Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky

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July 9, 2012

David L. Armstrong Chairman

James W. Gardner Vice Chairman

Linda K. Breathitt Commissioner

Stites & Harbison, PLLC Attention: R. Benjamin Crittenden 421 West Main Street P.O. Box 634 Frankfort, Kentucky 40602-0634

Re: Ker

Kentucky Power Company

Petition for Confidential Treatment received 4/27/12

PSC Reference - Case No. 2012-00051

Dear Mr. Crittenden:

The Public Service Commission has received the Petition for Confidential Treatment you filed on April 27, 2012 on behalf of Kentucky Power Company ("Ky Power") 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 Ky Power's Responses to Commission Data Requests dated 4/13/12, Nos. 1 and 7. The information is described as (DR 1) – names of vendors from page 8 of the DSM 2011 Status Report; and (DR 7) – names of vendors from page 14 of the Status Report.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information could result in an unfair commercial advantage to 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 Ky Power'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.



Mr.Crittenden July 9, 2012 Page 2

If the information becomes publicly available or no longer warrants confidential treatment, Kentucky Power Company 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.

3/jncerely

Executive Director

kg/

cc: Parties of Record