

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REQUEST FOR CONFIDENTIAL TREATMENT OF)
INFORMATION FILED WITH CABLE AND) CASE NO. 94-130
WIRELESS, INC.'S ANNUAL REPORT)

O R D E R

This matter arising upon request of Cable & Wireless, Inc. ("CWI"), filed March 31, 1994, for confidential protection of its 1993 Annual Report and gross intrastate operating report, and it appearing to this Commission as follows:

CWI has requested that its 1993 Annual Report be maintained as confidential. CWI has not filed a separate petition for the request nor has it stated the statutory grounds upon which it relies for making the request.

KRS 61.872(1) requires information filed with the Commission to be available for public inspection unless specifically exempted by statute. 807 KAR 5:001, Section 7, provides the procedure for obtaining confidential protection of information claimed to be exempt from the Kentucky Open Records Act requirements. CWI has not complied with the provisions of the regulation and its request must, therefore, be denied.

This Commission being otherwise sufficiently advised,

IT IS ORDERED that:

1. The request to protect as confidential the 1993 Annual Report and gross interstate operating report of CWI be and is hereby denied.

2. The information sought to be protected shall be held and retained by this Commission as confidential and shall not be open for public inspection for a period of 20 days from the date of this Order to allow CWI to file a petition in accordance with the procedures set forth in 807 KAR 5:001, Section 7.

3. If at the expiration of the 20-day period CWI has not filed a petition in accordance with regulation, the information sought to be protected shall be placed in the public record without further Order of the Commission.

Done at Frankfort, Kentucky, this 11th day of April, 1994.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director