

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

**LIBERTY UTILITIES (CALPECO ELECTRIC)
APPLICATION FOR CONFIDENTIAL DESIGNATION
PURSUANT TO CALIFORNIA CODE OF REGULATIONS § 29200**

I, Dan Marsh, do declare as follows:

1. I am a Senior Manager of Rates and Regulatory Affairs for Liberty Utilities (CalPeco Electric) LLC (“Liberty”). I have reviewed Liberty’s 2023-2025 Wildfire Mitigation Plan (WMP), submitted concurrently herewith. I am personally familiar with the facts 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 WMP 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 1.¹

3. Based on my knowledge, the Protected Information being provided has not been made public in this form. Liberty is simultaneously providing a copy of its 2023 WMP with the Protected Information redacted as part of its non-confidential submission.

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

4. In accordance with the narrative justification described in Attachment A, the Protected Information should be protected from public disclosure indefinitely, because neither the Protected Information, nor its sensitive nature are projected to change at any time.

5. I have been authorized to make this application on behalf of Liberty.

I certify under penalty of perjury that the information contained in this application for confidential designation is true, correct, and complete to the best of my knowledge.

Executed this 8th day of May 2023, at Tahoe Vista, California.

Dan Marsh

Dan Marsh
Senior Manager of Regulatory Affairs
Liberty Utilities (CalPeco Electric) LLC

ATTACHMENT A

**Liberty Request for Confidentiality
on the following information in its 2023-2025 Wildfire Mitigation Plan**

Location of Protected Information	Legal Citations	Narrative Justification
<p>Names, email addresses, and telephone numbers in Liberty’s 2023-2025 WMP. Specifically, section 2 (list of responsible persons), and section 8, table 8-55 “Liberty High-Level Communication Protocols, Procedures, and Systems with Public Safety Partners”</p>	<p>CPRA Exemption, Gov’t Code § 6254(c) (“disclosure of which would constitute an unwarranted invasion of personal privacy”);</p> <p>CPRA Exemption, Gov’t Code § 6255(a) (Balancing Test).</p>	<p>Energy Safety requires Liberty to provide the names, email addresses, and phone numbers of third-party Public Safety Partners as a component of its WMP submission. The information contained in table 8-55 of Liberty’s 2023-2025 WMP constitutes personally identifying information that, if shared, could pose a risk to the affected third parties, including both safety and cybersecurity risks. Additionally, the individuals listed in table 8-55 are private citizens not otherwise affiliated with Liberty, thus it would be inappropriate for Liberty to share this information publicly.</p> <p>As these individuals have limited to no role in designing or implementing Liberty’s Wildfire Mitigation Plan and they are not otherwise subject to regulation by Energy Safety, the public interest in non-disclosure of their personally identifying information vastly exceeds any public interest in its disclosure.</p>