

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF DUKE ENERGY KENTUCKY,)
INC. FOR (1) A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY AUTHORIZING)
THE ACQUISITION OF THE DAYTON POWER &)
LIGHT COMPANY'S 31% INTEREST IN THE EAST)
BEND GENERATING STATION; (2) APPROVAL) CASE NO.
OF DUKE ENERGY KENTUCKY, INC.'S) 2014-00201
ASSUMPTION OF CERTAIN LIABILITIES IN)
CONNECTION WITH THE ACQUISITION; (3))
DEFERRAL OF COSTS INCURRED AS PART OF)
THE ACQUISITION; AND (4) ALL OTHER)
NECESSARY WAIVERS, APPROVALS, AND)
RELIEF)

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On August 8, 2014, Duke Energy Kentucky, Inc. ("Duke") 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.

In support of its petition filed on August 8, 2014, Duke states that the information it is requesting to be held confidential is contained in its responses to Commission Staff's First Request for Information ("Staff's First Request"), Items 3, 4, 10, 20, 23, 24, 25, 29, and 30. The information is more particularly described as including RFP bids; bid analysis; future operational costs of East Bend, including future outage projects and forecasted maintenance; economic dispatch information; and future capacity revenue

and costs, containing sensitive information that, if disclosed, could result in a competitive disadvantage to Duke as set forth in KRS 61.878(1)(c)(1).

Having carefully considered the Petition Requesting Confidential Treatment and the materials at issue, the Commission finds that the materials contained in Duke's responses to Staff's First Request, Items 3, 4, 10, 20, 23, 24, 25, 29, and 30, meet the criteria for confidential protection as set forth in KRS 61.878(1)(c)(1) and should not be placed in the public record for a period of ten years from the date of this Order, or until further Orders of this Commission.

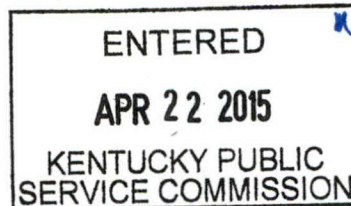
IT IS THEREFORE ORDERED that:

1. Movant's Petition for Confidential Protection is hereby granted.
2. The materials contained in Duke's responses to Staff's First Request, Items 3, 4, 10, 20, 23, 24, 25, 29, and 30, are hereby granted confidential protection and will not be placed in the public record or made available for public inspection for a period of ten years from the date of this Order, or upon further Orders of this Commission.
3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
4. Movant shall inform the Commission if the materials granted confidential protection become publicly available or no longer qualify for confidential treatment.
5. 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, Movant 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 Movant is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

6. The Commission shall not make the materials available for inspection for 20 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow Movant to seek a remedy afforded by law.

By the Commission



ATTEST:



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