

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

**DECLARATION OF BRIAN D'AGOSTINO
REGARDING CONFIDENTIALITY OF CERTAIN DATA/DOCUMENTS
PURSUANT TO CALIFORNIA CODE OF REGULATIONS § 29200**

I, Brian D'Agostino, do declare as follows:

1. I am the Vice President of Wildfire & Climate Science for San Diego Gas & Electric Company (SDG&E). I have reviewed SDG&E's Revised Q4 2022 Wildfire Mitigation Plan Quarterly Data Report dated May 10, 2024 (QDR), 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 QDR 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.

3. Based on my knowledge, the Protected Information being provided has not been made public in this form and at this level of aggregation.

4. I am aware that certain data fields of the QDR, including data related to transmission assets such as transmission voltages, may contain information similar to that which may be available on public facing sources. The Protected Information in the QDR does not necessarily

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

reflect the information on publicly available sources. Moreover, the Protected Information contains additional data, which, at the aggregation level required by Energy Safety, has not been disclosed in public form. SDG&E maintains this information at its highest levels of sensitivity and requests that Energy Safety do so as well.

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

6. I have been authorized to make this application on behalf of SDG&E.

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 10th day of May, 2024, at San Diego, California.

A handwritten signature in black ink, appearing to read "B. D'Agostino", with a long horizontal line extending to the right.

Brian D'Agostino
Vice President – Wildfire & Climate Science
SDG&E

ATTACHMENT A

**SDG&E Request for Confidentiality
on the following information in its
Wildfire Mitigation Plan Quarterly Data Report**

Location of Protected Information	Legal Citations	Narrative Justification
<p>SDG&E’s Wildfire Mitigation Plan Quarterly Data Report titled “SDGE_2022_Q4_R1.gdb”</p> <ul style="list-style-type: none"> • Critical customers/facilities names and addresses • Substation infrastructure 230 kV and greater, including voltage detail • Transmission infrastructure 230 kV and greater, including voltage detail 	<p>There are several laws, regulations, and guides that seek to protect critical infrastructure information and sensitive security information from public disclosure, for national security reasons. These include, but are not limited to: (i) Homeland Security's regulations related to Protected Critical Infrastructure Information (“PCII”) Program (6 C.F.R. Part 29) and Sensitive Security Information (49 C.F.R. Part 1520), and (ii) Federal Energy Regulatory Commission (“FERC”) Order No. 630 - Critical Energy Infrastructure Information (“CEII”) regulations.</p> <p>Privacy: Gov’t Code § 6254(c); Gov’t Code § 6254(k); Civil Code §§ 1798.3 & 1798.24 (the California Information Practices Act); Cal. Const., Art. I, § 1 (California constitutional right to privacy); (20 Calif. Code of Regulations – Section 2505).</p> <p>For commercial customers: Non-Public Company Financial Information: Gov’t Code §§6254(k), 6254.7(d); Evid. Code §1060; Civil Code §3426 et seq.; Competitive Data: Gov’t Code §§ 6254(k), 6254.7(d); Evid. Code §1060; Civil Code §3426 et seq.</p>	<p>The confidential GIS data contains Protected Information that provides Transmission Substation and Transmission Line connectivity, construction details, and operating limitations that are considered by SDG&E and the North American Electric Reliability Corporation (“NERC”) to be sensitive information and requires protection from disclosure to non-operations personnel and the public. At the level of detail and aggregation provided, this information is not available in the public domain and could reveal vulnerabilities of critical utility service. The information goes beyond the general location of the critical infrastructure.</p> <p>The Protected Information contains specific design and engineering and design details of critical infrastructure, including transmission assets that feed SDG&E’s electric system. These include, but are not limited to, conductor material and size and the location of isolation and switching plans and devices not readily apparent to the public eye.</p> <p>SDG&E considers this information to be highly sensitive and could be useful to a person planning an attack on critical infrastructure. While certain aspects of identified fields may be available on public facing websites, metadata associated with SDG&E’s transmission asset fields, including the Transmission feature classes, is not readily available to</p>

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		<p>the public. As this information (e.g. identification, routing, ratings, loading, status) is especially sensitive because it provides a holistic system overview as well as detailed information that may assist with the identification of a single point of failure, choke points, or nodes servicing critical infrastructure. Maps and configuration of the electric system may facilitate the ease by which a malicious actor may more easily identify the location of infrastructure necessary to disrupt electric service to life/safety, national defense, communications, or other critical infrastructure.</p> <p>Even assuming that a bad actor could theoretically obtain the similar information from other means, such as online reconnaissance (which they cannot), or other data sources, the availability and granularity of widely available safety and security-sensitive data could accelerate target selection and maximize the consequences of an attack.</p> <p>SDG&E treats its GIS data with special care because it recognizes that precise critical infrastructure information that is made publicly available may be misused. The document has been assigned and published by SDG&E at a security level of INTERNAL and treated as CONFIDENTIAL under NERC’s Rules of Procedure, Section 1500 et seq. SDG&E does not make public disclosure of this information and has not provided this information to the Office of Emergency Services.</p> <p>No level of masking or aggregation of the Protected Information justifies disclosure of the Protected Information</p>

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		<p>due to the specificity of the information contained therein.</p> <p>For customer information: The polygon field data contained in the Protected Information has the potential to identify customer addresses and other Personally Identifiable Information (PII), including health status. Public disclosure of this information would compromise privacy to the potential harm of customers. In addition, public disclosure of this information could identify the company, customer, or the location/site or other private information that could be advantageous to a competitor.</p> <p>SDG&E makes every and all efforts to maintain the confidentiality of security-related infrastructure and customer data. SDG&E explicitly disclaims any and all liabilities associated with the disclosure of the Protected Information to third parties by Energy Safety.</p>