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Item Number: 95

Addendum StartPage: 0

SOAH DOCKET NO. 473-13-0218

PUC DOCKET NO. 40606

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PUBLIC UTILITY COMMISSION  
FILED

APPLICATION OF WIND ENERGY §  
TRANSMISSION TEXAS, LLC §  
FOR AUTHORITY TO ESTABLISH § PUBLIC UTILITY COMMISSION  
INITIAL RATES AND TARIFFS § OF TEXAS

**WIND ENERGY TRANSMISSION TEXAS, LLC'S STATEMENT OF  
CONFIDENTIALITY CONCERNING RESPONSES TO COMMISSION STAFF'S  
SECOND REQUEST FOR INFORMATION**

TO THE HONORABLE PUBLIC UTILITY COMMISSION OF TEXAS:

Wind Energy Transmission Texas, LLC ("WETT") files this Statement of Confidentiality Concerning Responses to Commission Staff's ("Staff") Second Request for Information.

**I. Background**

WETT is providing responses to Staff's Second Request for Information. The attachments to the responses to the requests listed below contain sensitive commercial information that is considered confidential, and as a result, the attachments were provided under the Protected Material designation (material so designated is hereinafter called "Protected Material") pursuant to the Protective Order entered in this Docket. This statement is being filed to comply with the requirement of Paragraph 4 of the Protective Order related to claims of exemption from public disclosure pursuant to the Public Information Act. WETT asserts that the information that has been marked as Protected Material is exempt from public disclosure pursuant to sections 552.101 and 552.110 of the Texas Public Information Act ("TPIA").

**II. Argument**

The Protected Material is exempt from disclosure under the TPIA because it contains confidential competitively-sensitive and/or trade secret information, the public disclosure of which would cause substantial competitive harm to WETT's third parties service providers.

The Protected Material is considered confidential under P.U.C. Substantive Rule 25.272(c)(3). The Protective Order in this Docket specifically recognizes this type of sensitive business operations and financial information as Protected Material that can be used only for the specified purposes in this Docket.

95


Counsel for WETT has reviewed the Protected Material sufficiently to state in good faith that the information contained therein is exempt from public disclosure under the TPIA and merits the Protected Material designation. WETT has provided information designated as Protected Material in response to the following requests:

Staff RFI No. 2, Question 2-1:

The attachment to the response to this question contains human resources information, including salary information, for specific WETT employees. Such data constitutes commercially sensitive business operations information and the public disclosure of the data would prove detrimental to WETT or its employees.

Respectfully submitted,

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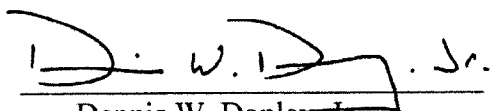
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**ATTORNEYS FOR WIND ENERGY  
TRANSMISSION TEXAS, LLC**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing document was served on all parties of record on this 8<sup>th</sup> day of November 2012.

  
Dennis W. Donley, Jr.