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July 22, 2009

Sullivan, Mountjoy, Stainback
& Miller, PSC
Attention: James M. Miller
100 St. Ann Street
P.O. Box 727
Owensboro, Kentucky 42302

Re: Big Rivers Electric Corporation
Petition for Confidential Treatment received 4/24/09
PSC Reference – Case No. 2007-00455

Dear Mr. Miller:

The Public Service Commission has received the Petition for Confidential Treatment you filed on April 24, 2009 on behalf of Big Rivers Electric Corporation to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as information contained in its written evaluation by Standard & Poor's Rating Service. Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise Big Rivers Electric Corporation's competitive position in the industry and result in an unfair commercial advantage to its competitors.

Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information you seek to keep confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Big Rivers Electric Corporation's 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 Commission's file in this case. The procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

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If the information becomes publicly available or no longer warrants confidential treatment, Big Rivers Electric Corporation is required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Derouen". The signature is written in a cursive style with a large, sweeping initial "J".

Jeff Derouen
Executive Director

kg/

cc: Parties of Record