Matthew G. Bevin Governor

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 Michael J. Schmitt Chairman

> Robert Cicero Vice Chairman

Talina R. Mathews Commissioner

August 12, 2019

Duke Energy Kentucky, Inc. Attention: Rocco D'Ascenzo 139 East Fourth Street, 1303 Main Cincinnati, Ohio 45202

Re:

Duke Energy Kentucky, Inc.

Petition Requesting Confidential Treatment received 4/01/19

PSC Reference: Admin 387

Dear Mr. D'Ascenzo:

Pursuant to 807 KAR 5:001, Section 13(3), Duke Energy Kentucky, Inc. (Duke), by Petition received on April 1, 2019, requested confidential treatment of certain materials 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 the material to be considered as confidential and shall advise the requestor of the determination by letter." This letter constitutes my determination of that request.

The information you seek to have treated as confidential is identified as being contained in Duke's Response to Commission Data Request No. 11, and more particularly described as planned outage and retirement schedules.

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.

Based on a review of the information and pursuant to KRS 61.878(1)(c)(1) 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 commercial advantage to competitors. 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



Mr. D'Ascenzo August 12, 2019 Page 2

Commission's file in this case for ten years from the date of your request, or until further orders 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, Duke 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 John E.B. Pinney, Acting General Counsel at (502) 782-2587.

Sincerely

Gwen R. Pinson Executive Director

kg/

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