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PUBLIC SERVICE
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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN EXAMINATION OF THE APPLICATION)
OF THE FUEL ADJUSTMENT CLAUSE OF)
KENTUCKY UTILITIES COMPANY FROM) CASE NO. 2007-00278
NOVEMBER 1, 2006 THROUGH)
APRIL 30, 2007)

MOTION OF KENTUCKY UTILITIES COMPANY
FOR CONFIDENTIAL TREATMENT

Kentucky Utilities Company (“KU”), pursuant to 807 KAR 5:001, Section 7, respectfully moves the Commission to classify as confidential and protect from public disclosure certain information provided by KU in response to Question No. 17 of the Commission’s data requests, as contained in Appendix A of the Commission’s Order dated August 3, 2007. The information for which KU requests confidential treatment (“Confidential Information”) pertains to coal bid analysis information. In support of this Motion, KU notes that the Commission treated all this same information as confidential in KU’s last two-year fuel adjustment clause review proceeding. (See Letter from Executive Director Beth O’Donnell re KU Petition for Confidential Protection, Case No. 2006-00509 (Jan. 26, 2007), attached hereto as Attachment 1.)

In further support of this Motion, KU states as follows:

1. Under the Kentucky Open Records Act, the Commission is entitled to withhold from public disclosure information confidentially disclosed to it to the extent that open disclosure would permit an unfair commercial advantage to competitors of the entity disclosing the information to the Commission. See KRS 61.878(1)(c). Public disclosure of the information identified herein would, in fact, prompt such a result for the reasons set forth below.

2. Disclosure of the factors underlying KU's bid analysis/selection process would damage KU's competitive position and business interests. This information reveals the business model the Company uses -- the procedure it follows and the factors/inputs it considers -- in evaluating bids for coal supply. If the Commission grants public access to the information requested in Question No. 17, potential bidders could manipulate the bid solicitation process to the detriment of KU and its ratepayers by tailoring bids to correspond to and comport with KU's bidding criteria and process. As noted above, the Commission has treated such information as confidential in the past. (*See Attachment 1, Letter from Executive Director Beth O'Donnell re KU Petition for Confidential Protection, Case No. 2006-00509 (Jan. 26, 2007).*)

3. The information for which KU is seeking confidential treatment is not known outside of KU, is not disseminated within KU except to those employees with a legitimate business need to know and act upon the information, and is generally recognized as confidential and proprietary information in the energy industry.

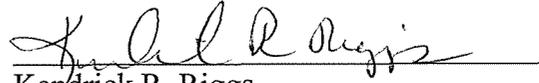
4. KU does not object to limited disclosure of the confidential information described herein, pursuant to an acceptable protective agreement, to intervenors with legitimate interests in reviewing the same for the purpose of participating in this case.

5. In accordance with the provisions of 807 KAR 5:001, Section 7, KU is filing with the Commission one copy of the Confidential Information highlighted and ten (10) copies without the Confidential Information.

WHEREFORE, Kentucky Utilities Company respectfully requests that the Commission grant confidential protection to the information designated as confidential for a period of five years from the date of filing the same.

Dated: August 24, 2007

Respectfully submitted,



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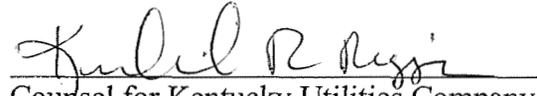
Counsel for Kentucky Utilities Company

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the above and foregoing Motion for Confidential Treatment was served, via United States mail, postage prepaid, and electronic email to the following persons on the 24th day of August 2007:

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Mark David Goss
Chairman

John W. Clay
Commissioner

January 26, 2007

Allyson K. Sturgeon
E.ON U.S. LLC
220 West Main Street
P. O. Box 32010
Louisville, KY 402032

RE: KU Petition for Confidential Protection
Case No. 2006-00509

Dear Ms. Sturgeon:

The Commission has received your petition filed January 22, 2007, to protect as confidential KU's responses to questions 6, 9 and 24 of the Commission's data request contained in Appendix B to its Order dated 12/18/06. A review of the information has determined that it is entitled to the protection requested on the grounds relied upon in the petition, and it will be withheld from public inspection.

If the information becomes publicly available or no longer warrants confidential treatment, you are required by 807 KAR 5:001, Section 7(9)(a), to inform the Commission so that the information may be placed in the public record.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "Beth O'Donnell".

Beth O'Donnell
Executive Director

cc: Parties of Record

Honorable Elizabeth E. Blackford
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