

Docket No.: 15-0177
Meeting Date: 04-01-15
Deadline: N/A

MEMORANDUM

TO: The Commission

FROM: Larry Jones, Administrative Law Judge

DATE: March 18, 2015

SUBJECT: EDF Industrial Power Services (IL), LLC (“Petitioner”)

Petition for relief to protect a portion of Petitioner's 2014 Kilowatt-Hour Report from disclosure for not less than two years to protect highly confidential and proprietary information.

RECOMMENDATION: Entry of the attached Order Granting Proprietary Treatment.

Petitioner is an Alternative Retail Electric Supplier (“ARES”). Petitioner seeks confidential treatment of certain information contained in its annual kilowatt hour (“kWh”) report for 2014.

As an ARES, Petitioner is required to submit certain compliance filings on an annual basis pursuant to Subpart H of 83 Ill. Adm. Code 451. One such filing, required by Section 451.770, is the kWh report which identifies “the total annual kilowatt-hours delivered and sold to retail customers within each utility service territory and the total annual kWh delivered and sold to retail customers in all utility service territories in the preceding calendar year.”

Petitioner asserts that the information in its 2014 kWh Report for which proprietary treatment is sought would provide its competitors with market insights about Petitioner’s operations, which could cause competitive harm to Petitioner within the meaning of the exemption in Section 7(g) of the Freedom of Information Act, 5 ILCS 140/1 et seq. This information is protected from disclosure while the petition is pending.

The attached order would grant the requested proprietary treatment for a period of two years.

LMJ/js