Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky
Public Service Commission
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James W. Gardner Vice Chairman

Charles R. Borders Commissioner

April 7, 2011

LG&E and KU Services Company Attention: Allyson Sturgeon 220 West Main Street P.O. Box 32010 Louisville, Kentucky 40202

Re:

Kentucky Utilities Company

Petition for Confidential Protection received 3/31/11

PSC Reference #: Admin. Case 387

Dear Ms. Sturgeon:

The Public Service Commission has received the Petition for Confidential Protection you filed on March 31, 2011 on behalf of Kentucky Utilities Company ("KU") 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 its planning-related information filed with its Annual Report pursuant to Commission Order dated October 7, 2005 and in KU's Response to Data Request Nos. 11 and 14 of Appendix G to Commission Orders dated December 20, 2001 and March 29, 2004. The information is more particularly described as (Item 11): scheduled outages and retirement of generating capacity; and (Item 14) transmission capacity additions which includes infrastructure records, including service date, size and site.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise KU's competitive position in the industry, which would result in an unfair commercial advantage to its competitors, and the public disclosure of infrastructure information would present a security risk to KU and to the public.

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 confidential or proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to KU's competitors, as well as an unwarranted



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security risk to KU and to the public. 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.

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

Sincerely,

Jeff Derouen Executive Director

kg/

cc: Parties of Record