

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE PETITION OF BIG RIVERS ELECTRIC	)	
CORPORATION FOR CONFIDENTIAL	)	
TREATMENT OF INFORMATION	)	CASE NO. 98-533
REGARDING WHOLESALE POWER SALES	)	
AND PURCHASES	)	

O R D E R

On March 25, 1999, Big Rivers Electric Corporation ( Big Rivers ) and Commission Staff filed a Stipulation, copy attached hereto as Appendix A, which sets forth an agreement regarding the facts and circumstances surrounding the information as requested by the Executive Director's office and the subsequent request for confidentiality filed by Big Rivers. The information which had been requested relates to Big Rivers generating resources, internal load, power purchases, and off system sales between June 22, 1998 and June 27, 1998, and additional information relating to Big Rivers projected capacity resources and demand forecasts.

Big Rivers is requesting confidential protection for its responses to Item Nos. 3 and 4 of its October 13, 1998 response to the Executive Director's office letter request of August 7, 1998. The Stipulation provides that Big Rivers need for confidentiality to protect commercially sensitive business information from public dissemination can be accommodated by refileing its responses to Item Nos. 3 and 4 in a disaggregate form. The Staff agrees to the filing of the information in the disaggregate form since it will still provide essentially the same information as originally requested and will be in a format similar to responses by other utilities to the same request for information. The

Stipulation further provides that upon its acceptance, Big Rivers will refile its responses in the agreed to format and the Commission will then return the original responses.

The Commission, having considered the Stipulation, hereby finds that it was entered into at arms length by knowledgeable individuals with a high degree of utility regulatory experience. The Stipulation does not violate any regulatory principal, is reasonable on its face, and should be accepted as a full and complete resolution of the pending petition for confidentiality.

IT IS THEREFORE ORDERED that:

1. The Stipulation filed on March 25, 1999 is accepted as a full and complete resolution of this case.

2. Within 10 days of the date of this Order, Big Rivers shall file with the Executive Director s office its revised responses to Item Nos. 3 and 4 of the August 7, 1998 letter request. Upon receipt of these revised responses, Big Rivers original responses as filed on October 13, 1998 shall be returned to Big Rivers.

Done at Frankfort, Kentucky, this 5<sup>th</sup> day of April, 1999.

By the Commission

ATTEST:

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Executive Director