**BEFORE THE PUBLIC SERVICE COMMISSION**
**STATE OF GEORGIA**

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| **IN RE: AXPO U.S. LLC's APPLICATION FOR NATURAL GAS CERTIFICATE OF AUTHORITY** | **Docket No. _____** |

**AFFIDAVIT AND BASIS FOR ASSERTION THAT REDACTED PORTIONS OF FILING CONSTITUTE PROTECTED TRADE SECRET MATERIAL**

Axpo U.S. LLC ("Axpo"), hereby provides notice of filing certain confidential and commercially sensitive information and/or data (the "Protected Information") with the Georgia Public Service Commission (the "Commission") in the Axpo U.S. LLC Application for Natural Gas Certificate of Authority. The Protected Information consists of financial statement, audited financial statements, organizational chart, bank account statements, breakeven analysis, business and marketing plans. Trade secret information "(A) [d]erives economic value, actual or potential, from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use; and (B) [i]s the subject of efforts that are reasonable under the circumstances to maintain its secrecy."[1]

Axpo derives economic value from the Protected Information on the basis that this information is not generally known to the public or readily ascertainable by proper means and is the subject of efforts by Axpo that are reasonable under the circumstances to maintain its secrecy. As such, and for the reasons stated below, the Protected Information constitutes trade secret information as defined by O.C.G.A. § 10-1-761(4) and is therefore protected from disclosure under Commission Rule 515-3-1-.11.

[1] O.C.G.A. § 10-1-671.

The retail natural gas market in Georgia is highly competitive, growing rapidly, and there are numerous marketers that offer the services to potential retail customers in direct competition with Axpo. The Protected Information includes confidential financial data that Axpo would otherwise disclose only in connection with the execution of confidentiality agreements with third parties or through other means of assuring that such information is not made available to the public. Disclosure of the Protected Information would unfairly disadvantage Axpo in connection with Axpo's efforts to provide competitive retail natural gas supply to customers in Georgia. The Protected Information includes detailed descriptions of Axpo's revenues, financial resources, and customer information.

For the foregoing reasons, Axpo has submitted the Protected Information to the Commission under protective seal with the designation "TRADE SECRET" prominently displayed on each page thereof. Axpo has also filed a "Public Disclosure" version with the designation "PUBLIC DISCLOSURE DOCUMENT" prominently displayed on each page. Axpo will maintain a master list of all filings submitted to the Commission pursuant to Commission Rule 515-3-1-.11 governing trade secrets. The master list will identify the documents submitted, the number of copies submitted, and the docket number related to Axpo's filing.

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## VERIFICATION

I, Kamal Khoury, first being duly sworn, deposes and says that the facts contained in within and foregoing Affidavit and Basis for Assertion that Redacted Portions of Filing Constitute Protected Trade Secret Material are true and correct, that Axpo U.S. LLC's contemporaneous filing was prepared at his direction and under her direct supervision and that the confidential and commercially sensitive information and/or data included therein constitutes trade secret material pursuant to Georgia Public Service Commission Rule 513-3-1.11 and O.C.G.A. § 10-1-761(4).

Kamal Khoury
Managing Director

[Signature]

SIGNED AND SWORN TO
before me this 17th day of June 2025.
STATE OF New York

COUNTY OF New York

Notary Public
My commission expires: 02/11/2029

KARINA PERNICANO
NOTARY PUBLIC
NO. 01PE0033754
QUALIFIED IN
SULLIVAN COUNTY
COMM. EXP.
02-11-2029
STATE OF NEW YORK