

is subject to confidentiality obligations with its counter-parties and is obligated to ensure that the commercially sensitive information remains confidential.

4. Verde IL seeks confidential treatment until July 31, 2018 pursuant to 83 Ill. Adm. Code Section 200.430 because the term of its credit facility described in the Confidential Information is through that date. Verde IL and its credit facility counter-party would be harmed if the commercially sensitive contract terms were to be made publically available in two years or some lesser period while the credit facility remains in effect. Such disclosure would provide unfair advantage to Verde IL's competitors and harm the legitimate business interests of Verde IL and its counter-party.

5. 83 Ill. Adm. Code Section 551.60 provides that: "If an applicant or AGS believes any of the information to be disclosed by an applicant or AGS is privileged or confidential, the applicant or AGS should request that the Commission enter an order to protect the confidential, proprietary or trade secret nature of any data, information or studies pursuant to 83 Ill. Adm. Code 200.430."

6. The Financial and Technical Qualifications information contained in Verde IL's application is also exempted from public disclosure under the Illinois Freedom of Information Act, 5 ILCS 140/1, *et seq.* ("FOIA"). Section 7(1)(g) of the FOIA exempts from public disclosure "trade secrets and commercial or financial information obtained from a person or business where the trade secrets or commercial or financial information are furnished under a claim that they are proprietary, privileged or confidential, and that disclosure of the trade secrets or commercial or financial information would cause competitive harm to the person or business" (5 ILCS 140/7(1) (g)).

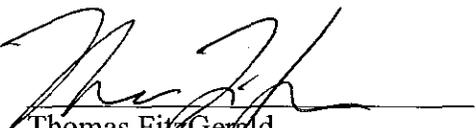
7. Verde IL seeks an Order from the Commission, without hearing, protecting from disclosure, until no earlier than July 31, 2018, Attachments 5 and 6 to the Application which contain confidential and proprietary information regarding Verde IL's organizational structure, financial information, credit and internal company agreements, technical fitness and relationships with different counter-parties.

8. Therefore, pursuant to Section 200.430 of the Commission's Rules of Practice, Verde IL respectfully requests that the Commission enter an Order, without hearing, protecting from disclosure until no earlier than July 31, 2018, the above-referenced Attachments that are being concurrently submitted to the Chief Clerk of the Commission on November 27, 2013 as part of the Application.

Dated: November 27, 2013

Respectfully submitted,

VERDE ENERGY USA ILLINOIS, LLC

By: 
Thomas Fitzgerald
Its Chief Executive Officer
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Norwalk, CT 06851
Telephone: 203-663-5709
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VERIFICATION

STATE OF CONNECTICUT)
) ss: Norwalk November 27, 2013
COUNTY OF FAIRFIELD)

Thomas FitzGerald, being duly sworn, deposes and says that he is the Chief Executive Officer of Verde Energy USA Illinois, LLC; that he has read the foregoing Motion for Confidential Treatment and has personal knowledge of the contents thereof; and that the statements therein are true and correct to the best of his knowledge, information and belief.



Thomas FitzGerald
Chief Executive Officer
Verde Energy USA Illinois, LLC

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 27th DAY OF NOVEMBER, 2013.



Notary Public
My commission expires:

MELANIA FITZGERALD
NOTARY PUBLIC OF CONNECTICUT
My Commission Expires 8/31/2016