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David L. Armstrong
Chairman

James W. Gardner
Vice Chairman

February 13, 2012

Frost Brown Todd LLC
Attention: Mark David Goss
250 West Main Street, Suite 2800
Lexington, Kentucky 40507-1749

Re: Petition for Confidential Treatment received 12/21/11
PSC Reference – Case No. 2011-00125

Dear Mr. Goss:

The Public Service Commission has received the Petition for Confidential Treatment you filed on December 21, 2011 on behalf of East Kentucky Power Cooperative, Inc. ("EKPC") to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as being contained in the confirmation of the three-year purchased power agreement. The information is described in your petition as pricing of a purchased power transaction.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the pricing information could result in power marketers having an unfair commercial advantage over EKPC and its member systems.

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 pricing information requested to be held confidential is of a proprietary nature, which if publicly disclosed would give power marketers an unfair commercial advantage over EKPC and its member systems. Therefore, the pricing 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.

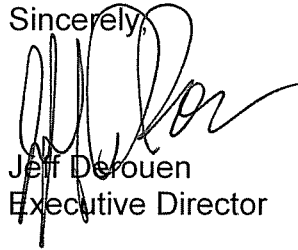
If the pricing information becomes publicly available or no longer warrants confidential treatment, East Kentucky Power Cooperative, Inc. ("EKPC") is required by Section

8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

However, the 10 redacted copies of the three-year purchased power agreement filed with your petition omit not only the pricing information, but also all of the seller's identifying information. Your petition does not request confidential protection for any of the seller's identifying information. Therefore, the information relating to the seller's identity is **DENIED Confidential Protection**. The decision to deny confidential protection of the seller's identity is based on the following: 1) your pending petition does not request confidentiality of this information; and, 2) your application as filed on April 5, 2011 publicly disclosed the name of the originally anticipated seller, thus indicating that disclosing the seller's identity will not result in power marketers having an unfair commercial advantage over EKPC and its member systems.

The information denied confidentiality will be withheld from public inspection for 20 days from the date of this letter. If you disagree with the Commission's decision, you may seek rehearing with the Commission within 20 days of the date of this letter under the provisions of KRS 278.400.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Derouen", is written over the typed name and title.

Jeff Derouen
Executive Director

kg/

cc: Parties of Record