

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter Of:

APPLICATION OF KENTUCKY POWER COMPANY FOR (1) A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY AUTHORIZING THE TRANSFER TO THE COMPANY OF AN UNDIVIDED FIFTY PERCENT INTEREST IN THE MITCHELL GENERATING STATION AND ASSOCIATED ASSETS; (2) APPROVAL OF THE ASSUMPTION BY KENTUCKY POWER COMPANY OF CERTAIN LIABILITIES IN CONNECTION WITH THE TRANSFER OF THE MITCHELL GENERATING STATION; (3) DECLARATORY RULINGS; (4) DEFERRAL OF COSTS INCURRED IN CONNECTION WITH THE COMPANY'S EFFORTS TO MEET FEDERAL CLEAN AIR ACT AND RELATED REQUIREMENTS; AND (5) ALL OTHER REQUIRED APPROVALS AND RELIEF

CASE NO. 2012-00578

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COMMISSION

MOTION OF KENTUCKY POWER COMPANY
FOR CONFIDENTIAL TREATMENT

Kentucky Power Company moves the Public Service Commission of Kentucky pursuant to 807 KAR 5:001, Section 13(2), for an Order granting confidential treatment to:

- (a) the identified portions of its Post-Hearing Brief; and
- (b) the single volume of the transcript containing the transcription of those portions of the hearing conducted in confidential session.

Pursuant to 807 KAR 5:001, Section 13, Kentucky Power is filing under seal a single copy with the confidential portions highlighted in yellow of the pages of its Post-Hearing Brief

containing confidential information. Also filed is a single volume of the transcript of the July 10-12, 2013 hearing in this matter containing the transcription of those parts of the hearing conducted in confidential session.

In accordance with the Commission's regulations, Kentucky Power also is filing ten redacted copies of the Post-Hearing Brief, along with a single sheet indicating that the volume of the transcript containing the transcription of the confidential portions of the hearing is redacted in its entirety.

Kentucky Power will notify the Commission when it determines the information for which confidential treatment is sought is no longer confidential.

A. The Requests And The Statutory Standard.

Kentucky Power does not object to filing the identified information for which it is seeking confidential treatment, but requests that the identified portions of the Post-Hearing Brief be excluded from the public record and public disclosure.

KRS 61.878(1)(c)(1) excludes from the Open Records Act:

Upon and after July 15, 1992, records confidentially disclosed to an agency or required to be disclosed to it, generally recognized as confidential or proprietary, which if openly disclosed would permit an unfair commercial advantage to competitors of the entity that disclosed the records.

This exception applies to the following information for which Kentucky Power is seeking confidential treatment:

(a) **Post-Hearing Brief**

Kentucky Power seeks confidential treatment for the identified portions of its Post-Hearing Brief. The identified information is the subject of pending motions for confidential treatment.

(b) **Transcript Of Confidential Proceedings.**

Those portions of the July 10-12 hearing addressing matters that were the subject of pending motions for confidential treatment were conducted in confidential session at the direction of the Chairman. The confidential session portions of the hearing were separately transcribed and are being filed as a separate volume of the transcript.

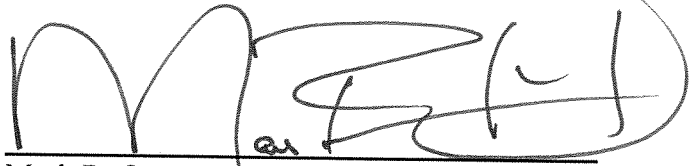
B. **The Pending Motions.**

Kentucky Power incorporates the pending motions for confidential treatment in this motion. All of the information for which confidential treatment is being sought in this motion are the subject of previously filed motions for confidential that have not yet been addressed by the Commission.

WHEREFORE, Kentucky Power Company respectfully requests the Commission to enter an Order:

1. According confidential status to and withholding from public inspection the identified information; and
2. Granting Kentucky Power all further relief to which it may be entitled.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark R. Overstreet', enclosed within a large, hand-drawn oval.

Mark R. Overstreet
R. Benjamin Crittenden
STITES & HARBISON PLLC
421 West Main Street
P. O. Box 634
Frankfort, Kentucky 40602-0634
Telephone: (502) 223-3477

Kenneth J. Gish, Jr.
STITES & HARBISON PLLC
250 West Main Street, Suite 2300
Lexington, Kentucky 40507
Telephone: (859) 226-2300

COUNSEL FOR KENTUCKY POWER
COMPANY

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by overnight delivery upon the following parties of record, this 12th day of August, 2013.

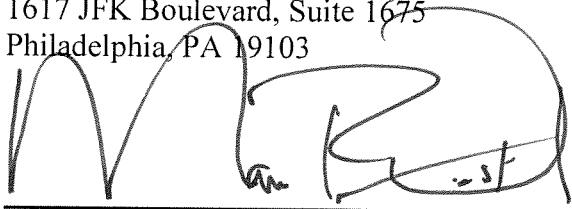
Michael L. Kurtz
Jody Kyler Cohn
Boehm, Kurtz & Lowry
Suite 1510
36 East Seventh Street
Cincinnati, OH 45202

Joe F. Childers
Joe F. Childers & Associates
300 The Lexington Building
201 West Short Street
Lexington, KY 40507

Jennifer Black Hans
Dennis G. Howard II
Lawrence W. Cook
Assistant Attorney General
Office for Rate Intervention
P.O. Box 2000
Frankfort, KY 40602-2000

Robb Kapla
Sierra Club
85 Second Street
San Francisco, CA 94105

Shannon Fisk
Earthjustice
1617 JFK Boulevard, Suite 1675
Philadelphia, PA 19103

A handwritten signature in black ink, appearing to read 'Mark R. Overstreet', written over a horizontal line.

Mark R. Overstreet