

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE NOTICE OF PURCHASED GAS)
ADJUSTMENT FILING OF WESTERN)
KENTUCKY GAS COMPANY) CASE NO. 9556-E

O R D E R

On February 16, 1988, Western Kentucky Gas Company ("Western") filed a petition for confidential treatment of certain responses to data requests previously filed on February 8. Western claims that the private competitive interests of itself and the public interest of its customers may be harmed if the information is disclosed. Western further contends that the information is not customarily disclosed to the public and such disclosure would result in substantial competitive injury.

The Commission is of the opinion and finds that:

(1) Since the information was originally filed as a public document on February 8 and the petition for confidentiality was not filed until February 16, the Company has failed to provide sufficient evidence to support its claim.

(2) The motion should be denied without prejudice and may be refiled citing more specific grounds as to competitive or commercial harm.

(3) The information should remain on a confidential basis, pursuant to 807 KAR 5:001, Section 7(7)(c).

IT IS THEREFORE ORDERED that Western's February 16 motion for confidentiality be and it hereby is denied.

Done at Frankfort, Kentucky, this 14th day of March, 1988.

PUBLIC SERVICE COMMISSION

Richard D. Hemminger
For the Commission

ATTEST:

Executive Director