

PacifiCorp Application for Confidential Treatment

PacifiCorp requests that the submission titled Localized Risk Assessment Model Overview (the “LRAM Overview”) is treated as confidential under draft § 29200 of the process and procedures regulations for the Office of Energy Infrastructure Safety.

1. PacifiCorp is concurrently providing the LRAM Overview with this application.
2. PacifiCorp requests that the LRAM Overview be kept confidential, especially the information in Section 3 Model Validation and Combined Risk Score Weighting.
3. PacifiCorp requests that the LRAM Overview be kept confidential for ten years, because PacifiCorp has dedicated significant resources to develop the LRAM Overview.
4. The Public Records Act exempts “trade secrets” from public disclosure, including “any formula, plan, pattern, process, tool, mechanism, compound, procedure, production data, or compilation of information which is not patented, which is known only to certain individuals within a commercial concern who are using it to fabricate, produce, or compound an article of trade or a service having commercial value and which gives its user an opportunity to obtain a business advantage over competitors who do not know or use it.”<sup>1</sup> PacifiCorp’s LRAM Overview contains trade secrets and otherwise commercially sensitive data, the disclosure of which would cause loss of a competitive advantage. Furthermore, such information is commercially sensitive and constitutes a trade secret and is therefore exempt from disclosure.<sup>2</sup>

PacifiCorp strives to maintain the confidentiality of the data included in its LRAM Overview and has not disclosed the data in its LRAM Overview to anyone other than employees of PacifiCorp. PacifiCorp closely holds information included in its LRAM Overview, including internal processes, risk assessment methodologies, and other trade secrets in confidence. The information included in the LRAM Overview should be kept confidential because the information is commercially sensitive, not publicly available, and/or constitutes trade secrets the disclosure of which would harm PacifiCorp and its customers. The public interest in nondisclosure clearly outweighs the public interest in disclosure insofar as release of this commercially sensitive information may directly harm PacifiCorp’s existing and future commercial opportunities and its ability to secure a return in the marketplace. Disclosure may also harm PacifiCorp’s customers by foreclosing favorable commercial opportunities.<sup>3</sup> PacifiCorp also requests that the materials be held in confidence to avoid the disclosure of trade secrets and commercially sensitive information as required by 16 U.S.C. Section 824(g)(2).

PacifiCorp’s request is also consistent with the California Public Utilities Commission’s (CPUC) confidentiality requirements. The confidentiality processes adopted by the CPUC in accordance

---

<sup>1</sup> Govt. Code § 6254.7(d).

<sup>2</sup> Evidence Code § 1060; Civil Code § 3426.1(d).

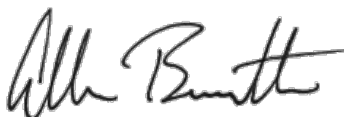
<sup>3</sup> Govt. Code § 6255.

Page 2

with Public Utilities Code Section 454.5(g) and implemented in CPUC Decision (D.) 06-06-066, D.08-04-023, D.16-08-024, D.17-09-023, and General Order 66-D ensure confidentiality of market sensitive information like the information included in the LRAM Overview. Failing to provide confidentiality protection to the LRAM Overview would undermine existing protections of the same or substantially similar data by the CPUC.

Accordingly, PacifiCorp requests that all of the information and data provided in its LRAM Overview be maintained as confidential.

5. The LRAM Overview contains trade secrets and its disclosure may cause loss of a competitive advantage, specifically because market competitors are seeking to develop comparable risk assessment tools and sell such tools to electric utilities like PacifiCorp.
6. The LRAM Overview contains information which may be used to identify critical energy infrastructure information. As suggested in its name, “localized risk assessment,” the LRAM Overview is geared towards assessing wildfire risk at a localized level. To this end, it quantifies the degree of risk on one discrete section of a circuit versus other circuit segments. Accordingly, information in the LRAM Overview could potentially be used in efforts to identify vulnerable sections of the power grid.
7. The information in the LRAM Overview cannot be aggregated to allow for disclosure or easily redacted without undermining the context of the information.
8. The LRAM Overview was developed by internal employees and has not been shared with external parties.
9. Certification: 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, and I am authorized to make the application and certification on behalf of PacifiCorp.



---

Allen Berreth  
Vice President T&D Operations