

## DOCKETED

<b>Docket Number:</b>	16-ENFORCE-02
<b>Project Title:</b>	Confidential Designation Applications + Miscellaneous Documents
<b>TN #:</b>	213783
<b>Document Title:</b>	Vinotemp International Corp.'s Repeated Application for Confidential Designation
<b>Description:</b>	2012, 2013, 2014 Federal Tax Returns; 2014, 2015 Income Statements; 2014, 2015, 2016 YTD Balance Sheets - Original Application for Confidentiality, see TN 212967
<b>Filer:</b>	Patty Paul
<b>Organization:</b>	Vinotemp International Corp.
<b>Submitter Role:</b>	Applicant
<b>Submission Date:</b>	9/26/2016 8:59:26 AM
<b>Docketed Date:</b>	9/23/2016



## APPLICATION FOR CONFIDENTIAL DESIGNATION (Title 20 Cal. Code. Regs., § 2505 et seq.)

CEC-13 (Revised 01/16)

CALIFORNIA ENERGY COMMISSION

Existing proceedings: Applications for confidentiality and the confidential documents must be uploaded directly to Dockets through the e-filing system. Paper copies or CDs do not need to be submitted. Links to the e-filing system are provided on each proceeding's webpage under the link "**Submit e-filing**". Registration is necessary the first time documents are uploaded. Once registration is complete, to submit a confidential filing click on **Quick Actions** from the **DASHBOARD** and select **Submit Confidential e-filing** from the dropdown tab. The application needs to be uploaded first followed by the confidential materials. The application will then be acted upon by the Executive Director in consultation with the Chief Counsel of the Energy Commission. (§ 2505, subd. (a))

Filings to the Commission not associated with any proceeding: Applications for confidentiality and the confidential materials should be submitted directly to the **Docket Unit** in paper form or on a CD, but not by email. Documents may not exceed 50 MB. Two copies of the record for which confidentiality is sought must be submitted, on separate media if electronic, each marked with the title of the record and "confidential." (§ 1208.1) The application should be on a sheet separate from, but may be attached to, the record. The application will then be acted upon by the Executive Director in consultation with the Chief Counsel of the Energy Commission. (§ 2505, subd. (a))

Please note that the applications are not confidential and are public records.

### **TO: Energy Commission Docket Unit**

Applicant: Vinotemp International Corp

Address: 16782 Von Karman Avenue, Suite 15, Irvine CA 92606

Phone and E-mail: 310.886.3332 x 237 indiahynes@gmail.com

Proceeding or Project Name: --

Docket Number: --

- 1(a). Title, date, and description (including number of pages) of the information or data for which you request confidential designation. **Information or data seeking a designation of confidentiality must be included with this application.**

2012, 2013, 2014 Federal Tax Returns (75 pgs)

2014, 2015 Income Statements (4 pgs)

2014, 2015, 2016 YTD Balance Sheets (5 pgs)

- 1(b). Specify the part(s) of the information or data for which you request confidential designation.

All

2. State and justify the length of time the Energy Commission should keep the information or data confidential.

Ten years due to the fact that it is personal tax data.



**APPLICATION FOR CONFIDENTIAL DESIGNATION**  
**(Title 20 Cal. Code. Regs., § 2505 et seq.)**

CEC-13 (Revised 01/16)

CALIFORNIA ENERGY COMMISSION

- 3(a). State the provision(s) of the Public Records Act (Gov. Code, § 6250 et seq.) or other law that allows the Energy Commission to keep the information or data confidential, and explain why the provision(s) apply to that material.

The information for which confidential designation is sought is exempt from public disclosure per Cal Gov't Code Sec 6254(k), Cal Evid Sec 1601 and 26 USC Sec 6103. Disclosure of financial information by a small business, such as Vinotemp, could place the business at a competitive disadvantage.

- 3(b). Discuss the public interest in nondisclosure of the material submitted for a confidential designation. If the material contains trade secrets or its disclosure would otherwise cause loss of a competitive advantage, please state how it would be lost, the value of the information to the applicant and the ease or difficulty with which the information could be legitimately acquired or duplicated by others.

Disclosure of Vinotemp's data could signal sales trends to competitors. The data could also be further disclosed by competitors to potential reseller accounts to disadvantage Vinotemp in its ability to secure those accounts.

4. State whether the information or data can be disclosed if it is aggregated with other information or masked to conceal certain portions (including but not limited to the identity of the applicant). State the degree of aggregation or masking required. If the data cannot be disclosed even if aggregated or masked, explain why.

The data could be aggregated if (a) no name, address or other corporate identifier is provided, (b) Vinotemp cannot be identified by its size, product volume or other measure, and (c) the data are aggregated with the data of all competitors so as not to create a competitive disadvantage to Vinotemp.

5. State how the material is kept confidential by the applicant and whether it has even been disclosed to a person other than an employee of the applicant. If it has, explain the circumstances under which disclosure occurred.

Vinotemp financial statements are maintained by an accounting manager who has exclusive computer access to any sensitive accounting data. This information has been shared only with Vinotemp's CPA, bank representatives (to comply with lending requirements), and government regulatory agencies.

I certify under penalty of perjury under the laws of the State of California that the information contained in this application for confidential designation is true, correct, and complete to the best of my knowledge and that I am authorized to make the application and certification on behalf of the applicant.

Dated: 5.20.16

Signed:

Name: (print or type) Evelyn Kahl

Title: (print or type) Attorney at Law

Representing: Vinotemp International Corp

Include additional signature blocks if there are multiple partners in the project with shared responsibilities for making the request.