

RECEIVED

DEC 02 2004

HAZELRIGG & COX, LLP

ATTORNEYS AT LAW
415 WEST MAIN STREET
P.O. Box 676

FRANKFORT, KENTUCKY 40602-0676

PUBLIC SERVICE
COMMISSION
DYKE L. HAZELRIGG (1881-1970)
LOUIS COX (1907-1971)

FAX: (502) 875-7158
TELEPHONE: (502) 227-2271

WILLIAM P. CURLIN, JR.
DANDRIDGE F. WALTON
JOHN B. BAUGHMAN
ROBERT C. MOORE
CLAYTON B. PATRICK
SQUIRE N. WILLIAMS III

December 2, 2004

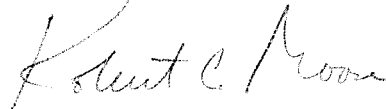
Ms. Beth O'Donnell
Executive Director
Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, Kentucky 40602-0615

Re: Richmond Utilities, LLC
Joint Application for Approval of Transfer

Dear Ms. O'Donnell:

Please find enclosed for filing in the above referenced case, the original and 10 copies of a Petition for Confidential Treatment submitted on behalf of Richmond Utilities, LLC.

Yours truly,



Robert C. Moore

cc: Marty Cogan
Enclosures
RCM/dsg

RECEIVED

DEC 02 2004

PUBLIC SERVICE
DYKE L. COX COMMISSION (1981-1970)
LOUIS COX (1907-1971)

FAX: (502) 875-7158
TELEPHONE: (502) 227-2271

HAZELRIGG & COX, LLP
ATTORNEYS AT LAW
415 WEST MAIN STREET
P.O. Box 676
FRANKFORT, KENTUCKY 40602-0676

WILLIAM P. CURLIN, JR.
DANDRIDGE F. WALTON
JOHN B. BAUGHMAN
ROBERT C. MOORE
CLAYTON B. PATRICK
SQUIRE N. WILLIAMS III

December 2, 2004

VIA HAND-DELIVERY

Jeb Pinney
Public Service Commission
P.O. Box 615
Frankfort, Kentucky 40602

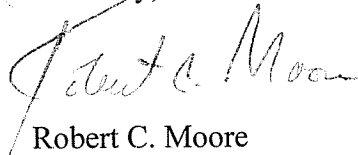
RE: Richmond Utilities, LLC. Joint Application for Approval of Transfer
PSC Case No. 2004-00336

Dear Mr. Pinney:

Pursuant to our telephone conversation of Tuesday, November 30, 2004, I have filed a Petition for Confidential Treatment filed with respect to the Personal Financial Statement of Martin Glen Cogan and Nonie George Cogan, his wife. The Personal Financial Statement is Attachment C to the Joint Applicants' Response to Commission Staff's Interrogatories and Request for Production of Documents. Please note that the majority of the document has been highlighted as confidential material.

Please call me if you have any questions concerning this matter or Petition for Confidential Treatment of Mr. and Mrs. Cogan's Personal Financial Statement. If I do not hear from you it is my understanding that a conditional approval of the request to transfer the Brooklyn Subdivision Wastewater Treatment Plant should be issued in the middle of the week of December 7, 2004.

Sincerely,



Robert C. Moore

cc: Marty Cogan
Larry Smither
RCM/dsg

RECEIVED

DEC 02 2004

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

PUBLIC SERVICE
COMMISSION

In the Matter of:

JOINT APPLICATION OF B. H., INC.)	Case No. 2004-00336
AND RICHMOND UTILITIES, LLC)	
FOR APPROVAL OF THE TRANSFER OF)	
WASTEWATER TREATMENT PLANT TO)	
RICHMOND UTILITIES, LLC)	

PETITION FOR CONFIDENTIAL TREATMENT

Comes Applicant Richmond Utilities, LLC, by counsel, and in support of its request for the designation of the Personal Financial Statement of Martin Glen Cogan as confidential material pursuant to 807 Kentucky Administrative Regulation Chapter 5:001, Section 7, states as follows:

1. The Commission Staff's Interrogatory 3A stated "provide financial statements, tax returns, or other evidence of the financial integrity of Mr. Cogan and Mr. Smither." In response to this interrogatory, Martin Glen Cogan is submitting the joint Personal Financial Statement for he and his wife, Nonie George Cogan.

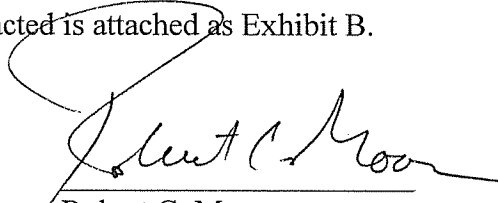
2. 807 Kentucky Administrative Regulation Chapter 5:001, Section 7, governs the treatment of confidential information filed with the Public Service Commission, and provides that documents and information that is exempt from disclosure under KRS 61.870, et seq., Kentucky's Open Records Act, can be classified by the Commission as confidential.

3. KRS 61.878 (1)(a) exempts from open records review "Public records containing information of a personal nature where the public disclosure thereof would constitute a clearly unwarranted invasion of personal privacy". Mr. and Mrs. Cogan's Personal Financial Statement is

comprised totally of information of a personal nature, the public disclosure of which would constitute a clearly unwarranted invasion of privacy. There is no valid reason that any individuals or entities other than the Public Service Commission Staff should be provided with information concerning Mr. Cogan's assets and liabilities. Mr. and Mrs. Cogan's Personal Financial Statement is also subject to confidential treatment based upon KRS 61.878 (1)(c) because this confidential information would give Mr. Cogan's competitors an unfair commercial advantage if it were openly disclosed. Finally, this information should be treated as confidential pursuant to KRS 61.878 (1)(c)(2) as it is confidential information required to be disclosed to the Public Service Commission, is information generally recognized as confidential and it will be reviewed by the Public Service Commission in determining whether or not to grant Richmond Utilities, LLC.'s request to approve the transfer to it of the Brocklyn Subdivision Wastewater Treatment Plant

4. A copy of Mr. and Mrs. Cogan's Personal Financial Statement is attached hereto as Exhibit A and the portions of it which should be treated as confidential have been highlighted. The unredacted copy of Mr. And Mrs. Cogan's Personal Financial Statement is attached only to the original of this Petition filed with the Commission pursuant to 807 KAR Chapter 5:001, Section 7.

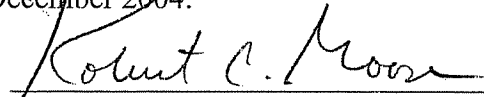
5. 10 copies of Mr. and Mrs. Cogan's Personal Financial Statement with the portion of the material for which confidentiality is claimed being redacted is attached as Exhibit B.



Robert C. Moore

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was filed by hand delivery on Beth O'Donnell, Executive Director, Public Service Commission, P.O. Box 615, Frankfort, Kentucky 40602, and by first class mail on Jeb Pinney, Public Service Commission, P.O. Box 615, Frankfort, Kentucky 40602, Bob L. Hager, 468 Eastern Bypass, Richmond, Kentucky 40476 and David Edward Spenard, Assistant Attorney General, 1024 Capital Center Drive, Suite 200, Frankfort, Ky., 40601-8204 on this the 2nd day of December 2004.


Robert C. Moore

