



## **Filing Receipt**

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<b>APPLICATION OF ONCOR</b>	<b>§</b>	
<b>ELECTRIC DELIVERY COMPANY</b>	<b>§</b>	
<b>LLC FOR APPROVAL OF A SYSTEM</b>	<b>§</b>	<b>BEFORE THE</b>
<b>RESILIENCY PLAN</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
		<b>OF TEXAS</b>

**ONCOR’S STATEMENT OF CONFIDENTIALITY CONCERNING  
RESPONSES TO TIEC’S FIRST REQUESTS FOR INFORMATION**

COMES NOW Oncor Electric Delivery Company LLC (“Oncor”), by and through its attorneys of record, and pursuant to the Protective Order entered in this Docket, submits this Statement of Confidentiality Concerning Responses to the Texas Industrial Energy Consumers’ (“TIEC”) First Requests for Information (“Statement of Confidentiality”).

**I.  
BACKGROUND**

Oncor is providing responses to TIEC’s First Requests for Information. Responses to the requests listed below contain sensitive commercial information that is considered confidential or highly sensitive confidential and, as a result, the responses were provided under the Protected Material or Highly Sensitive Protected Material designation (material designated under either heading hereinafter called “Protected Material”) pursuant to the standard Protective Order entered in this Docket.<sup>1</sup> This statement is being filed to comply with the requirement of Paragraph 4 of that Protective Order related to claims of exemption from public disclosure pursuant to the Public Information Act. Oncor 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”).<sup>2</sup>

**II.  
ARGUMENT**

The Protected Material is exempt from disclosure under the TPIA because it contains confidential competitively-sensitive business operations and commercial or financial information, the public disclosure of which would cause substantial competitive harm to Oncor.

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<sup>1</sup> SOAH Order No. 1 (May 10, 2024).

<sup>2</sup> Texas Public Information Act, Tex. Gov’t Code Ann. §§ 552.001-552.376.

The Protected Material is considered confidential under 16 Tex. Admin. Code § 25.272(c)(3) and is the type of sensitive business information that can be used only for the specified purposes in this Docket. Thus, the Protected Material is also covered by TPIA § 552.101, which excepts material from public disclosure that is considered to be “confidential by law... or by judicial decision.”

The Protected Material is further protected from public disclosure by the provisions of TPIA § 552.110(b), which exempts from public disclosure “commercial or financial information for which it is demonstrated based on specific factual evidence that disclosure would cause substantial competitive harm to the person from whom the information was obtained ....” Oncor has taken measures to maintain the information that has been marked as Protected Material as confidential, both within and outside the company, and has not released this information other than pursuant to protective orders or confidentiality agreements. Broader dissemination will provide an advantage to the company’s competitors, suppliers, or customers, and thereby cause substantial competitive harm to the relevant company.

Counsel for Oncor 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. Oncor has provided the following responses designated as Protected Material:

TIEC RFI No. 1, Question 1-01:

Oncor’s response to Question 1-01 contains Excel files with detailed calculations and analyses related to estimated costs to be incurred under Oncor’s proposed System Resiliency Plan (“SRP”), the scope of the SRP and prioritization of the proposed SRP measures, and Oncor’s plans for prioritizing SRP projects based on key factors. This information reveals the names, counties, and other details of Oncor’s substations, which could potentially be used by bad actors seeking to target such substations. It also reveals customer counts. Further, this information consists of proprietary, commercially-sensitive, and highly sensitive confidential business and financial information, all of which is excepted from public disclosure under the TPIA as discussed above.

TIEC RFI No. 1, Question 1-05:

Oncor’s response to Question 1-05 contains a workpaper disclosing the estimated costs to be spent on implementing various proposed SRP measures’ programs, activities, and activity

items that will contribute to wildfire mitigation efforts. It includes details on estimated costs per unit for each activity item and the estimated scope of work to be included in each activity item. This information was compiled and calculated based on Oncor's historical experience with pricing and labor costs and/or quotes provided by vendors to Oncor. This information consists of proprietary, commercially-sensitive, and highly sensitive confidential business and financial information, all of which is excepted from public disclosure under the TPIA as discussed above.

TIEC RFI No. 1, Question 1-16:

Oncor's response to Question 1-16 contains Excel files listing projects by year for years 2019 through Q1 2024 that comprise the capital spend amounts for each of the respective years. This information contains customer and/or vendor names and pricing details, and it consists of proprietary, commercially-sensitive, and highly sensitive confidential business information, all of which is excepted from public disclosure under the TPIA as discussed above.

WHEREFORE, PREMISES CONSIDERED, Oncor requests that the Public Utility Commission of Texas accept this Statement of Confidentiality and grant Oncor such other relief to which it may show itself justly entitled.

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**ATTORNEYS FOR ONCOR ELECTRIC  
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**CERTIFICATE OF SERVICE**

It is hereby certified that a copy of the foregoing has been served by email on all parties of record who have provided an email address, on this the 25th day of June, 2024, in accordance with the Commission's Second Order Suspending Rules issued on July 16, 2020, in Project No. 50664.

/s/ Stephanie Tenorio