

December 10, 2013

BY HAND DELIVERY & ELECTRONIC MAIL

Luly E. Massaro, Commission Clerk
Rhode Island Public Utilities Commission
89 Jefferson Boulevard
Warwick, RI 02888

**RE: Docket 4442 - The Narragansett Electric Company d/b/a National Grid
Tariff Advice Filing for Customer-Owned Street & Area Lighting Proposal
Response to Record Request 1**

Dear Ms. Massaro:

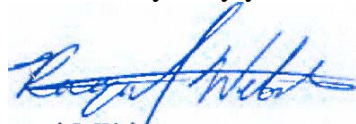
I have enclosed National Grid's response to Record Request 1 in the above-referenced docket.

Please note that pursuant to Commission Rule 1.2(g) and R.I.G.L. § 38-2-2(4)(B), the Company is requesting that the Commission provide confidential treatment and grant protection from public disclosure certain confidential and competitively sensitive information submitted with this transmittal. Specifically, the Company is seeking protective treatment of the confidential information included in the Company's response to Record Request 1 as well as Confidential Attachments 1 through 17 to Record Request 1. The Company has enclosed three copies of the unredacted versions of these attachments on the enclosed CD-ROMS (three CD-ROMS) and one copy of the confidential version of these attachments on the enclosed confidential CD-ROM.

This transmittal completes the Company's responses to the Commission's Record Requests in this proceeding.

Thank you for your attention to this matter. If you have any questions regarding this filing, please contact me at (781) 907-2121.

Very truly yours,



Raquel J. Webster

Enclosures

cc: Docket 4442 Service List
Thomas Ahern, Administrator
Leo Wold, Esq.
Steve Scialabba, Division

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

RHODE ISLAND PUBLIC UTILITIES COMMISSION

**In Re: Tariff Advice Filing For
Customer-Owned Street and Area Lighting
Proposal**

Docket No. 4442

**NATIONAL GRID'S MOTION
FOR PROTECTIVE TREATMENT OF CONFIDENTIAL INFORMATION**

National Grid¹ respectfully requests that the Rhode Island Public Utilities Commission (“Commission”) provide confidential treatment and grant protection from public disclosure certain confidential, competitively sensitive, and proprietary information submitted in this proceeding, as permitted by Commission Rule 1.2(g) and R.I.G.L. § 38-2-2(4)(B). National Grid also respectfully requests that, pending entry of that finding, the Commission preliminarily grant National Grid’s request for confidential treatment pursuant to Rule 1.2 (g)(2).

I. BACKGROUND

On December 10, 2013, pursuant to an extension it received from the Commission, National Grid is filing with the Commission its response to the Commission’s Record Request 1 in this matter. In Record Request 1, the Commission requests that National Grid provide licensing agreements for different types of pole attachments. In response to Record Request No. 1, the Company has enclosed examples of licensing agreements for different types of pole attachments, marked as confidential

attachments 1-1 through 1-17. These attachments represent examples of typical licensing/attachment agreements used by the Company and other current or former National Grid affiliate companies to facilitate energized and non-energized attachments on electric utility infrastructure. As described below, these attachments include confidential and sensitive information concerning customer names, addresses, and account information. These attachments also include details concerning sensitive contractual pricing information, which is unique to each customer. Therefore, National Grid requests that the Commission treat the information contained in Attachments 1-1 through 1-17 as confidential. National Grid has filed both redacted and unredacted versions of these attachments for the Commission's review.

II. LEGAL STANDARD

The Commission's Rule 1.2(g) provides that access to public records shall be granted in accordance with the Access to Public Records Act ("APRA"), R.I.G.L. §38-2-1 *et seq.* Under the APRA, all documents and materials submitted in connection with the transaction of official business by an agency is deemed to be a "public record," unless the information contained in such documents and materials falls within one of the exceptions specifically identified in R.I.G.L. §38-2-2(4). Therefore, to the extent that information provided to the Commission falls within one of the designated exceptions to the public records law, the Commission has the authority under the terms of the APRA to treat such information as confidential and to protect that information from public disclosure.

