

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF LOUISVILLE GAS AND)
ELECTRIC COMPANY FOR AN ADJUSTMENT OF) CASE NO.
ITS ELECTRIC AND GAS RATES) 2014-00372

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On January 23, 2015, Louisville Gas and Electric Company ("LG&E") moved pursuant to 807 KAR 5:001, Section 13, and KRS 61.878(1), that certain materials filed with the Commission be afforded confidential treatment and not be placed in the public record subject to public inspection.

In support of its motion, LG&E states that the information it is requesting to be held confidential is contained in its Response to the Kentucky School Board Association's ("KSBA") First Request for Information, Item [2], more particularly described as "all available peak day load profiles for any school accounts recorded in the last five years."¹ LG&E states that it has provided a spreadsheet that delineates this information by individual KSBA customers, along with the corresponding account numbers, but that it does not publicly disclose load or usage information, or account numbers, for specific customers.

LG&E states that the information for which it seeks confidential treatment, customers' names and account numbers, is similar to the information for which the

¹ Although LG&E cites KSBA's Request for Information, Item 1, this appears to be in error, as the quoted language is found in KSBA's Request for Information, Item 2.

Commission granted confidential treatment in Case No. 2012-00222.² LG&E further states that this information is not known outside of LG&E and is not disseminated within LG&E except to those employees with a legitimate need to know the information. Finally, LG&E states that it will disclose the information, pursuant to a confidentiality agreement, to intervenors with a legitimate interest in this information and as required by the Commission.

Having carefully considered the motion and the materials at issue, the Commission finds that:

1. The materials for which LG&E seeks confidential treatment meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1)(c) and 807 KAR 5:001, Section 13.

2. The materials for which LG&E seeks confidential treatment should not be placed in the public record or made available for public inspection for an indefinite period.

IT IS THEREFORE ORDERED that:

1. LG&E's motion for confidential treatment is hereby granted.
2. The material contained in LG&E's Response to KSBA's First Request for Information, Item [2], for which LG&E seeks confidential treatment, which consists of customers' names and account numbers, shall not be placed in the public record or made available for public inspection for an indefinite period of time.

² Case No. 2012-00222, *Application of Louisville Gas and Electric Company for an Adjustment of its Electric and Gas Rates, a Certificate of Public Convenience and Necessity, Approval of Ownership of Gas Service Lines and Risers, and a Gas Line Surcharge* (Ky. PSC July 16, 2013).

3. Use of the materials in question in this proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).

4 LG&E shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment.

5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order, LG&E shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If LG&E is unable to make such demonstration, the requested materials shall be made available for inspection.

By the Commission

ENTERED
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KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



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