

**URS**

**COMPLETED**  
July 20, 2009

**DOCKET**

**08-AFC-12**

DATE JUL 20 2009

RECD JUL 22 2009



Ms. Melissa Jones  
Executive Director  
California Energy Commission  
1516 Ninth Street  
Sacramento, CA 95814-5512

Subject: Application for Confidential Designation San Joaquin Solar 1 LLC and  
San Joaquin Solar 2 LLC  
Fresno County, California 08-AFC-12

Dear Ms. Jones:

In accordance with the provisions of Title 20, California Code of Regulations, URS Corporation (URS), on behalf of San Joaquin Solar 1 LLC and San Joaquin Solar 2 LLC, hereby requests confidential designation for the Cultural Resources Response to AFC 08-AFC-12 CEC Staff Data Request Set #1.

Dated July 20, 2009.

Sincerely,

URS CORPORATION

A handwritten signature in cursive script that reads "Anne Runnalls".

Anne Runnalls  
Project Manager

AR:ml

# APPLICATION FOR CONFIDENTIAL DESIGNATION

(Title 20 Cal. Code. Regs., § 2505 et seq.)

TO: ENERGY COMMISSION EXECUTIVE DIRECTOR, MS-39

ENERGY COMMISSION CONTRACT/DOCKET NO. (IF APPLICABLE): N/A

APPLICANT: San Joaquin Solar 1 LLC  
San Joaquin Solar 2 LLC

ADDRESS: Martifer Renewables Solar Thermal LLC  
12555 High Bluff Drive, Suite 100  
San Diego, CA 92130

- 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.**

Confidential Response to AFC 08-AFC-12 CEC Staff Data Request Set #1. 13 pages hardcopy Cultural Resources; 13 pages electronic.

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

Applicant requests that the Cultural Resources Response to AFC 08-AFC-12 CEC Staff Data Request Set #1, including maps and correspondence included with these documents, be designated as confidential.

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

The information should be kept confidential indefinitely to protect cultural resources site locations identified in the appendix. If the descriptions of the location of the sites are released to the public domain, there is an unacceptable risk of looting.

- 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 site descriptions are essentially equivalent to the information maintained by the State Historical Resources Commission, which are exempted from disclosure by sections 6254.10 and 6254(r) of the Public Records Act, respectively [Cal. Govt. Code Sections 6254.10, 6254(r)].

- 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.

The public interest would be served by nondisclosure by preventing the unauthorized looting of the cultural resources sites described in the appendix specified in Response to #1, above. Such looting would preclude scientific study of the worthy site to gain historical data about human use of the area.

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 site location descriptions cannot be masked because masking will still reveal the location of the site that is the essence of the record that requires confidential treatment.

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.

The material contained within the Confidential Response to AFC 08-AFC-12 CEC Staff Data Request Set #1 has not been disclosed by the Applicant to anyone other than the Applicant's employees or agents and the Commission Staff. Applicant cannot certify, however, that documents prepared under the direction of others have not been revealed to others.

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.

Dated: July 20, 2009

Signed: Anne Runnalls

Name (print or type): Anne Runnalls

Title: (print or type) Project Manager

Representing: URS Corporation Americas

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