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**RELEASE OF AGGREGATED DATA FROM IOUs' RESOURCE PLANS WILL BOLSTER  
COMPETITION AND SIGNAL INVESTMENT NEED, SAYS MARKET EXPERT**

BOSTON, September 27, 2005 – Release of aggregated data from the Investor Owned Utilities' (IOUs) Long-term Resource Plans will “provide useful and very important signals for new investment. Such signals will motivate new investment in generation, expand the competitive opportunities for buyers to procure energy, and thus provide secure and reasonably priced supply for ratepayers in the future,” according to Julia Frayer, expert witness to the staff of the California Energy Commission.

Earlier this year, the three California IOUs filed detailed Long-term Resource Plans with the Energy Commission staff as part of the Integrated Energy Policy Report (IEPR) process. While the detailed plans were granted confidentiality, the Energy Commission's Executive Director proposed a data aggregation process that would allow the Energy Commission staff to publish the annual and quarterly summaries of the IOUs' supply-demand projections for the years 2009-2016. In June 2005, the IOUs appealed the Notice of Intent issued by the Executive Director to publicly release the aggregated data.

London Economics International LLC Managing Director Julia Frayer worked alongside Dr. Michael Jaske and Dr. Kevin Kennedy, both of the Energy Commission staff, in support of the release of the aggregated data. The persuasive evidence offered by Ms. Julia Frayer and the Energy Commission staff prevailed with the Commissioners. In an Order dated September 7, 2005, the California Energy Commission denied the Investor Owned Utilities' confidentiality appeals and upheld the Energy Commission staff's proposal to release the aggregated data.

Ms. Frayer's testimony specifically addressed the shortcomings of experimental analysis conducted by the one of the IOUs' experts on the potential outcomes of the aggregated data release.

In addition, Ms. Frayer testified on the potential benefits arising from the release of the aggregated data for the IOUs' long-term competitive procurement processes. Ms. Frayer also contributed to the Energy Commission staff's rebuttal testimony in August 2005 on issues relating to the availability of detailed transaction data in the FERC Electronic Quarterly Reports and monthly historical output from hydroelectric plants on EIA Form 906, and discussed the applicability of auction theory to the IOUs' long-term procurement processes. In written rebuttal, she further refuted the IOUs' claims of market power potential and highly charged analogy of the current situation to the California crisis of 2000-2001. At the August 24, 2005 hearing before the California Energy Commissioners, Julia Frayer testified, "In my professional opinion, the release of the aggregated summary tables is unlikely to be the cause of a market power crisis, and clearly the release of this type of information was not the cause of the 2000-2001 crisis since this type of information was not available then."

After listening to the testimony of all parties at the August 24, 2005 hearing and reviewing the substantial record in this proceeding, the Commissioners concluded that "the aggregations -- prepared for the purpose of providing public information about long-term energy trends and facilitating public involvement in this energy policy proceeding -- will not cause the IOUs to lose an economic advantage (or allow others to gain an economic advantage vis-à-vis the IOUs). Therefore, the aggregations are not 'trade secrets'. We also find that the public interest served by not disclosing the aggregations does not clearly outweigh the public interest served by allowing the public to view them. For both these reasons, the aggregations are not entitled to confidential designation." The full text of the Order denying the IOUs' appeals is available online from the Energy Commission, see [http://www.energy.ca.gov/2005\\_energypolicy/documents/2005-08-24\\_hearing/2005-09-22\\_ORDER\\_DENYING.PDF](http://www.energy.ca.gov/2005_energypolicy/documents/2005-08-24_hearing/2005-09-22_ORDER_DENYING.PDF).

London Economics International LLC provides consulting services and expert testimony on economic, financial, regulatory, and strategic issues to corporations, law firms, and public agencies world-wide from its Boston headquarters, with affiliated offices in New York City, Toronto, Mexico City, Melbourne, London, and Paris. For further information on London Economics' expert witness testimony and litigation support expertise, please contact Julia Frayer or AJ Goulding at 1-617-933-7200.

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