

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BIG RIVERS ELECTRIC	)	
CORPORATION FOR A GENERAL	)	CASE NO.
ADJUSTMENT IN RATES SUPPORTED BY	)	2013-00199
FULLY FORECASTED TEST PERIOD	)	

ORDER

This matter arises on petitions filed on July 12, 2013, October 22, 2013, December 17, 2013, and January 24, 2014, by Big Rivers Electric Corporation (BREC), pursuant to 807 KAR 5:001, Section 13, requesting that designated materials filed with the Commission be afforded confidential protection for five years.

In support of its petition filed on July 12, 2013, BREC states that public disclosure of the designated materials contained in responses to the Commission Staff's Request for Information, Items 13(a), 17, 29(b), and 57 would result in competitive injury because the responses contain detailed information regarding projected financial expenses and projected off-system information.

In support of its petition filed on October 22, 2013, BREC states that public disclosure of the designated materials contained in its responses to the Attorney General's First Request for Information, Items 196 and 202; the Attorney General's Second Request for Information, Item 59; Kentucky Industrial Utility Customers, Inc.'s First Request for Information, Items 21 and 22; and the Sierra Club's Second Request for Information, Item 9 would result in competitive injury because the responses contain

projected operating and maintenance expenses, capital costs, and work product of a third party.

In support of its petition filed on December 17, 2013, BREC states that public disclosure of the designated materials contained in its Rebuttal Testimony would result in competitive injury because the testimony reveals forecasts of projected off-system sales volumes and prices, production costs, operating and maintenance expenses, and generation levels.

In support of its petition filed on January 24, 2014, BREC states that public disclosure of the designated materials contained in its response to Commission Staff's Post-Hearing Request for Information, Items 4, 5, 6, 7, 16, 17, and 20 would result in competitive injury because the responses contain forecast projected off-system sales volumes and prices, production costs, operating and maintenance expenses, and generation levels.

Having considered the petitions and the materials at issue, the Commission finds that the time for which BREC requested confidential treatment has run, and therefore the July 12, 2013, October 22, 2013, December 17, 2013, and January 24, 2014 petitions are denied as moot.

IT IS THEREFORE ORDERED that:

1. BREC's July 12, 2013, October 22, 2013, December 17, 2013, and January 24, 2014 petitions for confidential protection are denied as moot.
2. Within 30 days of the date of this Order, BREC shall file revised pages reflecting as unredacted the designated materials subject to the July 12, 2013, October

22, 2013, December 17, 2013, and January 24, 2014 petitions that have been denied confidential treatment.

3. The designated materials in the July 12, 2013, October 22, 2013, December 17, 2013, and January 24, 2014 petitions for which confidential protection was denied shall not be placed in the public record for 30 days following the date of this Order to allow BREC to seek any remedy afforded by law.

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By the Commission

ENTERED  
JUN 18 2019  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

  
Executive Director

Mark A Bailey  
President CEO  
Big Rivers Electric Corporation  
201 Third Street  
P. O. Box 24  
Henderson, KY 42420

\*Honorable James M Miller  
Attorney at Law  
Sullivan, Mountjoy, Stainback & Miller, PSC  
100 St. Ann Street  
P.O. Box 727  
Owensboro, KENTUCKY 42302-0727

\*Honorable Thomas C Brite  
Attorney At Law  
Brite & Hopkins, PLLC  
83 Ballpark Road  
P.O. Box 309  
Hardinsburg, KENTUCKY 40143

Thomas J Cmar  
5042 North Leavitt Street, Suite 1  
Chicago, ILLINOIS 60625

\*G. Kelly Nuckols  
President & Ceo  
Jackson Purchase Energy Corporation  
2900 Irvin Cobb Drive  
P. O. Box 4030  
Paducah, KY 42002-4030

Ruben Mojica  
Sierra Club Environmental Law Program  
85 2nd Street, 2nd Floor  
San Francisco, CALIFORNIA 94105

\*Kristin Henry  
Staff Attorney  
Sierra Club Environmental Law Program  
2101 Webster Street  
Suite 1300  
Oakland, CALIFORNIA 94612

\*Billie J Richert  
Vice President Accounting, Rates & CFO  
Big Rivers Electric Corporation  
201 Third Street  
P. O. Box 24  
Henderson, KY 42420

\*Honorable Michael L Kurtz  
Attorney at Law  
Boehm, Kurtz & Lowry  
36 East Seventh Street  
Suite 1510  
Cincinnati, OHIO 45202

\*Burns E Mercer  
Manager  
Meade County R.E.C.C.  
P. O. Box 489  
Brandenburg, KY 40108-0489

\*Melissa D Yates  
Attorney  
Denton & Keuler, LLP  
555 Jefferson Street  
P. O. Box 929  
Paducah, KENTUCKY 42002-0929

\*J. Christopher Hopgood  
Dorsey, Gray, Norment & Hopgood  
318 Second Street  
Henderson, KENTUCKY 42420

\*Big Rivers Electric Corporation  
201 Third Street  
P. O. Box 24  
Henderson, KY 42420

\*Jennifer Black Hans  
Assistant Attorney General  
Office of the Attorney General Office of Rate  
700 Capitol Avenue  
Suite 20  
Frankfort, KENTUCKY 40601-8204

\*Shannon Fisk  
Earthjustice  
1617 JFK Boulevard, Suite 1675  
Philadelphia, PENNSYLVANIA 19103