Steven L. Beshear Governor

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David L. Armstrong Chairman

James W. Gardner Vice Chairman

Charles R. Borders Commissioner

January 19, 2010

F.ON U.S. LLC

Attention: Robert M. Conroy

220 West Main Street Louisville, Kentucky 40202

Re:

Louisville Gas and Electric Company - Letter Requesting Confidential Treatment

received 11/17/09

PSC Reference - Case No. 2009-00198

Dear Mr. Conroy:

The Public Service Commission has received your letter dated November 17, 2009 requesting confidential treatment on behalf of Louisville Gas and Electric Company ("LG&E") 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 information contained in LG&E's Response to the Commission's Post-Hearing Data Request, dated November 3, 2009, and more particularly described as LG&E's Answer to Question No. 1 concerning evaluation of economics of on-site vs. off-site storage of coal combustion by-products at Cane Run.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise LG&E's competitive position in the industry and result in an unfair commercial advantage to its 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 you seek to keep confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to LG&E'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 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.

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Sincerely

Executive Director

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cc: Parties of Record