

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC JOINT APPLICATION OF	)	
LOUISVILLE GAS AND ELECTRIC COMPANY	)	
AND KENTUCKY UTILITIES COMPANY FOR A	)	CASE NO.
CERTIFICATE OF PUBLIC CONVENIENCE AND	)	2018-00005
NECESSITY FOR FULL DEPLOYMENT OF	)	
ADVANCED METERING SYSTEMS	)	

ORDER

This matter arises on petitions filed on April 13, 2018, and July 31, 2018, by Louisville Gas and Electric Company (LG&E) and Kentucky Utilities Company (KU) (jointly, LG&E/KU), 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 their petition filed on April 13, 2018, LG&E/KU state that public disclosure of the designated materials contained in their response to the Attorney General of the Commonwealth of Kentucky, by and through the Office of Rate Intervention's First Request for Information, item 34, filed by would permit an unfair advantage to competitors because the designated materials contain proprietary information provided by third-party vendors and reveal LG&E/KU's business strategies, which affects their ability to negotiate with vendors in the future.

In support of their petition filed on July 31, 2018, LG&E/KU states that public disclosure of the designated materials contained in their response to Metropolitan Housing Coalition's Post-Hearing Request for Information, Item 1, would result in

competitive injury by revealing information about LG&E/KU's business strategies, which affects their ability to negotiation with vendors in the future.

Having considered the petitions and the materials at issue, the Commission finds that the designated materials described in LG&E/KU's April 13, 2018 and July 31, 2018 petitions meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1)(c)(1).

IT IS THEREFORE ORDERED that:

1. LG&E/KU's April 13, 2018, and July 31, 2018, petitions for confidential protection are granted.

2. The designated materials shall not be placed in the public record or made available for public inspection for five years, 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. LG&E/KU 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, LG&E/KU 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 LG&E/KU are 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 LG&E/KU to seek a remedy afforded by law.

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By the Commission

ENTERED  
OCT 10 2019  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

  
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