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

September 14, 2012

David L. Armstrong Chairman

James W. Gardner Vice Chairman

Linda K. Breathitt Commissioner

Duke Energy Business Services, LLC Attention: Rocco O. D'Ascenzo 139 East Fourth Street 1303 Main Street Cincinnati, Ohio 45201-0960

Re: Duke Energy Kentucky, Inc. Petition for Confidential Treatment received 7/10/12 PSC Reference – Case No. 2012-00180

Dear Mr. D'Ascenzo:

The Public Service Commission has received the Petition for Confidential Treatment you filed on July 10, 2012 on behalf of Duke Energy Kentucky, Inc. ("Duke") 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 Duke's Response to Commission Data Request No. 2 dated June 27, 2012 and attachments 1 and 2. The information is described as detailed information regarding Duke's hedging strategies and volumes of gas purchased.

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 Duke'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, Duke Energy Kentucky, Inc. 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.

Sincerely eføuen cutive Director

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cc: Parties of Record