

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC PROPOSED ACQUISITION BY	)	
BLUEGRASS WATER UTILITY OPERATING	)	
COMPANY, LLC AND THE TRANSFER OF	)	CASE NO.
OWNERSHIP AND CONTROL OF ASSETS BY	)	2019-00360
CENTER RIDGE WATER DISTRICT, INC.;	)	
JOANN ESTATES UTILITIES, INC.; AND RIVER	)	
BLUFFS, INC.	)	

ORDER

On July 24, 2020, Bluegrass Water Utility Operating Company, LLC (Bluegrass Water) filed a motion, pursuant to 807 KAR 5:001, Section 13, and KRS 61.878(1)(c)(1), requesting that the Commission grant confidential treatment for five years. Bluegrass Water seek confidential treatment for Central States Water Resources, LLC's (CSWR) 2019 Consolidated Financial Statements, which were filed in this proceeding on July 24, 2020.

In support of its motion, Bluegrass Water argues that CSWR's 2019 Consolidated Financial Statements reveals information regarding the internal financial ability and workings of CSWR and its affiliates. Furthermore, as CSWR is not a utility, the information disclosed in CSWR's 2019 Consolidated Financial Statements would not otherwise be subject to disclosure to a regulatory body in the usual course of business.

Having considered the motion and the material at issue, the Commission finds that CSWR's 2019 Consolidated Financial Statements are generally recognized as confidential or proprietary; it therefore meets the criteria for confidential treatment and is

exempted from public disclosure pursuant to 807 KAR 5:001, Section 13, and KRS 61.878(1)(c)(1).

IT IS THEREFORE ORDERED that:

1. Bluegrass Water's motion for confidential treatment is granted.
2. The designated material granted confidential treatment by this Order shall not be placed in the public record or made available for public inspection for five years or until further Order of this Commission.
3. Use of the designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9).
4. Bluegrass Water shall inform the Commission if the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment.
5. If a nonparty to this proceeding requests to inspect the material granted confidential treatment by this Order and the period during which the material has been granted confidential treatment has not expired, Bluegrass Water shall have 30 days from receipt of written notice of the request to demonstrate that the material still falls within the exclusions from disclosure requirements established in KRS 61.878. If Bluegrass Water is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
6. The Commission shall not make the requested material available for inspection for 30 days from the date of service of an Order finding that the material no longer qualifies for confidential treatment in order to allow Bluegrass Water to seek a remedy afforded by law.

By the Commission

ENTERED  
DEC 09 2021  
rcs  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

  
Executive Director

Case No. 2019-00360

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