

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

BIG RIVERS ELECTRIC CORPORATION'S )  
NOTICE OF CHANGES IN RATES AND )  
TARIFFS FOR WHOLESALE ELECTRIC SERVICE ) CASE NO. 9613  
AND OF A FINANCIAL WORKOUT PLAN )

O R D E R

On August 18, 1986, National-Southwire Aluminum Company ("NSA") filed a motion requesting the Commission to vacate its Order of January 14, 1986, granting confidentiality to documents relating to negotiations by Big Rivers Electric Corporation ("Big Rivers") for the sale of off-system power. NSA alleges that recent testimony by Big Rivers indicates that no firm off-system sales can be made at this time and, as a consequence, there is no longer any justification to keep the power sale documents confidential.

On August 22, 1986, Big Rivers filed a response to NSA's motion to vacate. Big Rivers states that while it does not concur with any of the grounds stated in NSA's motion, it does not oppose lifting the seal of confidentiality because the passage of time has eliminated the risk of jeopardizing its off-system sales.

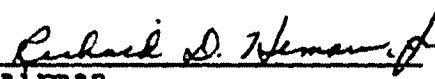
Based on the evidence of record and being advised, the Commission is of the opinion and hereby finds that while Big Rivers and NSA apparently entered into a confidentiality agreement on or about January 14, 1986, no such order was entered by the Commission. The Commission did, however, enter orders on May 15,

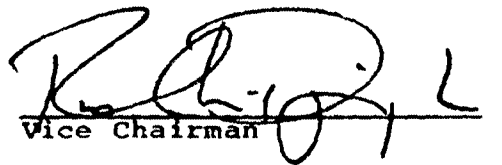
1986, and July 22, 1986, granting confidential treatment to specified portions of Howard W. Piffer's III testimony filed on behalf of NSA and evidence relating to Big Rivers' negotiations to sell power off-system. Big Rivers' admission that its negotiations for the sale of power off-system no longer need be deemed confidential constitutes good cause for the Commission to vacate the two confidentiality Orders.

IT IS THEREFORE ORDERED that NSA's request to vacate the confidentiality Orders entered on May 15, 1986, and July 22, 1986, be and it hereby is granted.

Done at Frankfort, Kentucky, this 12th day of September, 1986.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

  
Commissioner

ATTEST:

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Executive Director