

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENERGY CORP. FOR AN)	
ORDER ISSUING A CERTIFICATE OF)	CASE NO.
CONVENIENCE AND NECESSITY TO INSTALL AN)	2014-00376
AUTOMATED METERING AND INFRASTRUCTURE)	
SYSTEM)	

ORDER

This matter arises on petitions filed on December 24, 2014, and March 17, 2015, by Kenergy Corporation (Kenergy), pursuant to 807 KAR 5:001, Section 13, requesting that designated materials filed with the Commission be afforded confidential protection for five years.

In support of its petition filed on December 24, 2014, Kenergy states that public disclosure of the designated materials contained in Item 1 and Exhibits 1-a and 1-b in its response to Commission's initial data request would result in competitively disadvantaging Kenergy's vendors.

In support of its petition filed on March 17, 2015, Kenergy states that public disclosure of the designated materials contained in a supplement to Item 4(g) in its response to Commission's initial data request would result in result in competitively disadvantaging Kenergy's vendors.

Having considered the petitions and the materials at issue, the Commission finds that the designated materials described in Kenergy's December 24, 2014 and March 17,

2015 petitions meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1)(c)(1).

IT IS THEREFORE ORDERED that:

1. Kenergy's December 24, 2014 and March 17, 2015 petitions for confidential protection are granted.
2. The designated materials shall not be placed in the public record or made available for public inspection for five years, or until further Orders of this Commission.
3. Use of the designated materials in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
4. Kenergy shall inform the Commission if the designated materials become publicly available or no longer qualify for confidential treatment.
5. If a non-party to this proceeding requests to inspect the designated materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not expired, Kenergy shall have 30 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 Kenergy 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 designated materials available for inspection for 30 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow Kenergy to seek a remedy afforded by law.

By the Commission

ENTERED
AUG 15 2019
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director

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