

**EXHIBIT C (HIGHLY CONFIDENTIAL INFORMATION AGREEMENT)**

AGREEMENT CONCERNING HIGHLY CONFIDENTIAL INFORMATION  
IN DOCKET UE-072300 and UG-072301  
BEFORE THE  
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

I, Michael C. Kuntz, as


- In-house attorney
- In-house expert
- Outside counsel
- Outside expert

in this proceeding for Kroger Co (a party to this proceeding) hereby declare under penalty of perjury under the laws of the State of Washington that the following are true and correct:

- a. I am not now involved, and will not for a period of two years involve myself in, competitive decision making with respect to which the documents or information may be relevant, by or on behalf of any company or business organization that competes, or potentially competes, with the company or business organization from whom they seek disclosure of highly confidential information with respect to the development or purchase of energy resources; and
- b. I am not now involved, and will not for a period of two years involve myself in, the ownership or development of electric energy projects or resources: (i) that have been or could potentially be offered to PSE for its electric portfolio; or (ii) that are competing or could potentially compete with other projects that are or could be offered to PSE for its electric portfolio; and
- c. I am not now involved, and will not for a period of two years involve myself in, providing consulting services or advice to owners or developers of electric energy projects or resources: (i) that have been or could potentially be offered to PSE for its electric portfolio; or (ii) that are competing or could potentially compete with other projects that are or could be offered to PSE for its electric

portfolio, to the extent such consultation or advice involves matters for which the "highly confidential" information would be relevant; and

- d. I have read and understand, and agree to be bound by, the terms of the Protective Order in this proceeding, including this Section C of the Protective Order.

  
Signature

11/18/08  
Date

Cincinnati, OH  
City/State where this Agreement was signed

Boehm, Kurtz & Lowry  
Employer

Partner  
Position and Responsibilities

1510 URS Center  
Permanent Address

Cincinnati, Ohio 45202

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The following portion is to be completed by the responding party and filed with the Commission within 10 days of receipt. Failure to do so will constitute a waiver and the above-named person will be deemed a person having access to Highly Confidential Information under the terms and conditions of the protective order.

\_\_\_\_\_ No objection.

\_\_\_\_\_ Objection. The responding party objects to the above-named person having access to Highly Confidential Information. The objecting party shall file a motion with the Commission, supported by affidavit, setting forth the basis for objection and asking exclusion of the person from access to Highly Confidential Information.

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Signature

\_\_\_\_\_  
Date

**EXHIBIT C (HIGHLY CONFIDENTIAL INFORMATION AGREEMENT)**

AGREEMENT CONCERNING HIGHLY CONFIDENTIAL INFORMATION  
IN DOCKET UE-072300 and UG-072301  
BEFORE THE  
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

I, Kurt Boehn, as

- In-house attorney
- In-house expert
- Outside counsel
- Outside expert

in this proceeding for Kroger Co. (a party to this proceeding) hereby declare under penalty of perjury under the laws of the State of Washington that the following are true and correct:

- a. I am not now involved, and will not for a period of two years involve myself in, competitive decision making with respect to which the documents or information may be relevant, by or on behalf of any company or business organization that competes, or potentially competes, with the company or business organization from whom they seek disclosure of highly confidential information with respect to the development or purchase of energy resources; and
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portfolio; to the extent such consultation or advice involves matters for which the "highly confidential" information would be relevant; and

- d. I have read and understand, and agree to be bound by, the terms of the Protective Order in this proceeding, including this Section C of the Protective Order.

K. Behm  
Signature

1/16/08  
Date

Cincinnati, Ohio  
City/State where this Agreement was signed

Behm, Kurtz & Lowry  
Employer

Attorney  
Position and Responsibilities

36 East 7th St # Suite 1510  
Cincinnati, OH 45202  
Permanent Address

\*\*\*

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\_\_\_\_\_ No objection.

\_\_\_\_\_ Objection. The responding party objects to the above-named person having access to Highly Confidential Information. The objecting party shall file a motion with the Commission, supported by affidavit, setting forth the basis for objection and asking exclusion of the person from access to Highly Confidential Information.

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Signature

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Date

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AGREEMENT CONCERNING HIGHLY CONFIDENTIAL INFORMATION  
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BEFORE THE  
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

I, KEVIN C. HIGGINS, as

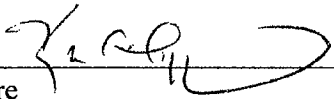
- In-house attorney
- In-house expert
- Outside counsel
- Outside expert

in this proceeding for THE KRUGER CO. (a party to this proceeding) hereby declare under penalty of perjury under the laws of the State of Washington that the following are true and correct:

- a. I am not now involved, and will not for a period of two years involve myself in, competitive decision making with respect to which the documents or information may be relevant, by or on behalf of any company or business organization that competes, or potentially competes, with the company or business organization from whom they seek disclosure of highly confidential information with respect to the development or purchase of energy resources; and
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- d. I have read and understand, and agree to be bound by, the terms of the Protective Order in this proceeding, including this Section C of the Protective Order.

  
Signature

1-16-08  
Date

SALT LAKE CITY, UTAH  
City/State where this Agreement was signed

ENERGY STRATEGIES  
Employer

PRINCIPAL  
Position and Responsibilities

215 S STATE ST., SUITE 200  
SALT LAKE CITY, UT 84111  
Permanent Address

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\_\_\_\_\_ No objection.

\_\_\_\_\_ Objection. The responding party objects to the above-named person having access to Highly Confidential Information. The objecting party shall file a motion with the Commission, supported by affidavit, setting forth the basis for objection and asking exclusion of the person from access to Highly Confidential Information.

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WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

I, NEAL TOWNSEND, as

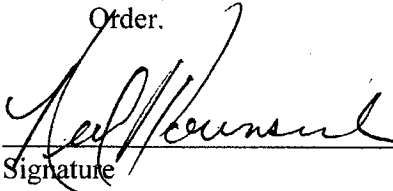
- In-house attorney
- In-house expert
- Outside counsel
- Outside expert

in this proceeding for THE KROGER CO. (a party to this proceeding) hereby declare under penalty of perjury under the laws of the State of Washington that the following are true and correct:

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- d. I have read and understand, and agree to be bound by, the terms of the Protective Order in this proceeding, including this Section C of the Protective Order.

  
Signature

1/16/08  
Date

SALT LAKE CITY, UTAH  
City/State where this Agreement was signed

ENERGY STRATEGIES, LLC  
Employer

SR. CONSULTANT  
Position and Responsibilities

215 S. STATE ST., STE 200 SLC, UT 84111  
Permanent Address

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The following portion is to be completed by the responding party and filed with the Commission within 10 days of receipt. Failure to do so will constitute a waiver and the above-named person will be deemed a person having access to Highly Confidential Information under the terms and conditions of the protective order.

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Date