

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF LOUISVILLE GAS AND)
ELECTRIC COMPANY AND KENTUCKY)
UTILITIES COMPANY FOR A DECLARATORY) CASE NO.
ORDER AND APPROVAL PURSUANT TO KRS) 2014-00321
278.300 FOR A CAPACITY PURCHASE AND)
TOLLING AGREEMENT)

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On October 17, 2014, Louisville Gas and Electric Company and Kentucky Utilities Company ("Movants") 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 their petition filed on October 17, 2014, Movants state that the information they are requesting to be held confidential is contained in their response to Commission Staff's Informal Conference Request for Information ("Staff's IC Request"), Item 6. The information is more particularly described as being a diagram showing details of LG&E's transmission system and interconnection with Bluegrass Generation Company. Movants state that this critical infrastructure information, if disclosed, could result in a threat to public safety and is exempt from disclosure under KRS 61.878(1)(m)(1)(f).

Having carefully considered the Petition Requesting Confidential Treatment and the materials at issue, the Commission finds that the materials contained in Movants' response to Staff's IC Request, Item 6, meet the criteria for confidential protection as

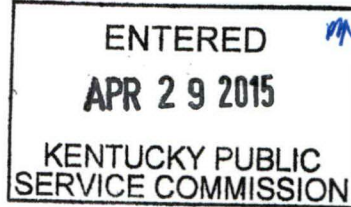
set forth in KRS 61.878(1)(m)(1)(f), and should not be placed in the public record for an indefinite period of time, or until further Orders of this Commission.

IT IS THEREFORE ORDERED that:

1. Movants' Petition for Confidential Protection is hereby granted.
2. The materials contained in Movants' response to Staff's IC Request, Item 6, meet the criteria for confidential protection as set forth in KRS 61.878(1)(m)(1)(f), and are hereby granted confidential protection. The materials granted confidential protection will not be placed in the public record or made available for public inspection for an indefinite period of time, 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. Movants 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, Movants 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 Movants are 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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