

memoranda would fall within the trade secret and commercial information exception of R.I. Gen. Laws §38-2-2(4). Invenergy also asserts that this information is treated confidentially throughout the industry. No party or other interested person in this matter objected to the motion.

The arguments made by Invenergy support its motion. The Board finds that the two exhibits and testimony related to them should be provided protective treatment. Those exhibits and testimony shall 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 review Invenergy's Application.

Accordingly, it is hereby

(101) ORDERED:

The Invenergy Thermal Development LLC Motion for Protective Treatment of Exhibits RH-2 and RH-3 and related testimony is granted.

EFFECTIVE AT WARWICK, RHODE ISLAND, OCTOBER 3, 2016. WRITTEN ORDER ISSUED OCTOBER 5, 2016.

ENERGY FACILITY SITING BOARD



Margaret E. Curran, Chairperson



Janet Coit, Member



Parag Agrawal, Member

