

### **Declaration of Leah E. Capritta**

1. My name is Leah E. Capritta. I am an attorney with the law firm of Holland & Knight, LLP, which represents United Energy Trading, LLC d/b/a Blue Spruce Energy (“UET”) in Proceeding No. A.20-08-023 (filed August 28, 2020) before the Public Utilities Commission of the State of California (the “Commission”).

2. This declaration is based upon my personal knowledge and is submitted on behalf of UET in accordance with the Commission’s General Order (GO) 66-D (“GO 66-D”).

3. In accordance with Section 3.2(c) of GO 66-D, I declare that Kenneth B. Thomson, the Vice President of Operations and General Counsel for UET, has given me authority to execute this Declaration on behalf of UET.

4. Section 3.2 of GO 66-D provides that a party seeking confidential treatment of materials submitted to the Commission or its staff outside of a formal proceeding must mark the document or applicable portions thereof as confidential. That party must also supply to the Commission the reasons confidential treatment is required. Any such request must be accompanied by a declaration signed by an employee, officer or other authorized agent of the requesting party.

5. In accordance with the forgoing section, UET provides this declaration along with the confidential information it now submits to the Commission.

5. Today, UET submits to the Commission the rebuttal testimony of Michael Huggins, the Managing Director of UET, in Proceeding No. A.20-08-23. Mr. Huggins’ testimony refers to information provided by PG&E which PG&E has designated as protected confidential corporate

information and protected trade secrets under California law.<sup>1</sup> This information is also subject to a binding Non-Disclosure Agreement with PG&E, under which Mr. Huggins is also a Representative of UET.

6. Accordingly, and in order to protect such confidential information, I have redacted such information from the public version of Mr. Huggins' testimony.

7. Pursuant to Section 3.2(d), any requests for disclosure of the confidential information that is the subject of this declaration should be directed to me as follows:

Leah E. Capritta  
Holland & Knight LLP  
1801 California Street, Suite 5000  
Denver, Colorado 80202  
Leah.Capritta@hklaw.com

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

Executed in Denver, Colorado on March 5, 2021.

/s/ Leah E. Capritta  
Leah E. Capritta  
Attorney for United Energy Trading, LLC  
d/b/a Blue Spruce Energy

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<sup>1</sup> Cal. Gov. Code §§ 6254 *et seq.* (e.g., Gov. Code §§ 6254(e), 6254(k), 6254.7; Cal. Evid. Code § 1060).