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March 31, 2021

VIA E-MAIL TRANSMISSION

Ms. Linda Bridwell, P.E. Executive Director Kentucky Public Service Commission P.O. Box 615 211 Sower Boulevard Frankfort, KY 40602

The Application of East Kentucky Power Cooperative, Inc. For The Approval of a RE: Special Contract — Case No. 2013-00174 — Cost Savings Data for Gallatin Steel Contract from East Kentucky Power Cooperative, Inc. – *Request for Confidential Treatment*

Dear Ms. Bridwell:

Attached, please find for filing with the Commission the information required to be filed by East Kentucky Power Cooperative, Inc. ("EKPC") regarding the Gallatin Steel ("NUCOR") contract pursuant to ordering paragraph 3 of the Commission's February 27, 2014, Order in the above styled case. In accordance with KRS 61.878, 807 KAR 5:001, Section 13(3) and other applicable law, EKPC hereby respectfully requests that certain portions of the cost savings data be classified as confidential for a period of ten (10) years from the date of this filing, for the specific reasons set forth below.

The Kentucky Open Records Act exempts from disclosure certain commercial information. See KRS 61.878(1)(c). To qualify for this exemption from public disclosure and, therefore, to maintain the confidentiality of the information, a party must establish that disclosure of the commercial information would permit an unfair advantage to competitors of that party. Public disclosure of the Confidential Information identified herein would, in fact, prompt such results.

Disclosure of the interruptions, changes in load, cost information and savings attributable to the special contract with NUCOR would permit EKPC's competitors to have an unfair commercial advantage. The information provided under seal discloses sensitive and proprietary information as these amounts are internally derived by EKPC in order to provide service to its customers at fair, just and reasonable rates and would give competitors sensitive information about EKPC's interaction with NUCOR. Maintaining the confidentiality of this information is necessary to protect the interests of EKPC, NUCOR, and the remainder of EKPC's Members. The public disclosure of the contract —specific information would reveal information that is, quite obviously, highly sensitive, commercially valuable and strictly proprietary – potentially harming EKPC's competitive position in the marketplace, to the detriment of EKPC and its Members.

Ms. Linda Bridwell March 31, 2021 Page 2

The Confidential Information contained in this data was developed internally by EKPC personnel, is not on file with any public agency, and is not available from any commercial or other source. The aforementioned Confidential Information in the cost savings data is distributed within EKPC only to those employees who must have access for business reasons, and is generally recognized as confidential and proprietary in the energy industry. The Confidential Information for which EKPC is seeking confidential treatment is not known outside of EKPC and the other parties to the special contract. This Confidential Information was, and remains, integral to EKPC's effective execution of business decisions and strategy. Such information is generally regarded as confidential or proprietary. Indeed, as the Kentucky Supreme Court has found, "information concerning the inner workings of a corporation is 'generally accepted as confidential or proprietary." Hoy v. Kentucky Industrial Revitalization Authority, 907 S.W.2d 766, 768 (Ky. 1995).

The enclosed information is also entitled to confidential treatment because it constitutes a trade secret under the two-prong test of KRS 365.880: (a) the economic value of the information is derived from not being readily ascertainable by other persons who can obtain economic value by its disclosure; and (b) the information is the subject of efforts that are reasonable under the circumstances to maintain its secrecy. The economic value of the information is derived by EKPC maintaining the confidentiality of the information since competitors and entities with whom EKPC transacts business could obtain economic value by its disclosure.

The undersigned hereby certifies that the electronic filing is a true and accurate copy of the documents being filed in paper medium; the electronic filing was transmitted to the Commission on March 31, 2021; there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; paper copies of this information will be hand-delivered to the Commission within thirty (30) days of the lifting of the present State of Emergency relating to the COVID-19 pandemic.

Please let me know if you have any questions.

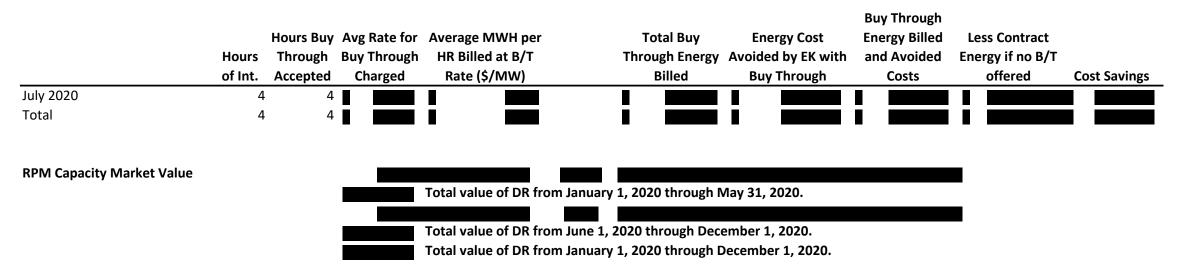
Sincerely David S. Samford

Counsel for East Kentucky Power Cooperative, Inc.

Enc.

REDACTED

Gallatin Steel Buy Through Activity for 2020



REDACTED

Gallatin Steel Buy Through Activity for July 2020

		,	-0	.,	,																
															105 MWH	MW					Amount of
															if Gallatin	Gallatin			MW that		Energy Charges
					Actual Non		Buy	DA Rate		Buy				Buy	was less	chose not	Avoided Cost		would have	Estimated	Would have
		Buy	Type of		Conforming		Through DA	at AD	Buy Through	Through RT	RT Rate at	Buy Through	Buy Through	Net Through Net	than	to run	for MW not		been billed at	Energy Rate	been billed with
Date	HE	Through	Interruption	Forecast	Load MWH	Delta	MWH	Hub	DA Cost	MWH	AD Hub	RT Cost	Cost	Rate	105MW	during B/T	run during B/T	Total savings	contract rate	at Contract	no B/T
7/9/2020	16	Y	Economic				∎	\$ 68.54			\$ 153.07										
	17	Y	Economic				∎	\$ 74.53			\$ 113.58										
	18	Y	Economic				∎	\$ 68.52			\$ 87.22										
_	19	Y	Economic					\$ 51.71			\$ 63.25										
																	1				
																		-	igh Energy Billed		
	*A PJM required test event was required on 5/12/2020; no Buy Through Offered															Energy Cost Av	oided by EK with	Buy Inrough			
	АРЛ	niequiieu	rtest event wa	siequiieu	011 5/ 12/ 2020, 11	IO BUY THI	ougnonereu														
																		Less Contract F	nergy if no B/T o	ffered	
																		Cost savings			