

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC INVESTIGATION INTO THE)	
OPERATIONAL CAPACITY AND)	CASE NO.
INFRASTRUCTURE OF GRAYSON RURAL)	2020-00018
ELECTRIC COOPERATIVE CORPORATION)	

ORDER

On January 5, 2021, Grayson Rural Electric Cooperative Corporation (Grayson RECC) filed a motion, pursuant to 807 KAR 5:001, Section 13, and KRS 61.878, requesting that the Commission grant confidential treatment for an indefinite period for portions of its responses to data requests from Liberty Consulting Group, the consultant conducting the management audit of Grayson RECC's infrastructure. The designated material consists of employee wage and health information, employees' and directors' personal telephone numbers, customer account information, and contractor bid pricing.

In support of its motion, Grayson RECC asserts that public disclosure of the designated material related to employee, director, and customer personal information would result in an unwarranted invasion of their privacy, and therefore is exempt from public disclosure under KRS 61.878(1)(a). Grayson RECC further asserts that public disclosure of contractor bid pricing would place Grayson RECC at a competitive disadvantage by hindering Grayson RECC's ability to obtain the most reasonable terms in future contract negotiations.

Having considered the motion and the material at issue, the Commission finds that the designated material is generally recognized as personal, confidential, or proprietary;

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

IT IS THEREFORE ORDERED that:

1. Grayson RECC's motion for confidential treatment is granted.
2. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for an indefinite period or until further Order of this Commission.
3. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9).
4. Grayson RECC shall inform the Commission if the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment.
5. If a nonparty to this proceeding requests to inspect the material granted confidential treatment by this Order and the period during which the material has been granted confidential treatment has not expired, Grayson RECC shall have 30 days from receipt of written notice of the request to demonstrate that the material still falls within the exclusions from disclosure requirements established in KRS 61.878. If Grayson RECC is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
6. The Commission shall not make the requested material available for inspection for 30 days from the date of service of an Order finding that the material no

longer qualifies for confidential treatment in order to allow Grayson RECC to seek a remedy afforded by law.

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By the Commission

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KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



Executive Director

Case No. 2020-00018

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