

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BUTLER COUNTY WATER)	
SYSTEM, INC. (1) FOR A CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY)	CASE NO.
AUTHORIZING SAID SYSTEM TO CONSTRUCT)	2014-00353
MAJOR IMPROVEMENTS AND ADDITIONS TO ITS)	
EXISTING MUNICIPAL WATER TREATMENT)	
SYSTEM FINANCED BY RURAL ECONOMIC AND)	
COMMUNITY DEVELOPMENT SERVICE)	
(FORMALLY FARMERS HOME ADMINISTRATION))	
PURSUANT TO THE PROVISIONS OF KRS)	
278.023 OF THE KENTUCKY REVISED)	
STATUTES; AND (2) SEEKING APPROVAL OF)	
THE ISSUANCE OF CERTAIN SECURITIES, AND)	
(3) APPROVAL OF WATER RATES)	

ORDER

On October 1, 2014, Butler County Water System, Inc. (“Butler County”) submitted its application for a certificate of public convenience and necessity (“CPCN”), approval of financing, and approval of water rates and charges. Butler County included supporting documents with its CPCN application that revealed two federal identification numbers. Federal identification numbers are considered confidential and exempted from disclosure under the Kentucky Open Records Act.¹ The Commission, on its own motion, finds that the federal identification numbers are entitled to confidential protection.

Accordingly, the Commission, on its own motion, HEREBY Orders that:

¹ Ky. ORD-076 (Apr. 9, 2012). Ky. OAG 04-ORD-010 (Jan. 14, 2004).

1. The two federal identification numbers contained with Butler County's original application meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1) and 807 KAR 5:001, Section 13.

2. The two federal identification numbers shall be redacted from the public record and not made available for public inspection for an indefinite period of time.

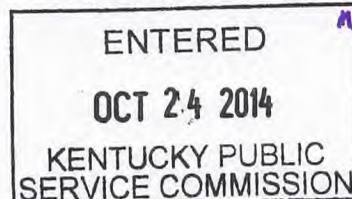
3. The documents that revealed the two federal identification numbers shall be placed in a confidential file.

4. Use of the materials in question in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9).

5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order, Butler County shall have 20 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 Butler County is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

6. The Commission shall not make the requested materials available for inspection for 20 days following an Order finding the materials no longer qualify for confidential treatment in order to allow Butler County to seek a remedy afforded by law.

By the Commission



ATTEST:


Executive Director

Honorable Richard J Deye
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