¹ The Narragansett Electric Company d/b/a National Grid ("National Grid" or the "Company").

In that regard, R.I.G.L. §38-2-2(4)(B) provides that the following types of records shall not be deemed public:

Trade secrets and commercial or financial information obtained from a person, firm, or corporation which is of a privileged or confidential nature.

The Rhode Island Supreme Court has held that this confidential information exemption applies where disclosure of information would likely either (1) impair the Government's ability to obtain necessary information in the future; or (2) cause substantial harm to the competitive position of the person from whom the information was obtained. Providence Journal Company v. Convention Center Authority, 774 A.2d 40 (R.I. 2001).

The first prong of the test is satisfied when information is voluntarily provided to the governmental agency and that information is of a kind that would customarily not be released to the public by the person from whom it was obtained. Providence Journal, 774 A.2d at 47.

II. BASIS FOR CONFIDENTIALITY

National Grid seeks protective confidential treatment for Attachments 1-1 through 1-17 because these attachments include confidential and sensitive information concerning customer names, addresses, and account information. These attachments also include details concerning sensitive contractual pricing information, which is unique to each customer. Since these agreements are individually negotiated and represent various attachment types and customers, the redacted information can be used to impact future market conditions and agreement negotiations.

III. CONCLUSION

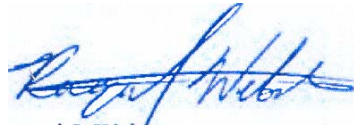
Accordingly, the Company requests that the Commission grant protective treatment to confidential un-redacted Attachments 1-1 through 1-17 and the enclosed confidential CD-ROM that includes these attachments.

WHEREFORE, for the foregoing reasons, the Company respectfully requests that the Commission grant its Motion for Protective Treatment.

Respectfully submitted,

NATIONAL GRID

By its attorney,



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Raquel J. Webster (RI Bar # 9064)
National Grid
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Providence, RI 02907
(401) 784-7667 (TRT)
(781) 907-2121 (RJW)

Dated: December 10, 2013

The Narragansett Electric Company
d/b/a National Grid
R.I.P.U.C. Docket No. 4442

In Re: Customer-Owned Street and Area Lighting Proposal
Responses to Record Requests issued at the Commission's Evidentiary Hearing
On December 3, 2013

Redacted
Record Request 1

Request:

Please provide examples of Licensing Agreements for different types of pole attachments.

Response:

The Company is providing the following as examples of typical licensing/attachment agreements used by the Company and other current or former National Grid affiliate companies to facilitate energized and non-energized attachments on electric utility infrastructure.

Attachment No.	Customer - Attacher	National Grid Company	Attachment Agreement Reference Title
1-1		The Narragansett Electric Company	Aerial License
1-2		The Narragansett Electric Company	Conduit Occupancy
1-3		The Narragansett Electric Company	Aerial License
1-4		The Narragansett Electric Company	Aerial License
1-5		Massachusetts Electric	Aerial License
1-6		Granite State Electric	Aerial License
1-7		Massachusetts Electric	Aerial License
1-8		The Narragansett Electric Company	Camera Agreement
1-9		The Narragansett Electric Company	Aerial Lic Amendment
1-10		The Narragansett Electric Company	Aerial License
1-11		The Narragansett Electric Company	Aerial Lic Amendment
1-12		The Narragansett Electric Company	Camera Agreement
1-13		The Narragansett Electric Company	Underground License
1-14		The Narragansett Electric Company	Antenna Agreement
1-15		The Narragansett Electric Company	Wireless License
1-16		The Narragansett Electric Company	OL (DAS) License
1-17		The Narragansett Electric Company	Banner Agreement

Pursuant to Commission Rule 1.2(g), the Company is seeking confidential treatment of information related to customer – attacher information, including all the attachments listed in the table above.

Due to the voluminous nature of these attachments listed in the table above, the Company will provide these redacted documents on a CD-ROM, which is marked “Redacted”.