SCE and/or its customers to risk of competitive disadvantage or other business injury. For example, if SCE's materials acquisition costs are made public, this may undercut future SCE negotiations to secure such materials. SCE's customers' interests may therefore ultimately be compromised by the disclosure of the information.</p>

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

Executed on January 5, 2026 at Covina, California.

/s/ Orville Cocking

ORVILLE COCKING

Senior Vice President of Transmission and Distribution

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

In the Matter of the Application Of SOUTHERN
CALIFORNIA EDISON COMPANY (U 338-E)
for a Certificate of Public Convenience and
Necessity: Eldorado-Lugo-Mohave Series
Capacitor Project.

A.18-05-007

**[PROPOSED] ADMINISTRATIVE LAW JUDGE’S RULING GRANTING
SOUTHERN CALIFORNIA EDISON COMPANY’S (U 338 E) MOTION FOR
LEAVE TO FILE UNDER SEAL THE CONFIDENTIAL VERSION OF ITS
JANUARY 2026 PETITION FOR MODIFICATION OF DECISION 25-10-012**

On January 6, 2026, Southern California Edison Company (“SCE”) filed a *Motion of Southern California Edison Company (U 338-E) For Leave To File Under Seal The Confidential Version Of Its January 2026 Petition For Modification Of Decision 25-10-012* (“Motion”). In accordance with the California Public Utilities Commission’s (“Commission’s”) Rules of Practice and Procedure, the Commission has considered SCE’s Motion. This ruling grants SCE’s Motion.

Accordingly, it is RULED that:

1. SCE’s Motion is granted. The Confidential Version of the January 2026 PFM contains information that includes contract pricing and bid information and other information customarily treated by SCE as sensitive or proprietary, is not available to the public, and, if disclosed freely, would subject SCE and/or its customers and/or its vendors to risk of competitive disadvantage.

2. The Confidential Version of the January 2026 PFM has been submitted under seal, shall remain under seal and shall not be made accessible or disclosed to anyone other than Commission staff except pursuant to protective order or on the further order or ruling of the Commission, the assigned Administrative Law Judge (“ALJ”) or the ALJ then designated as Law and Motion Judge.

Dated _____, 2026, at San Francisco, California.

Administrative Law Judge