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02/27/26

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of PacifiCorp (U-901E) for Authority Under Public Utilities Code Section 851 to Encumber Certain Water Rights.

Application 25-10-007

RULING DENYING MOTION FOR CONFIDENTIAL TREATMENT

On October 15, 2026, PacifiCorp filed the instant Application and Motion for Confidential Treatment (Motion) of redacted portions of the public Application and a Water Use Agreement (Agreement) that is confidential Attachment A to the Application. The Motion requests the California Public Utilities Commission (Commission) to designate this information as privileged and confidential trade secrets.

The Motion’s background section is informative but the legal support and analysis sections are drafted in conclusory terms. Commission Rules of Practice and Procedure (Rules) Rule 11.1(d) requires that the Motion state how the facts and law support the specific requested relief. The Motion is defective because it fails to include sufficient supporting legal authority, including relevant case law and factual analysis to determine whether the materials are subject to privileged confidential treatment as trade secrets as required by Rule 11.1(d).

For example, the Motion claims the water volumes are confidential as trade secrets but fails to expound on the legal basis and nexus. Also, the Motion is silent as to when the claimed confidentiality should expire. The Motion lacks sufficient supporting legal and factual analysis for the Commission to evaluate the merits of the Motion.

Having reviewed the Motion, good cause does not exist to grant the Motion pursuant to Rule 11.1(d). The omissions in the Motion are curable and therefore the Motion is denied without prejudice.

IT IS RULED that:

1. Good cause does not exist to grant the Motion.
2. The Motion is denied without prejudice.

Dated: February 27, 2026, at San Francisco, California.

/s/ PATRICK PETERSEN

Patrick Petersen
Administrative Law Judge