

March 1, 2001

The Honorable David P. Boergers
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, DC 20426

Re: *San Diego Gas & Electric Company v. Sellers of Energy and Ancillary Services Into Markets Operated by the California Independent System Operator and the California Power Exchange, et al.*, Docket No. EL00-95-000, et al.

Includes Request for Confidential Treatment

Dear Secretary Boergers:

Enclosed for filing please find one original and 14 copies of the Motion for Issuance of Refund Notice to Sellers, Request for Data, Request for Hearing, and Request for Expedited Action of the California Independent System Operator Corporation ("ISO") and the California Electricity Oversight Board ("EOB") in the above-captioned matter. Supporting this pleading, the ISO and the EOB also are filing a report by the Department of Market Analysis entitled "Report on Real Time Supply Costs Above Single Price Threshold: December 8, 2000 – January 31, 2001".

At this time, the ISO and the EOB are requesting confidential treatment for the appendices of the DMA report, pursuant to 18 C.F.R. § 388.112. Although the ISO and the EOB do not believe that confidential treatment is required under the ISO Tariff, they nonetheless are concerned that release of the information contained in the appendices at this time could adversely affect the negotiations currently underway between the State of California and the generators. Accordingly, until such time as the ISO and the EOB determine that the potential for prejudice no longer outweighs the benefits of public disclosure, the ISO and the EOB request confidential treatment for the appendices, which have been

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labeled with the required language of § 388.112(b)(1)(ii) (*i.e.*, “Contains Privileged Information – Do Not Release”). The body of the report itself does not require confidential treatment.

Please contact the undersigned if you have any questions. Thank you for your assistance in this matter.

Respectfully submitted,

Julia Moore
Counsel for the California Independent
System Operator Corporation