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April 22, 2010

Sullivan, Mountjoy, Stainback & Miller
Attention: James M. Miller
100 St. Ann Street
P.O. Box 727
Owensboro, Kentucky 42302-0727

Re: Big Rivers Electric Corporation
Petition for Confidential Protection received 4/2/10
PSC Reference – Case No. 2009-00510

Dear Mr. Miller:

The Public Service Commission has received the Petition for Confidential Protection you filed on April 2, 2010 on behalf of Big Rivers Electric Corporation (“Big Rivers”) 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 Big Rivers’ Response to Request for Information, Item No. 4 pursuant to the March 23, 2010 Commission hearing. The information is more particularly described as coal bid analysis information pertaining to an explanation as to why certain bids from fuel suppliers were not accepted.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise Big Rivers’ competitive position in the industry and result in an unfair commercial advantage to their competitors.

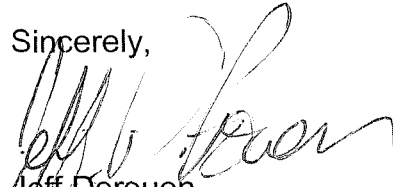
Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information you seek to keep confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Big Rivers’ competitors. 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

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usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

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 fluid and cursive, with a large initial "J" and "D".

Jeff Derouen
Executive Director

kg/

cc: Parties of Record