

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC PURCHASED GAS ADJUSTMENT)	CASE NO.
FILING OF DELTA NATURAL GAS COMPANY,)	2018-00317
INC.)	

ORDER

On September 24, 2018, Delta Natural Gas Company, Inc. (Delta), filed a petition, pursuant to KRS 61.878(1)(c) and 807 KAR 5:001, Section 13, requesting that the Commission grant confidential protection to certain information contained in its quarterly Gas Cost Adjustment (GCA) filing for an indefinite period. The designated information identifies Delta's natural gas suppliers and links those providers with specific gas volumes and the costs thereof.

As the basis for its request, Delta asserts that public disclosure of this information would damage Delta's competitive position and business interests. Delta states that disclosure of this sensitive commercial information would unfairly advantage Delta's competitors for both gas supplies and retail gas load. Delta states that the designated information is the same type of information contained in prior GCA filings and that the Commission has previously granted confidential protection to the designated information in the past.

Having considered the petition and the designated information, the Commission finds that the designated information is generally recognized as confidential or

proprietary, and therefore meets the criteria for confidential treatment and is exempted from public disclosure pursuant to KRS 61.878(1)(c)(1) and 807 KAR 5:001, Section 13.

IT IS THEREFORE ORDERED that:

1. Delta's petition for confidential protection is granted under the exemption of KRS 61.878(1)(c)(1).

2. The designated information shall not be placed in the public record or made available for public inspection for an indefinite period of time, or until further Orders of the Commission.

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

4. Delta shall inform the Commission if the materials in question 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, then Delta 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 Delta is unable to make such demonstration, the designated 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 protection in order to allow Delta to seek a remedy afforded by law.

By the Commission



ATTEST:


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