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October 23, 2009

Frost Brown Todd LLC
Roger R. Cowden
250 West Main Street, Suite 2800
Lexington, Kentucky 40507-1749

Re: East Kentucky Power Cooperative, Inc.
Petition for Confidential Treatment received 9/10/09
PSC Reference – Case No. 2009-00286

Dear Mr. Cowden:

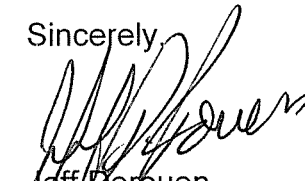
The Public Service Commission has received the Petition for Confidential Treatment you filed on September 10, 2009 on behalf of East Kentucky Power Cooperative, Inc. to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as information contained in EKPC's Responses to Commission Requests #19 and 20 contained in the Appendix to Commission Order dated August 20, 2009, and more particularly described as identification and ranking of coal vendor proposals during FAC period; tabulation sheets with current coal pricing; volume of usage; proposal evaluation procedures and coal acquisition strategies. Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise EKPC'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 EKPC'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, East Kentucky Power Cooperative, Inc. 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,



Jeff Derouen
Executive Director

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cc: Parties of Record