

**BEFORE THE PUBLIC UTILITIES COMMISSION OF
THE STATE OF CALIFORNIA**

In the Matter of the Application of San Diego
Gas & Electric Company (U 902 E) for a
Certificate of Public Convenience and
Necessity for the Sunrise Powerlink
Transmission Project

Application 06-08-010
(Filed August 4, 2006)

**RESPONSE OF THE CALIFORNIA INDEPENDENT SYSTEM OPERATOR
CORPORATION TO SAN DIEGO GAS & ELECTRIC COMPANY'S
RESPONSE TO ADMINISTRATIVE LAW JUDGE WEISSMAN'S AUGUST 24,
2007 RULING SEEKING FURTHER RESPONSE ON REQUESTS RELATED TO
CONFIDENTIALITY**

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September 21, 2007

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CORPORATION TO SAN DIEGO GAS & ELECTRIC COMPANY'S
RESPONSE TO ADMINISTRATIVE LAW JUDGE WEISSMAN'S AUGUST 24, 2007
RULING SEEKING FURTHER RESPONSE ON REQUESTS RELATED TO
CONFIDENTIALITY**

Pursuant to the August 24, 2007 ruling of Administrative Law Judge Weissman ("ALJ Ruling"), the California Independent System Operator Corporation ("CAISO") submits this response to San Diego Gas & Electric Company's ("SDG&E") further response on requests related to confidentiality.

In its further response, SDG&E identifies, among other information, a workpaper provided to it by the CAISO (Workpaper 201), information from the CAISO related to reliability must run invoices (RS Rate Schedule Submission), and historical outage data for Path 44 provided by the CAISO to the Utility Consumers' Action Network ("UCAN") as being subject to confidentiality restrictions.¹ Workpaper 201 and the RS Rate Schedule Submission are referenced in the Rebuttal Testimony of SDG&E witness Kruger but are not attached to the testimony and confidential information contained in these documents is not disclosed by Mr. Kruger. Information related to historical outage data for Path 44 is included in the testimony of UCAN witness Marcus and is redacted in the public version of Mr. Marcus' testimony.

It is the CAISO's understanding that SDG&E is *not* planning to introduce any confidential information related to Workpaper 201 and the RS Rate Schedule Submission into

¹ SDG&E Further Response at 3-4.

the record – confidential information contained in these documents is not attached to, nor disclosed as part of, Mr. Kruger’s rebuttal testimony. At the June 26, 2007 prehearing conference, parties seeking to ensure the confidentiality of information offered in redacted testimony were directed to identify the basis for the confidentiality claim.² Because it does not appear that confidential information contained in Workpaper 201 and the RS Rate Schedule Submission is being offered as evidence in this proceeding, the protection of this information from public disclosure is not at issue.³ Accordingly, the CAISO does not believe Workpaper 201 and the RS Rate Schedule Submission are covered by the ALJ Ruling.

With respect to the historical outage data for Path 44, SDG&E correctly identifies Southern California Edison Company (“SCE”) as the “holder” of the confidentiality claim.⁴ The CAISO, however, has discussed the issue with SCE and SCE has agreed to allow the redacted information to be disclosed. Accordingly, the redacted information at page 87 of Mr. Marcus’ testimony addressing Path 44 outage data can be unredacted and made part of the public record.

Respectfully submitted,

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Dated: September 21, 2007

² ALJ Ruling at 1-2; *see also* ALJ Weissman, Transcript at 272-73.

³ Should this change (*i.e.*, SDG&E or another party seek to introduce Workpaper 201 and/or the RS Rate Schedule Submission into the record), the CAISO reserves the right to object at that time.

⁴ *See* SDG&E Further Response at 4.

CERTIFICATE OF SERVICE

I, Judy Pau, certify:

I am employed in the City and County of San Francisco, California, am over eighteen years of age and am not a party to the within entitled cause. My business address is 505 Montgomery Street, Suite 800, San Francisco, California 94111-6533.

On September 21, 2007, I caused the following to be served:

**RESPONSE OF THE CALIFORNIA INDEPENDENT SYSTEM OPERATOR
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RESPONSE TO ADMINISTRATIVE LAW JUDGE WEISSMAN'S AUGUST 24, 2007
RULING SEEKING FURTHER RESPONSE ON REQUESTS RELATED TO
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via electronic mail to all parties on the service list A.06-08-010 who have provided the commission with an electronic mail address and by First class mail on the parties listed as "Appearance" and "State Service" on the attached service list who have not provided an electronic mail address.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on the date above at San Francisco, California.

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