Steven L. Beshear Governor

Leonard K. Peters 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 David L. Armstrong Chairman

James W. Gardner Vice Chairman

Charles R. Borders Commissioner

March 18, 2010

E.ON U.S. LLC
Attention: Allyson I

Attention: Allyson K. Sturgeon

220 West Main Street Louisville, Kentucky 40202

Re: Louisville Gas and Electric Company

Petition for Confidential Protection received 2/17/10

PSC Reference - Case No. 2009-00508

Dear Ms. Sturgeon:

The Public Service Commission has received the Petition for Confidential Protection you filed on February 17, 2010 on behalf of Louisville Gas and Electric Company ("LG&E") to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.878. The information you seek to have treated as confidential is identified as information contained in LG&E's Response to Commission Data Request No. 19 as in Appendix of the Commission's Order dated January 27, 2010. The information is more particularly described as containing coal bid analysis information: procedure for evaluating bids for coal supply.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise LG&E's competitive position in the industry and result in an unfair commercial advantage to their 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 LG&E'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, Louisville Gas and Electric Company 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,

Executive Director

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cc: Parties of Record