

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

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AUG 2 2013

PUBLIC SERVICE  
COMMISSION

In the Matter of:

PETITION AND COMPLAINT OF GRAYSON )  
RURAL ELECTRIC COOPERATIVE CORPORATION )  
OR AN ORDER AUTHORIZING PURCHASE OF )  
ELECTRIC POWER AT THE RATE OF SIX )  
CENTS PER KILOWATT HOUR UP TO 9.4 )  
MEGAWATTS OF POWER VS. A RATE IN )  
EXCESS OF SEVEN CENTS PER KILOWATT )  
HOUR PURCHASED FROM EAST KENTUCKY )  
POWER COOPERATIVE UNDER A WHOLESALE )  
POWER CONTRACT AS AMENDED BETWEEN )  
GRAYSON RURAL ELECTRIC COOPERATIVE )  
CORPORATION AND EAST KENTUCKY POWER )  
COOPERATIVE INC. )

**CASE NO.**  
**2012-00503**

**RESPONSE OF PETITIONER, GRAYSON RURAL ELECTRIC COOPERATIVE CORPORATION, TO MOTION FOR CONFIDENTIAL TREATMENT OF MOU AND ACCOMPANYING SLIDE PRESENTATION:**

Comes now Grayson Rural Electric Cooperative Corporation, Petitioner herein, and for its response to the Motions for Confidential Treatment state as follows:

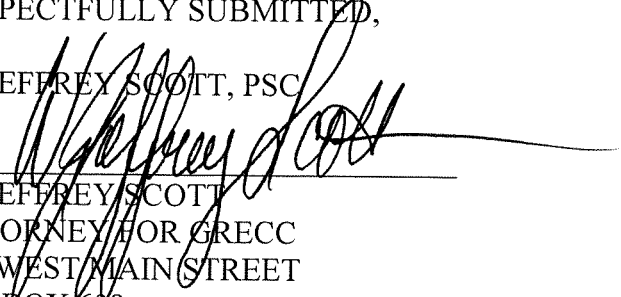
1. The Petitioner objects to the requested Order for confidential treatment of the MOU and accompanying slide presentation. The basis asserted for the confidential treatment does not fit within the statutory definition nor regulations applicable thereto. There is nothing set forth in the request upon which the Commission could find that the material is of a personal nature such that the public disclosure thereof would constitute a clearly unwanted invasion of personal privacy nor any factual basis to find that the material is recognized as confidential or proprietary which if openly disclosed would permit an unfair commercial advantage to competitors of the entity seeking the confidential treatment.

2. Neither the Petition nor the Response of East Kentucky Power requested any confidential treatment. The Petitioner referred to an existing Wholesale Power Contract and the Respondent, East Kentucky Power, readily discussed Amendment 3 thereof in its Response, at no time seeking confidential treatment. The MOU is nothing more than an attempt at setting forth another written agreement defining what otherwise has been a disputed meaning of Amendment 3 to the Wholesale Power Contract. There is nothing that would threaten any proprietary interest that any party would have if there is disclosure of the MOU nor would disclosure allow any type of unfair, competitive edge to any other distribution cooperative, nor any other electric utility.
3. The proposed MOU has certain restrictions that exceed those that are in Amendment 3 to the Wholesale Power Contract and need to be eliminated before there could be final approval given. Furthermore, not all of the distribution cooperatives represented by Goss Samford, a law firm which also represents the Respondent, East Kentucky Power, have given Board approval to the MOU.
4. East Kentucky Power has not given approval to the MOU so any requested confidential treatment is simply improvident, against all meaning of the cooperative format, is unduly secretive and such a request should be denied.

RESPECTFULLY SUBMITTED,

W. JEFFREY SCOTT, PSC

BY: \_\_\_\_\_

  
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This is to certify that the foregoing document has been served upon the parties by mailing a true and correct copy of same to:

Hon. Mark David Goss  
Hon. David S. Samford  
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Hon. James Crawford  
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Hon. Don Prather  
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Taylor County RECC  
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Campbellsville, KY 42719

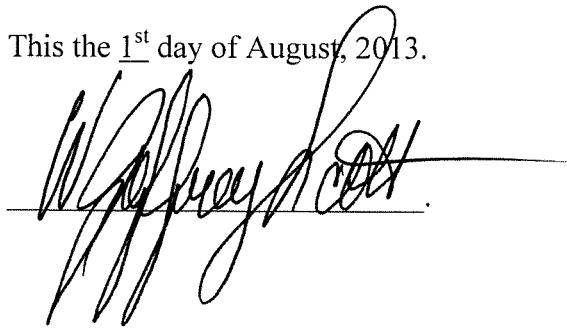
Hon. Clayton O. Oswald  
Taylor, Keller & Oswald, PLLC  
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London, KY 40743-003440

Salt River Electric Cooperative Corp.  
111 West Brashear Avenue  
P.O. Box 609  
Bardstown, KY 40004-0609

This is to further certify that the original of this Document has been forwarded to the Kentucky Service Commission as follows:

Kentucky Public Service Commission  
211 Sower Blvd.  
Frankfort, KY 40602-0615

This the 1<sup>st</sup> day of August, 2013.

A handwritten signature in black ink, appearing to read "W. J. [unclear]", is written over a horizontal line. The signature is cursive and somewhat stylized.