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

October 6, 2011

LG&E and KU Services Company Attention: Allyson Sturgeon 220 West Main Street P.O. Box 32010 Louisville, Kentucky 40232

Re:

Louisville Gas and Electric Company

Petition for Confidential Protection received 9/1/11

PSC Reference #: 2011-00162

Dear Ms. Sturgeon:

The Public Service Commission has received the Petition for Confidential Protection you filed on September 1, 2011 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 being contained in LG&E's Responses to Commission's 2nd set of Data Requests Nos. 3(c), 3(d), 6(a), 11 and 23(b) and (d). The information is more particularly described as: (No 3c) – LG&E's plans with regard to additional generation capacity; (No. 3d) – electronic response containing projected costs of labor, fuel and other sensitive information; (No. 6a) – allocations containing expected outputs of each unit; (No. 11) – calculations computing average dispatch cost of each unit; and (No. 23 b and d) – fuel cost data.

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, which would 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 requested to be held 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



Ms. Sturgeon October 6, 2011 Page 2

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, 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.

ecutive Director

kg/

cc: Parties of Record