

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

Investigation into the Membership of
Louisville Gas and Electric Company and
Kentucky Utilities Company in the
Midwest Independent Transmission
System Operator, Inc.

Case No. 2003-00266

PETITION FOR CONFIDENTIALITY

Pursuant to 807 KAR 5:001 § 7, Midwest Independent Transmission System Operator, Inc. ("Midwest ISO") hereby petitions the Public Service Commission for an Order granting confidential treatment and protection from public disclosure certain information contained in workpapers that it is submitting in support of its corrected additional supplemental rebuttal testimony, submitted to the Commission for filing on March 3, 2005. Specifically, Midwest ISO seeks confidential treatment for an Excel[®] spreadsheet titled "CONFIDENTIAL EEI-O#208610.xls." This spreadsheet contains data derived from information provided to the Midwest ISO by LG&E/KU under a confidentiality agreement. One unredacted copy of this spreadsheet, with all confidential data highlighted, is attached to the original copy of this petition and is accompanied by ten copies with the confidential information redacted.

In support of its request for confidential treatment, Midwest ISO states as follows:

1. The information contained in the spreadsheet titled "CONFIDENTIAL EEI-O#208610.xls" is classified as confidential by the Kentucky Open Records Act, which excludes information of this type from the application of its disclosure mandates. KRS 61.878.

2. This information is (a) confidentially disclosed to the Commission or required by the Commission to be disclosed to it and (b) is generally recognized as confidential or proprietary. KRS 61.878(1)(c).

3. Open disclosure of this information would deny protection to information for which the Commission has previously granted confidential status. In addition, open disclosure would be contrary to the express confidentiality agreement between the Midwest ISO and the Companies.

4. No public interest would be served by denying confidential treatment to this information.


WHEREFORE, the Midwest ISO requests an Order of the Commission granting confidential treatment to the material provided.

Respectfully submitted,

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By: 
ATTORNEYS FOR MIDWEST INDEPENDENT
TRANSMISSION SYSTEM OPERATOR, INC.

CERTIFICATE OF FILING AND SERVICE

I hereby certify that on this the 3rd day of March, 2005, the original and ten (10) copies of the foregoing Petition for Confidentiality, with a full unredacted copy of the data attached to the original and redacted versions attached to the copies, were hand-delivered to the Commission for filing, and one copy was served, along with redacted copies of the data, via U.P.S. for overnight delivery to:

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EEI	MWh	\$ / MWh	Var Cost \$	Fixed Cost \$	Total Cost
1	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
2	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
3	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
4	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
5	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
6	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
7	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
8	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
9	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
10	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
11	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
12	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

OVEC	MWh	\$ / MWh	Var Cost \$	Fixed Cost \$	Total Cost
1	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
2	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
3	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
4	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
5	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
6	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
7	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
8	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
9	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
10	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
11	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
12	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Total EEI & OVEC

Month	EEI + OVEC
1	[REDACTED]
2	[REDACTED]
3	[REDACTED]
4	[REDACTED]
5	[REDACTED]
6	[REDACTED]
7	[REDACTED]
8	[REDACTED]
9	[REDACTED]
10	[REDACTED]
11	[REDACTED]
12	[REDACTED]
Total	[REDACTED]