

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY POWER COMPANY)	
FOR APPROVAL OF RENEWABLE ENERGY)	CASE NO.
PURCHASE AGREEMENT FOR WIND ENERGY)	2009-00545
RESOURCES BETWEEN KENTUCKY POWER)	
COMPANY AND FPL ILLINOIS WIND, LLC)	

ORDER

On June 08, 2010, Kentucky Power Company (Kentucky Power), filed a petition, pursuant to 807 KAR 5:001, Section 13, requesting that the Commission grant confidential protection for an indefinite period for certain materials filed with the Commission.

In support of its petition, Kentucky Power states that the designated materials that it requests to be held confidential is contained in the transcript of the hearing conducted in this proceeding on May 25, 2010. The designated materials are described as the specific information the Company seeks confidential treatment for is already part of pending request for confidentiality before the Kentucky Public Service Commission in this case.

Having considered the petition and the materials at issue, the Commission finds that the designated materials described in Kentucky Power's June 08, 2010 petition meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1)(c)(1).


IT IS THEREFORE ORDERED that:

1. Kentucky Power's June 08, 2010 petition for confidential protection is granted.
2. The designated materials shall not be placed in the public record or made available for public inspection for an indefinite period, or until further Orders of this Commission.
3. Use of the designated materials in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
4. Kentucky Power shall inform the Commission if the designated materials become publicly available or no longer qualify for confidential treatment.
5. If a non-party to this proceeding requests to inspect the designated materials and the period during which the materials have been granted confidential treatment has not expired, Kentucky Power shall have 30 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Kentucky Power is unable to make such demonstration, the designated materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
6. The Commission shall not make the designated materials available for inspection for 30 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow Kentucky Power to seek a remedy afforded by law.

By the Commission

ENTERED
JUL 31 2019
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director

for
Gregory R. Pearson

Case No. 2009-00545

*Kentucky Power Company
855 Central Avenue, Suite 200
Ashland, KY 41101

*Lawrence W Cook
Assistant Attorney General
Office of the Attorney General Office of Rate
700 Capitol Avenue
Suite 20
Frankfort, KENTUCKY 40601-8204

*Honorable Michael L Kurtz
Attorney at Law
Boehm, Kurtz & Lowry
36 East Seventh Street
Suite 1510
Cincinnati, OHIO 45202

*Honorable Mark R Overstreet
Attorney at Law
Stites & Harbison
421 West Main Street
P. O. Box 634
Frankfort, KENTUCKY 40602-0634