

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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|--------------------------------------|---|------------|
| AN EXAMINATION OF THE APPLICATION OF |) | |
| THE FUEL ADJUSTMENT CLAUSE OF |) | CASE NO. |
| KENTUCKY POWER COMPANY FROM |) | 2014-00450 |
| NOVEMBER 1, 2012 THROUGH OCTOBER 31, |) | |
| 2014 |) | |

ORDER

This matter arises on two petitions filed on February 25, 2015, and March 25, 2015, by Kentucky Power Company (Kentucky Power), pursuant to 807 KAR 5:001, Section 13, requesting that designated materials filed with the Commission be afforded confidential protection.

In support of its February 25, 2015 petition, Kentucky Power states that the information it is requesting to be held confidential is contained in its responses to requests for information contained in the Appendix to Commission Order dated February 5, 2015, Items 9, 25, and 26. The designated materials are described as scheduled maintenance outages and coal bid analysis information. Kentucky Power requests confidential treatment for two years for its response to Item 9 and for five years for its responses to Items 25 and 26.

In support of its March 25, 2015 petition, Kentucky Power states that the information it is requesting to be held confidential is contained in its responses to Commission Staff's Second Request for Information (Staff's Second Request), Item 8; and Kentucky Industrial Utility Customers, Inc.'s (KIUC), First Request for Information

(KIUC's First Request), Items 14, 17, 20, and 21. The designated materials are described as forecasted fuel cost and sales data, and customer-specific account information. Kentucky Power requests that its responses to Staff's Second Request, Item 8 be afforded confidential treatment for five years; to KIUC's First Request, Item 21 be afforded confidential treatment for three years; and to KIUC's First Request, Items 14, 17, and 20 be afforded confidential treatment for an indefinite period.

Having considered the petition and the materials at issue, the Commission finds that the designated materials described in Kentucky Power's February 25, 2015 and March 25, 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. Kentucky Power's February 25, 2015 and March 25, 2015 petitions for confidential protection are granted.
2. The designated materials in Kentucky Power's February 25, 2015 petition regarding its response to Item 9 shall not be placed in the public record or made available for public inspection for two years, or until further Orders of this Commission.
3. The designated materials in Kentucky Power's March 25, 2015 petition regarding its response to KIUC's First Request, Item 21 shall not be placed in the public record or made available for public inspection for three years, or until further Orders of this Commission.
4. The designated materials in Kentucky Power's February 25, 2015 petition regarding its response to Item 25 and 26, and in its March 25, 2015 petition regarding its response to Staff's Second Request, Item 8 shall not be placed in the public record or

made available for public inspection for five years, or until further Orders of this Commission.

5. The designated materials in Kentucky Power's March 25, 2015 petition regarding its response to KIUC's First Request, Items 14, 17, and 20 shall not be placed in the public record or made available for public inspection for an indefinite period, or until further Orders of this Commission.

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

7. Kentucky Power shall inform the Commission if the designated materials become publicly available or no longer qualify for confidential treatment.

8. 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, Kentucky Power 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 Kentucky Power is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

9. 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 Kentucky Power to seek a remedy afforded by law.

By the Commission

ENTERED
JAN 24 2019
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

Case No. 2014-00450

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