

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY-AMERICAN)	
WATER COMPANY FOR A CERTIFICATE OF)	CASE NO.
CONVENIENCE AND NECESSITY AUTHORIZING)	2014-00258
THE CONSTRUCTION OF RICHMOND ROAD)	
STATION FILTER BUILDING IMPROVEMENTS)	

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On July 31, 2014, Kentucky-American Water Company (“Kentucky-American”) moved pursuant to 807 KAR 5:001, Section 13, that certain materials filed with the Commission be afforded confidential treatment and not be placed in the public record subject to public inspection. Kentucky-American requests that the materials remain confidential for an indefinite period of time.

In support of its Petition for Confidential Treatment, Kentucky-American states that the information it is requesting to be held confidential is contained in its Application and is more particularly described as Exhibit E in its entirety, consisting of a set of construction drawings of the facilities proposed for construction which reveal critical utility infrastructure.

Having carefully considered the petition and the materials at issue, the Commission finds that:

1. The materials for which Kentucky-American seeks confidential treatment meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1)(m) and 807 KAR 5:001, Section 13.

2. The materials for which Kentucky-American seeks confidential treatment should not be placed in the public record or made available for public inspection for an indefinite period of time, or until further Order of this Commission.

IT IS THEREFORE ORDERED that:

1. Kentucky-American's Petition for Confidential Treatment is hereby granted.

2. The materials for which Kentucky-American seeks confidential treatment shall not be placed in the public record or made available for public inspection for an indefinite period of time, or until further Order of this Commission. Use of the materials in question in this proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).

3. Kentucky-American shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment.

4. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, then Kentucky-American 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 Kentucky-American is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

5. The Commission shall not make the requested materials available for inspection for 20 days following an Order finding that the materials no longer qualify for

confidential treatment in order to allow Kentucky-American to seek a remedy afforded by law.

By the Commission

ENTERED
OCT 01 2014
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

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