Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky Public Service Commission 211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

July 9, 2012

David L. Armstrong Chairman

James W. Gardner Vice Chairman

Linda K. Breathitt Commissioner

Goss Samford, PLLC Attention: Mark David Goss 112 Windridge Drive Nicholasville, Kentucky 40356

Re: East Kentucky Power Cooperative, Inc. Petition for Confidential Treatment received 4/20/12 PSC Reference – Case No. 2012-00149

Dear Mr. Goss:

The Public Service Commission has received the Petition for Confidential Treatment you filed on April 20, 2012 on behalf of East Kentucky Power Cooperative, Inc. ("EKPC") to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.878. The information you seek to have treated as confidential is identified as being contained in EKPC's 2012 Integrated Resourc Plan ("IRP"). The information is described as redacted information including projected fuel costs; projected capital costs of potential generation facilities; projected operations and maintenance costs; projected revenue requirements; interest rates and escalation rates; and a map containing exact geographic locations of critical infrastructure.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information could result in an unfair commercial advantage to competitors, and disclosure of infrastructure materials would result in an unwarranted risk to public safety.

Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information requested to be held confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to EKPC's competitors, and result in an unwarranted risk to public safety. Therefore, the information requested to be treated as confidential **meets the criteria for confidential protection** and will be maintained as a nonpublic part of

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the Commission's file in this case. The procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

If the information becomes publicly available or no longer warrants confidential treatment, East Kentucky Power Cooperative, Inc. is required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Sincerely **Executive Director**

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cc: Parties of Record