

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INQUIRY INTO THE STATE UNIVERSAL	)	CASE NO.
SERVICE FUND	)	2016-00059

ORDER

On May 25, 2020, Telrite Corporation d/b/a Life Wireless (Life Wireless) filed a motion, pursuant to 807 KAR 5:001, Section 13, and KRS 61.878(1)(c)(1), requesting the Commission grant confidential treatment for information relating to usage statistics of Life Wireless' customers for a period of five years. The information for which Life Wireless seeks confidential treatment is more specifically described as information regarding the percentage of Life Wireless' customers who exceed 1,000 voice minutes or 3 gigabytes of data, information requested as responsive to the Commission's Request for Information No. 2.

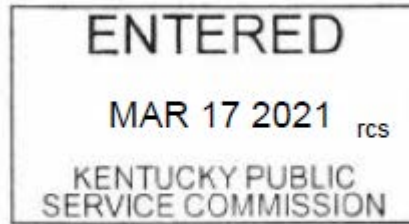
In support of its petition, Life Wireless argues the designated materials include information treated as confidential by Life Wireless and its affiliates that, if publicly disclosed, would cause competitive harm to Life Wireless, reduce competition, and give their competitors an unfair commercial advantage. Life Wireless states such disclosure would also harm Life Wireless' ability to negotiate favorable terms or retain customers.

Having considered the motion and the material at issue, the Commission finds the designated material is generally recognized as confidential or proprietary; and therefore meets the criteria for confidential treatment and is exempted from public disclosure pursuant to 807 KAR 5:001, Section 13, and KRS 61.878(1)(c)(1).

IT IS THEREFORE ORDERED that:

1. Life Wireless' motion for confidential treatment is granted.
2. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for five years or until further Order of this Commission.
3. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9).
4. Life Wireless shall inform the Commission if the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment.
5. If a nonparty to this proceeding requests to inspect the material granted confidential treatment by this Order and the period during which the material has been granted confidential treatment has not expired, Life Wireless shall have 30 days from receipt of written notice of the request to demonstrate that the material still falls within the exclusions from disclosure requirements established in KRS 61.878. If Life Wireless is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
6. The Commission shall not make the requested material available for inspection for 30 days from the date of service of an Order finding that the material no longer qualifies for confidential treatment in order to allow Life Wireless to seek a remedy afforded by law.

By the Commission



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