

Control Number: 46936



Item Number: 238

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SOAH DOCKET NO. 473-17-3539
PUC DOCKET NO. 46936

FILED

2017 OCT -3 PM 2:41
RECEIVED BY
FILINGS SECTION

APPLICATION OF SOUTHWESTERN §
PUBLIC SERVICE COMPANY FOR §
APPROVAL OF TRANSACTIONS §
WITH ESI ENERGY, LLC AND §
INVENERGY WIND DEVELOPMENT §
NORTH AMERICA LLC, TO AMEND §
A CERTIFICATE OF CONVENIENCE §
AND NECESSITY FOR WIND §
GENERATION PROJECTS AND §
ASSOCIATED FACILITIES IN HALE §
COUNTY, TEXAS AND ROOSEVELT §
COUNTY, NEW MEXICO, AND FOR §
RELATED APPROVALS §

BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

**WORKPAPERS OF JAMES W. DANIEL AND J. NEIL COPELAND AND
NOTICE OF CONFIDENTIALITY BY GOLDEN SPREAD**

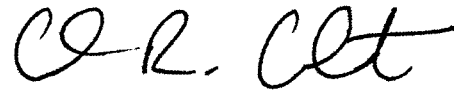
Pursuant to SOAH Order No. 9, Golden Spread Electric Cooperative, Inc. (“GSEC” or “Golden Spread”) provides notice of availability of the voluminous, native format workpapers of witnesses James W. Daniel and J. Neil Copeland, and provides notice that the workpapers of J. Neil Copeland contain Highly Sensitive Protected Materials.

SOAH Order No. 9 states that “Workpapers for . . . Intervenor direct testimony . . . are due 1 working day after the testimony is filed. Workpapers may be provided on CDs only (i.e., no hard (paper) copy is required).”

Golden Spread timely submits this notice, pursuant to the Protective Order entered in Docket 46936, and files this index of documents containing Highly Sensitive Protected Materials in the form of the workpapers of J. Neil Copeland that will be made available to persons eligible to receive the same. An index of such documents is attached as Exhibit A, which indicates:

- (a) the designation of the documents as Highly Sensitive Protected Materials;
- (b) a description of the documents;
- (c) the applicable exemptions under the Public Information Act of Texas (PIA);
- (d) an explanation of the designation of Highly Sensitive; and
- (e) certification that the designation is made in good faith.

Respectfully submitted,



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ATTORNEYS FOR GOLDEN SPREAD
ELECTRIC COOPERATIVE, INC.

CERTIFICATE OF SERVICE

I certify that the foregoing document has been mailed, emailed, hand delivered, or sent by facsimile to all parties of record on this 3rd day of October, 2017.



Carl R. Galant

EXHIBIT A – INDEX OF DOCUMENTS

Workpapers of J. Neil Copeland

Designation of Information	Highly Sensitive Protected Material
Description of Documents	PROMOD database files and inputs
Applicable Exemptions	PIA §§ 552.101, 552.104, and 552.110
Explanation of Designation	<p>These materials, in the form of two CDs, contain the native format workpapers to the direct testimony of GSEC witness J. Neil Copeland, and includes PROMOD model files used by Mr. Copeland and GDS & Associates (“GDS”) in the analysis of the wind resource projects proposed by Southwestern Public Service Company (“SPS”) in this docket. The materials also contain similar PROMOD data files produced by SPS in this docket as Highly Sensitive Protected Material in response to GSEC RFI 2-8. The PROMOD model is proprietary software owned by ASEA Brown Boveri (“ABB”) Group and will only be made available to parties that have executed a license agreement with ABB and are not classified as Competitive Duty Personnel with the Southwest Power Pool (“SPP”). As the proprietary information of ABB, the model itself is protected from public disclosure under the trade secret privileged in Rule 507 of the Texas Rules of Evidence, which is made applicable to the discovery process in this docket by Rule 193.3 of the Texas Rules of Civil Procedure. Public disclosure of this information could also subject GDS and SPS to contractual liability under agreements with ABB. Finally, the materials contain competitively sensitive market information, including but not limited to, transmission and market pricing that could result in potential manipulation of the market by competing purchasers and sellers of energy and other ancillary services.</p>
Certification of Counsel	The undersigned counsel has reviewed the information sufficiently to state in good faith that the information is exempt from discovery under the PIA and is entitled to its classification specified above.