

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF LOUISVILLE GAS AND)
ELECTRIC COMPANY FOR AN ORDER)
APPROVING AN AGREEMENT AND PLAN OF) CASE NO. 89-374
EXCHANGE AND TO CARRY OUT CERTAIN)
TRANSACTIONS IN CONNECTION THEREWITH)

O R D E R

This matter arising upon request of Louisville Gas and Electric Company ("LG&E") filed April 7, 1993 pursuant to 807 KAR 5:001, Section 7, for confidential protection of the names of its employees who transferred from LG&E to its holding company, LG&E Energy, Inc., on the grounds that the information is of a personal nature the disclosure of which would constitute an unwarranted invasion of personal privacy, and it appearing to this Commission as follows:

On February 24, 1993, LG&E made its annual filing of information and data as required by the Commission's Order of May 25, 1990 in this case. Included in this filing was certain information which included the names, years of service, salaries and job title of employees who transferred from LG&E to its holding company, LG&E Energy, Inc. LG&E requests that the names of these employees be protected as confidential.

KRS 61.872(1) requires information filed with the Commission to be available for public inspection unless specifically exempted by statute. Exemptions from this requirement are provided in KRS

61.878(1). That section of the statute exempts 11 categories of information. One category exempted in subparagraph (a) of that section exempts from disclosure "information of a personal nature where the public disclosure thereof would constitute a clearly unwarranted invasion of personal privacy." This provision is intended to exempt from public disclosure any information contained in public records that relates to details of an individual's private life. The information is exempt from disclosure when the individual's privacy interest in the information outweighs the public's interest in the information.


By this petition, LG&E seeks to protect the identities of the employees about whom personal information was filed as required by the May 25, 1990 Order. The public has no overriding interest in the identities of these individuals and the information should be protected as confidential.

This Commission being otherwise sufficiently advised,

IT IS ORDERED that the identities of specific employees accompanied by their job title, years of service, and salaries, which LG&E has petitioned be withheld from public disclosure, shall be held and retained by this Commission as confidential and shall not be open for public inspection.

Done at Frankfort, Kentucky, this 3rd day of May, 1993.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director