

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF OWEN ELECTRIC	)	
COOPERATIVE, INC. FOR A CERTIFICATE OF	)	CASE NO.
PUBLIC CONVENIENCE AND NECESSITY FOR	)	2015-00213
THE CONSTRUCTION OF A TWO MEGAWATT	)	
DISTRIBUTED GENERATION FACILITY IN OWEN	)	
COUNTY, KENTUCKY	)	

ORDER

This matter arises on a petition filed on August 10, 2015, by Owen Electric Cooperative, Inc. (Owen Electric), pursuant to 807 KAR 5:001, Section 13, requesting that designated materials filed with the Commission be afforded confidential protection for ten years.

In support of its petition filed on August 10, 2015, Owen Electric states that public disclosure of the designated materials in its responses to Commission Staff's initial request for information, No. 11, Exhibit MAS-1 contains East Kentucky Power Cooperative, Inc.'s financial forecast used in calculating the savings and annual operating costs would result in competitive injury.

Having considered the petition and the materials at issue, the Commission finds that the designated materials described in Owen Electric's August 10, 2015 petition meet the criteria for confidential treatment and are exempted from public disclosure pursuant to KRS 61.878(1)(c)(1).

IT IS THEREFORE ORDERED that:

1. Owen Electric's August 10, 2015 petition for confidential protection is granted.
2. The designated materials shall not be placed in the public record or made available for public inspection for ten years, or until further Orders of this Commission.
3. Use of the designated materials in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
4. Owen Electric shall inform the Commission if the designated materials become publicly available or no longer qualify for confidential treatment.
5. If a non-party to this proceeding requests to inspect the designated materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not expired, Owen Electric shall have 30 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Owen Electric is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
6. The Commission shall not make the designated materials available for inspection for 30 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow Owen Electric to seek a remedy afforded by law.

By the Commission

ENTERED  
APR 17 2019  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

  
\_\_\_\_\_  
Executive Director

Case No. 2015-00213

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