

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

REQUEST FOR CONFIDENTIAL TREATMENT OF)
INFORMATION FILED WITH WITEL, INC.'S) CASE NO. 94-175
1993 ANNUAL REPORT)

O R D E R

This matter arising upon petition of WilTel, Inc. ("WilTel"), filed April 29, 1994, pursuant to 807 KAR 5:001, Section 7, for confidential protection of its 1993 Annual Report, and it appearing to this Commission as follows:

In filing its 1993 Annual Report, WilTel has requested that the information contained in the report be maintained as confidential. WilTel has not filed a separate petition for the request nor has it stated the grounds upon which it relies in making the request.

KRS 61.872(1) requires information filed with the Commission to be available for public inspection unless specifically exempted by statute. 807 KAR 5:001, Section 7, provides the procedure for obtaining confidential protection of information claimed to be exempt from the Kentucky Open Records Act requirements of the statute. WilTel has not complied with the provisions of the regulation and its request must, therefore, be denied.

This Commission being otherwise sufficiently advised,

IT IS ORDERED that:

1. The request to protect as confidential the 1993 Annual Report of WilTel be and is hereby denied.

2. The information sought to be protected shall be held and retained by this Commission as confidential and shall not be open for public inspection for a period of 20 days from the date of this Order to allow WilTel to file a petition in accordance with the procedure set forth in 807 KAR 5:001, Section 7.

3. If at the expiration of the 20-day period WilTel has not filed a petition in accordance with the regulation, the information sought to be protected shall be placed in the public record without further Orders herein.

Done at Frankfort, Kentucky, this 9th day of May, 1994.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director