

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
ENERGY FACILITY SITING BOARD**

<b>IN RE:</b>	<b>INVENERGY THERMAL DEVELOPMENT LLC</b>	<b>:</b>	
	<b>APPLICATION TO CONSTRUCT AND</b>	<b>:</b>	
	<b>OPERATE THE CLEAR RIVER ENERGY</b>	<b>:</b>	<b>SB-2015-06</b>
	<b>CENTER, BURRILLVILLE, RHODE ISLAND</b>	<b>:</b>	
	<b>MOTION FOR PROTECTIVE TREATMENT</b>	<b>:</b>	

**ORDER**

This matter came before the Energy Facility Siting Board (Board or EFSB) on a Motion for Protective Treatment filed by Invenergy Thermal Development LLC (Invenergy). Invenergy requests that information contained in its Supplemental Water Supply Plan be granted protection from public disclosure.

In support of its motion, Invenergy asserts that certain information concerning contingent/redundant water supply agreements between Invenergy and two contingent/redundant water suppliers, which is contained in its Supplemental Water Supply Plan, is confidential and requires protective treatment from public disclosure. As such, Invenergy claims that this information should be protected under the trade secret and commercial exemption of the Access to Public Records Act, specifically, R.I. Gen. Laws § 38-2-2(4). No party or other interested person in this matter objected to the motion.

The arguments made by Invenergy support its motion, and the Board finds that the information concerning contingent/redundant water supply agreements between Invenergy and two contingent/redundant water suppliers and which is contained in its Supplemental Water Supply Plan should be provided protective treatment. Those files should be kept confidential indefinitely, not be placed in the public docket, and be disclosed only to the Board, attorneys, and expert consultants as necessary to these proceedings.

Accordingly, it is hereby

( 118 ) ORDERED:

Invenergy Thermal Development LLC's Motion for Protective Treatment of the information concerning two contingent/redundant water supply agreements between Invenergy and two contingent/redundant water suppliers contained in its Supplemental Water Supply Plan is granted.

EFFECTIVE AT WARWICK, RHODE ISLAND, OCTOBER 17, 2017. WRITTEN ORDER  
ISSUED JANUARY 8, 2018.



ENERGY FACILITY SITING BOARD

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Margaret E. Curran, Chairperson

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Janet Coit, Member

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Parag Agrawal, Member