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

October 7, 2011

David L. Armstrong Chairman

James W. Gardner Vice Chairman

Charles R. Borders Commissioner

LG&E and KU Services Company Attention: Allyson Sturgeon 220 West Main Street P.O. Box 32010 Louisville, Kentucky 40202

Re: Louisville Gas and Electric Company and Kentucky Utilities Company Petition for Confidential Protection received 6/28/11 PSC Reference #: 2011-00099 and 2011-00100

Dear Ms. Sturgeon:

The Public Service Commission has received the Petition for Confidential Protection you filed on June 28, 2011 on behalf of Louisville Gas and Electric Company ("LG&E") and Kentucky Utilities Company ("KU") 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 and KU's Responses to Commission's Supplemental Data Request No. 3. The information is more particularly described as including the average variable operating costs of LG&E and KU's coal and gas-fired generating units.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise LG&E and KU's competitive position in the industry, which would result in an unfair commercial advantage to their 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 and KU'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.



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If the information becomes publicly available or no longer warrants confidential treatment, Louisville Gas and Electric Company and Kentucky Utilities Company are required by Section 8(9)(a) of KAR 5:001 to inform the Commission so that the information may be placed in the public record.

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cc: Parties of Record