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Charles G. Snavely Secretary Energy and Environment Cabinet



Commonwealth of Kentucky **Public Service Commission** 211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

May 19, 2016

LG&E and KU Services Company Attention: Sara Veeneman 220 West Main Street Louisville, Kentucky 40202

Re: Louisville Gas and Electric Company. Petition Requesting Confidential Treatment received 4/1/16 PSC Reference: Admin Case # 387 (Post Case)

Dear Ms. Veeneman:

Pursuant to 807 KAR 5:001, Section 13(3), Louisville Gas and Electric Company ("LG&E") by Petition received April 1, 2016, requested confidential treatment of certain information filed with the Commission outside of a formal proceeding. 807 KAR 5:001, Section 13(3)(c), provides that the Commission's "executive director, as official custodian of the commission's records, shall determine if the material is within an exclusion established in KRS 61.878 and the time period for which the material should be considered as confidential and shall advise the requestor of his or her determination by letter." This letter constitutes my determination of your request.

The information you request the Commission treat as confidential is identified as being contained in LG&E's supplement to its Annual Report filed pursuant to Commission Order dated October 7, 2005 in Administrative Case No. 387. The information is more particularly described as Item 11, involving scheduled outages or retirements of generating capacity; and Item 14, regarding transmission capacity additions.

Your justification for having the Public Service Commission handle this material as confidential is that the public disclosure of the information could result in an unfair commercial advantage to competitors, and could present a reasonable likelihood of threatening public safety.

Based on a review of the information and pursuant to KRS 61.878(1)(c)(1), KRS 61.878(1)(m), and 807 KAR 5:001, Section 13, it has been determined that the information requested to be held confidential if publicly disclosed could present an unfair

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Daniel E. Logsdon Jr. Vice Chairman

> Robert Cicero Commissioner

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commercial advantage to competitors, and disclosure of critical infrastructure information presents a reasonable likelihood of a threat to public safety. Therefore, the information requested to be treated as confidential **meets the criteria for confidential protection** and will be maintained as a nonpublic part of the Commission's file in this case for a five year period of time from the date of this letter for information contained in Item No. 11, and a ten year period of time from the date of the Commission. The procedure for usage of confidential materials during formal proceedings may be found at Section 13(9) of 807 KAR 5:001.

If the information becomes publicly available or no longer warrants confidential treatment, Louisville Gas and Electric Company ("LG&E") is required by Section 13(10)(b) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Any questions regarding this letter should be directed to Quang Nguyen, Assistant General Counsel at (502) 782-2586.

Sincerely,

Caron D. Thurswell

Aaron D. Greenwell Acting Executive Director

kg/

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