

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF NORTHERN)	
KENTUCKY WATER DISTRICT FOR A)	CASE NO.
CERTIFICATE OF CONVENIENCE AND)	2016-00303
NECESSITY FOR OHIO RIVER PUMP STATION #2)	
REHABILITATION)	

ORDER

This matter arises on a petition filed on September 1, 2016, by Northern Kentucky Water District (Northern Kentucky District), pursuant to 807 KAR 5:001, Section 13, requesting that designated materials filed with the Commission be afforded confidential protection for an indefinite period.

In support of its petition filed on September 1, 2016, Northern Kentucky District states that public disclosure of the designated materials related to its distribution and transmission systems contained in its application, Exhibit A is prohibited by KRS 61.878(1)(m), which prohibits public disclosure of public utility critical infrastructure.

Having considered the petition and the materials at issue, the Commission finds that the designated materials described in Northern Kentucky District's September 1, 2016 petition meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1)(m).

IT IS THEREFORE ORDERED that:

1. Northern Kentucky District's September 1, 2016 petition for confidential protection is granted.

2. The designated materials shall not be placed in the public record or made available for public inspection for an indefinite period, or until further Orders of this Commission.

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

4. Northern Kentucky District shall inform the Commission if the designated materials become publicly available or no longer qualify for confidential treatment.

5. If a non-party to this proceeding requests to inspect the designated materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not expired, Northern Kentucky District shall have 30 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 Northern Kentucky District is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

6. The Commission shall not make the designated materials available for inspection for 30 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow Northern Kentucky District to seek a remedy afforded by law.

By the Commission

ENTERED
JAN 23 2019
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


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