

**BEFORE THE OFFICE OF ENERGY AND INFRASTRUCTURE SAFETY
OF THE STATE OF CALIFORNIA**

**DECLARATION OF VALERIE BILLE REGARDING
CONFIDENTIALITY OF CERTAIN DATA PURSUANT TO CALIFORNIA CODE
OF REGULATIONS § 29200**

I, Valerie Bille, do declare as follows:

1. I am Vice President, Controller, and Chief Accounting Officer (“CAO”) for San Diego Gas and Electric (SDG&E). I have reviewed the confidential information included within SDG&E’s re-submission of Documentation of Compliance with Executive Compensation Provisions of Public Utilities Code § 8389(e) and the Office of Energy Infrastructure Safety Guidance (“2023 Executive Compensation Submission”) submitted to the Office of Energy Infrastructure Safety on March 24, 2023. I am personally familiar with the facts and representations in this Declaration and, if called upon to testify, I could and would testify to the following based upon my personal knowledge and/or information and belief.

2. I hereby provide this Declaration pursuant to California Code of Regulations Section 29200 to demonstrate that the confidential information (“Protected Information”) provided in the 2023 Executive Compensation Submission is within the scope of data protected as confidential under applicable law. Attachment A to this Declaration discusses the relevant provisions of law that allow the Office of Energy Infrastructure Safety to maintain the confidentiality of the Protected Information. The Protected Information is also confidential pursuant to California Public Utilities Commission Decision (D.) 17-09-023 and General Order (GO) 66-D Revision 1¹.

¹ GO 66-D was modified by D.19-01-028 to create GO 66-D Revision 1, which became effective February 1, 2019.

3. Based on my knowledge, the Protected Information being provided has not been publicly published in this form.

4. In accordance with the narrative justification described in Attachment A, the Protected Information should be protected from public disclosure.

5. SDG&E is providing also providing Energy Safety with a nonconfidential version of the 2023 Executive Compensation Submission with the confidential information redacted.

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 March 24, 2023, at San Diego, California.

Valerie A. Bille

Valerie Bille
Vice President, Controller & CAO

ATTACHMENT A

Confidentiality Justification for Protected Information as Provided in the Response

Location of Data	Legal Citations	Narrative Justification
<p>Highlighted fields in SDG&E’s 2023 Executive Compensation Submission</p>	<p>CPRA Exemption, Gov’t Code § 6254(c) (exempting from disclosure “personnel, medical, or similar files, the disclosure of which would constitute an unwarranted invasion of personal privacy”); <i>see</i> Cal. Const., art. 1, § 1 (“All people . . . have inalienable rights. Among these are . . . privacy.”); <i>Britt v. Superior Court</i>, 20 Cal. 3d 844, 855-856 (1978) (even highly relevant information may be shielded from discovery if its disclosure would impair a person’s inalienable right of privacy provided by the California Constitution); <i>Bd. of Trustees v. Superior Court</i>, 119 Cal. App. 3d 516, 529 (1981) (affirming the right to privacy in employment records, and finding that such records are not discoverable absent a “compelling need”); <i>Garcia v. City of Imperial</i>, 270 F.R.D. 566, 572–73 (S.D. Cal. 2010), <i>reversed on other grounds</i>, 2010 WL 3719081 (S.D. Cal. Sept. 17, 2010) (denying motion to compel production of information seeking employees “annual salary, assets, liabilities, and net worth” on grounds that plaintiff’s need for the financial information did not outweigh</p>	<p>The public disclosure of salary information, including the structure of specific individual compensation packages, implicates employees’ right to privacy and cannot be disclosed absent “compelling need.” This information is not publicly available in any other forum, and the individuals listed herein are not described in the proxy statements of SDG&E or its parent corporation, Sempra.</p> <p>SDG&E has provided a redacted version of the 2023 Executive Compensation Submission that removes individual identifying information for public filing on Energy Safety’s docket system.</p>

	<p>employees' privacy rights under the California Constitution).</p> <p>CPRA Exemption, Gov't Code § 6254(k) (exempting from disclosure "[r]ecords, the disclosure of which is exempted or prohibited pursuant to federal or state law); <i>see</i> Cal. Code of Civ. P. § 1985.6 (a party seeking disclosure of employment records must first provide notice to the individual whose records are sought and allow an opportunity to object).</p> <p>CPRA Exemption, Gov't Code § 6255(a) (Balancing Test).</p>	
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