

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ACC OF KENTUCKY LLC'S)	
PETITION FOR)	CASE NO. 99-184
CONFIDENTIAL PROTECTION)	

O R D E R

On March 30, 1999, ACC of Kentucky LCC (ACC) filed its Gross Operating Revenue Report, as required by KRS 278.140. ACC also filed a request for confidential treatment of certain information contained in that report, pursuant to 807 KAR 5:001, Section 7. On April 15, 1999, ACC s request for confidential treatment of that information was denied.

ACC filed a motion with the Commission on May 4, 1999 to request a hearing of the Commission s denial of confidential protection for certain information on the grounds that disclosure is likely to cause ACC competitive injury.

Pursuant to a request by ACC, an informal conference was held with the Commission Staff on July 20, 1999. On September 3, 1999, ACC filed a brief with the Commission in support of its request for confidential treatment of the material, as set out in its petition.

The Commission, after reviewing the record, finds that the motion of ACC for a formal hearing should be granted.

The Commission, being otherwise sufficiently advised, HEREBY ORDERS that:

1. A formal hearing upon ACC's petition shall be held on October 14, 1999, at 9:30 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

2. ACC shall file direct testimony on or before October 1, 1999.

3. Neither opening statements nor witnesses' summaries of prefiled direct testimony will be permitted.

Done at Frankfort, Kentucky, this 9th day of September, 1999.

By the Commission

ATTEST:

Executive Director