

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF BIG SANDY)	
RURAL ELECTRIC COOPERATIVE)	CASE NO.
CORPORATION FOR A GENERAL ADJUSTMENT)	2024-00287
OF RATES)	

ORDER

On February 4, 2025, Big Sandy Rural Electric Cooperative Corporation (Big Sandy RECC) filed a motion, pursuant to 807 KAR 5:001, Section 13, and KRS 61.878, requesting that the Commission grant confidential treatment for ten years for right-of-way bid information by Big Sandy RECC.¹

In support of its motion, Big Sandy RECC argued that the information regarding the unsuccessful bidders for right-of-way clearing contained private information that is commercially valuable and is generally recognized as confidential and proprietary in nature and that if disclosed, would permit an unfair commercial advantage.²

Having considered the motion and the material at issue, the Commission finds that the bid information is generally recognized as confidential or proprietary; it therefore meets the criteria for confidential treatment and should be exempted from public disclosure pursuant to 807 KAR 5:001, Section 13, and KRS 61.878 (1)(c)(1).

¹ Big Sandy RECC's Motion for Confidential Treatment (filed Feb. 4, 2025) at 3.

² Big Sandy RECC's Motion for Confidential Treatment at 2 and 3.

IT IS THEREFORE ORDERED that:

1. Big Sandy RECC's February 4, 2025 motion 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 ten 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. If the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment, Big Sandy RECC shall inform the Commission and file with the Commission an unredacted copy of the designated material.
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, Big Sandy RECC 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 Big Sandy RECC 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 Big Sandy RECC to seek a remedy afforded by law.

PUBLIC SERVICE COMMISSION



Chairman



Commissioner



Commissioner

ATTEST:



Executive Director

ENTERED
FEB 21 2025 AH
KENTUCKY PUBLIC
SERVICE COMMISSION

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