



Roseville Electric
 Roseville Energy Park
 5120 Phillip Road
 Roseville, California 95747

DOCKET
03-AFC-1
 DATE **SEP 28 2006**
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RECEIVED
 EXECUTIVE DIRECTOR

September 28, 2006

REP Transmittal Log# 06-045

COMPLETED

Mr. B.B. Blevins
 Executive Director
 California Energy Commission
 1516 Ninth Street
 Sacramento, CA 95814

Subject: Request for Confidential Designation
 Confidential Paleontological Resources Report
 Roseville Energy Park (03-AFC-1)

Dear Mr. Blevins:

Roseville Electric has prepared the enclosed post-construction Paleontological Resources Report as required by Condition of Certification PAL-7 in the CEC's Final Decision for the project. We respectfully request that this information be designated confidential pursuant to 20 CCR Section 2505, as requested in the verification language of Condition PAL-7.

In support of its application for confidential designation, Roseville Electric provides the following information:

APPLICANT: Roseville Electric
 City of Roseville
 ADDRESS: 2090 Hilltop Circle
 Roseville, CA 95747

- 1(a). Title, date and description (including number of pages) of the record for which you request confidential designation. Paleontological Resources Report, Roseville Energy Project, Roseville, California (03-AFC-01), dated September 2006, 14 pages.
- 1(b). Specify the part(s) of the record for which you request confidential designation. Paleontological Resources Report, Roseville Energy Park, Santa Clara, California (03-AFC-01), dated September 2006, 14 pages.
- 2. State and justify the length of time the Commission should keep the record confidential. The Paleontological Resources Report should be kept confidential indefinitely to protect potential paleontological resources.
- 3(a). State the provisions of the Public Records Act or other law that allows the Commission to keep the record confidential, and explain why the provision(s) apply to the record. The CEC Final Decision specifically states that the Paleontological Resources Report must be submitted confidentially to the California Energy Commission Compliance Project Manager. It is thus protected under Government Code Sections 6254 (e) and 6254(k).

- 3(b). Discuss the public interest in nondisclosure of the record. If the record contains trade secrets or its disclosure would otherwise cause loss of a competitive advantage, please also 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. The public interest will be served by nondisclosure by preventing revelation of potential paleontological resources as described in the PRR.

4. State whether the record may 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 Paleontological Report is being submitted confidentially as required by the CEC Final Decision.

5. State how the record is kept confidential by the applicant and whether it has ever been disclosed to a person other than an employee of the applicant. If it has, explain the circumstances under which disclosure occurred. Roseville Electric has not disclosed any of the subject information to anyone other than its employees, attorneys, and consultants working on the Roseville Energy Park. Moreover, this information has not been disclosed to persons employed by or working for Roseville Electric except on a "need-to-know" basis. Roseville Electric is marking this information "Confidential" and will segregate the information from other project files and access will be restricted to the Roseville Energy Park Compliance Manager or their attorneys and consultants.

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 that I am authorized to make the application and certification on behalf of the applicant.

Sincerely,



Andrea Grenier, Compliance Manager
Roseville Energy Park