

December 12, 2025

VIA E-MAILrecordsaccessofficer@dps.ny.gov

Michelle Zaludek, Esq.
New York Department of Public Service
Three Empire State Plaza
Albany, NY 12223-1350

Re: Matter 13-00205 - In the Matter of SIR Inventory - Request for Trade Secret Status

Dear Ms. Zaludek:

New York State Electric & Gas Corporation and Rochester Gas and Electric Corporation (together, the “Companies”), subsidiaries of Avangrid, Inc., respectfully request certain information requested by Department of Public Service’s Staff be accorded confidential trade secret status and commercial confidential information status pursuant to the Commission’s regulations (16 NYCRR § 6-1.3(a)(b)). The Companies seek to withhold from public disclosure the attached Standardized Interconnection Requirements (“SIR”) Inventory Spreadsheet updated as of November 30, 2025, which responds to Staff’s standing information request in the above matter (the “Confidential Information”).

Public Officers Law (“POL”) Section 87(2) states in relevant part that agencies may deny access to records that “are trade secrets or are submitted to an agency by a commercial enterprise or derived from information obtained from a commercial enterprise and which if disclosed would cause substantial injury to the competitive position of the subject enterprise.” N.Y. Pub. Off. Law § 87(2)(d)(McKinney 2007).

The Commission has promulgated regulations to implement the provisions of the POL. See 16 NYCRR § 6-1.1, *et seq.* Section 6-1.3 allows a party to seek confidential trade secret protection for any records submitted to the Commission. Id. § 6-1.3. Section 6-1.3(b)(2) requires the Companies to “show the reasons why the information, if disclosed, would cause substantial injury to [its] competitive position.” Id. § 6-1.3(b)(2).

The Commission defines a “trade secret” as “any formula, pattern, device or compilation of information which is used in one’s business, and which provides an opportunity to obtain an advantage over competitors who do not know or use it.” Id. § 6-1.3(a). Factors to be considered by the Commission in determining whether to grant confidential status to trade secrets include, but are not limited to:

- i. the extent to which the disclosure would cause unfair economic or competitive damage;

- ii. the extent to which the information is known by others and can involve similar activities;
- iii. the worth or value of the information to the person and the person's competitors;
- iv. the degree of difficulty and cost of developing the information;
- v. the ease or difficulty associated with obtaining or duplicating the information by others without the person's consent; and
- vi. other statutes(s) or regulations specifically excepting the information from disclosure.

Id. § 6-1.3(b)(2).

For the above reasons, the Confidential Information qualifies for trade secret protection pursuant to the criteria listed above because it: (i) is neither generally available to the public nor easy for members of the general public to obtain without the Companies' permission (ii) could be of great value to others; and (iii) if disclosed, could cause the Companies to suffer substantial economic harm.

Please let me know if you have any questions. We appreciate your office's courtesies.

Regards,



Andrea M. Kosel

Encl.