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

December 21, 2010

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

Re: Bia Ri

Big Rivers Electric Corporation

Petition for Confidential Protection received 11-15-10

PSC Reference: Case No. 2010-00443

Dear Mr. Kamuf:

The Public Service Commission has received the Petition for Confidential Protection you filed on November 15, 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 being contained in Big Rivers' Integrated Resource Plan. The information is more particularly described as a CD containing confidential information and a redacted copy, each containing Appendices D-M; 3 transmission system maps; and Items 1 through 24. Items are described as containing infrastructure materials.

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, which would result in an unfair commercial advantage to its competitors, and also the public disclosure of infrastructure information would present a security risk to the company and to the public.

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 requested to be held confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Big Rivers' competitors, and present an unwarranted security risk to the company and the public.



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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.

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.

Executive Director

cc: Parties of Record

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