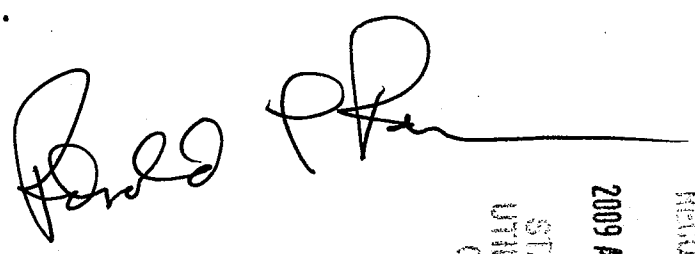


Ronald Roseman
2011 14th AVE E.
SEATTLE, WA. 98112

Record Center:

I submit ^{an original} 17 copies of Exhibit C
Highly Confidential Agreement for
Charles Eberdt and Michael Kemp
for The ENERBY Project
in PSE Doc # 04. VE-090704
V6 090705



Attorney

RECEIVED
PROJECT MANAGEMENT
2009 AUG 24 AM 9:41
STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

EXHIBIT C (HIGHLY CONFIDENTIAL INFORMATION AGREEMENT)

AGREEMENT CONCERNING HIGHLY CONFIDENTIAL INFORMATION
IN DOCKET UE-090704 and UG-090705

BEFORE THE

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

I, MICHAEL KARP

STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION
2009 AUG 24 AM 9:41

RECORDS MANAGEMENT

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

in this proceeding for THE ENERGY PROJECT (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.

Michael Kard
Signature

8-21-09
Date

LOREZ ISLAND, WASHINGTON
City/State where this Agreement was signed

MICHAEL KARD & ASSOCIATES, INC
Employer

PRESIDENT - ALL
Position and Responsibilities

PO BOX 812, LOREZ ISLAND, WA 98261
Permanent Address

RECEIVED
RECORDS MANAGEMENT
2009 AUG 24 AM 9:41
STATE OF WASH.
JUL. AND TRANSP.
COMMISSION

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.

Signature

Date

EXHIBIT C (HIGHLY CONFIDENTIAL INFORMATION AGREEMENT)

AGREEMENT CONCERNING HIGHLY CONFIDENTIAL INFORMATION
IN DOCKET UE-090704 and UG-090705
BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

I, Charles Eberdt, as

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

RECEIVED
 RECORDS MANAGEMENT
 2009 AUG 24 AM 9:14
 STATE OF WASH
 UTIL. AND TRANSP
 COMMISSION

in this proceeding for The Energy Project (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

August 19, 2009
Date

Bellingham, WA
City/State where this Agreement was signed

Opportunity Council
Employer

Energys Project Director
Position and Responsibilities

1322 N State St.
Bellingham, WA 98225
Permanent Address

RECEIVED
REGIONS MANAGEMENT
2009 AUG 24 AM 9:41
STATE OF WASH.
UTL AND TRANSP.
COMMISSION

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.

Signature

Date