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#### Via Overnight Mail

RECEIVED

July 11, 2011

JUL 12 2011

PUBLIC SERVICE COMMISSION

Mr. Jeff Derouen, Executive Director Kentucky Public Service Commission 211 Sower Boulevard Frankfort, Kentucky 40602

Re: <u>Case No. 2011-00036</u>

Dear Mr. Derouen:

Please find enclosed the original and ten (10) copies of KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC's ("KIUC") PETITION FOR CONFIDENTIAL TREATMENT to be filed in the above-referenced matter.

By copy of this letter, all parties listed on the Certificate of Service have been served. Please place these documents of file.

Very Truly Yours,

Michael L. Kurtz, Esq. Kurt J. Boehm, Esq.

**BOEHM, KURTZ & LOWRY** 

MLKkew Attachment

cc:

Certificate of Service David C. Brown, Esq.

#### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by electronic mail (when available) or by mailing a true and correct copy by overnight mail, unless other noted, this 11<sup>th</sup> day of July, 2011 to the following

Michael L. Kurtz, Esq. Kurt J. Boehm, Esq.

Mark A Bailey President CEO Big Rivers Electric Corporation 201 Third Street Henderson, KY 42419-0024

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## COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter Of: The Application Of Big Rivers Corporation For	:		
General Adjustment of Rates	:	Case No. 2011-00036	
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# KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.'S PETITION FOR CONFIDENTIAL TREATMENT

Kentucky Industrial Utility Customers, Inc. ("KIUC"), by counsel, for their Petition for Confidential Treatment filed pursuant to 807 KAR 5:001, Section 7 and KRS 61.878(1)(c), states as follows:

On March 25, 2011 counsel for KIUC signed a Confidentiality Agreement in which KIUC agreed to protect certain information contained in Big Rivers Electric Corporation's (BREC) data responses and pre-filed testimony. On April 15, 2011 BREC filed Data Responses to KIUC's First Set of Data Requests. KIUC's data responses to Big Rivers' First Set of Data Requests Nos. BREC-33, BREC-34, BREC-35 and BREC-38 and KIUC's response to Staff Initial Information Request No. STAFF-9 required KIUC's respondents to reference information from Big Rivers' testimony/exhibits and data responses that are subject to confidential treatment per the Confidentiality Agreement signed by KIUC at the request of Big Rivers.

Pursuant to this Confidential Agreement, KIUC petitions the Commission for confidential treatment of KIUC's responses to BREC's First Set of Data Requests Nos. BREC-33, BREC-34, BREC-35 and BREC-38 and KIUC's response to Staff Initial Information Request No. STAFF-9.

Respectfully gubmitted,

Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

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