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

Linda K. Breathitt Commissioner

August 14, 2012

Stites & Harbison, PLLC Attention: Mark R. Overstreet 421 West Main Street P.O. Box 634 Frankfort, Kentucky 40602-0634

Re:

Kentucky Power Company

Petition for Confidential Treatment received 7/13/12

PSC Reference - Case No. 2012-00226

Dear Mr. Overstreet:

The Public Service Commission has received the Petition for Confidential Treatment you filed on July 13, 2012 on behalf of Kentucky Power Company ("Ky Power") 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 Ky Power's Responses to Commission's 1st Data Request Nos. 2 and 15; and KIUC's 1<sup>st</sup> Data Request Nos. 1 and 11. The information is described customer-specific information concerning purchases of electricity from Ky Power, as well as details of their accounts with Kentucky Power.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information could result in an unfair commercial advantage to 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 Ky Power'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.



Mr. Overstreet August 14, 2012 Page 2

If the information becomes publicly available or no longer warrants confidential treatment, Kentucky Power 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,

Jeff Derouen Executive Director

Stephanic Dello lor

kg/

cc: Parties of Record