

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PROPOSED ADJUSTMENT OF THE)
WHOLESALE WATER SERVICE RATES OF) CASE NO.
CITY OF DANVILLE) 2014-00392

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On February 5, 2015, the city of Danville ("Movant") 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 February 5, 2015, Movant states that the information it is requesting to be held confidential is the participant manual from an American Water Works Association ("AWWA") seminar in its entirety. Movant states that the information contains materials that are protected under copyright laws and are exempt from disclosure under KRS 61.878(1)(k).

Having carefully considered the Petition Requesting Confidential Treatment and the materials at issue, the Commission finds that the participant manual from an AWWA seminar meets the criteria for confidential protection as set forth in KRS 61.878(1)(k) 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. Movant's Petition for Confidential Protection is hereby granted.

2. The participant manual from an AWWA seminar is granted confidential protection and 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.

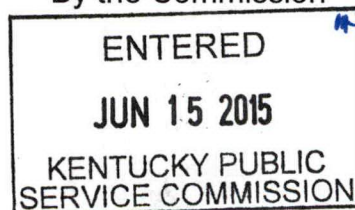
3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).

4. Movant shall inform the Commission if the materials granted confidential protection become publicly available or no longer qualify for confidential treatment.

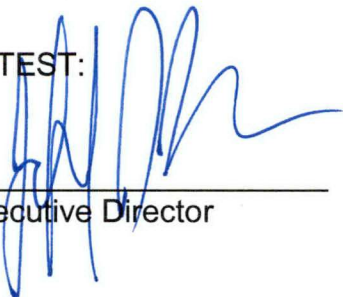
5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, Movant shall have 20 days from receipt of written notice of the request to demonstrate that the 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:



Executive Director

Case No. 2014-00392

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