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Energy and Environment Cabinet



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James W. Gardner Vice Chairman

Linda K. Breathitt Commissioner

June 26, 2014

Sullivan, Mountjoy, Stainback & Miller Attn: Tyson Kamuf 100 St. Ann Street P.O. Box 727 Owensboro, Kentucky 42302-0727

Re: Big Rivers Electric Corporation

Petition Requesting Confidential Treatment received 5/30/14

PSC Reference: Case No. Admin. 387

Dear Mr. Kamuf:

Pursuant to 807 KAR 5:001, Section 13(3), Big Rivers Electric Corporation ("BREC") by Petition received May 30, 2014, requested confidential treatment of certain information filed with the Commission outside of a formal proceeding. 807 KAR 5:001, Section 13(3)(c), provides that the Commission's "executive director, as official custodian of the commission's records, shall determine if the material is within an exclusion established in KRS 61.878 and the time period for which the material should be considered as confidential and shall advise the requestor of his or her determination by letter." This letter constitutes my determination of your request.

The information you request the Commission treat as confidential is identified as being contained in BREC's Response to Commission Staff's Supplemental Data Request No.

1. The information is described as information related to how BREC determines its reserve margin targets and is part of BREC's resource adequacy strategy.

Your justification for having the Public Service 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 13, the information requested to be held confidential is not of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to BREC's competitors, and has not historically been held by the Commission to be



Mr. Kamuf June 26, 2014 Page 2

confidential information. Therefore, the information requested to be treated as confidential does not meet the criteria for confidential protection and is hereby **DENIED**.

The information denied confidentiality will be withheld from public inspection for 20 days from the date of this letter. If you disagree with this decision, you may seek rehearing with the Commission iwthin 20 days of the date of this letter under the provisions of KRS 278.400.

Any questions regarding this letter should be directed to David Spenard, Staff Attorney

at (502) 782-2580.

Jeff Derouen

Executive Director

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