

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN EXAMINATION BY THE PUBLIC SERVICE)
COMMISSION OF THE APPLICATION OF THE)
FUEL ADJUSTMENT CLAUSE OF KENTUCKY) CASE NO. 92-493-C
UTILITIES COMPANY FROM NOVEMBER 1,)
1993 TO APRIL 30, 1994)

O R D E R

Kentucky Utilities Company ("KU") has petitioned for confidential protection of certain information pertaining to its fuel procurement practices requested in the Commission's Order of August 1, 1994. Its petition involves factual and legal issues identical to those resolved in the Commission's Order of November 30, 1995 in Case No. 92-493-B.¹

Based upon the Commission's holding in that Order and its review of the petition in this proceeding, the Commission finds that the materials in question are generally recognized as confidential and proprietary and that their disclosure to the public will create an unfair commercial advantage to the utility's competitors. This material is, therefore, exempted from public disclosure under KRS 61.878(1)(c) and should be afforded confidential treatment for a limited period.

IT IS THEREFORE ORDERED that:

1. KU's motion for confidential protection is granted.

¹ Case No. 92-493-B, An Examination by the Public Service Commission of the Application of the Fuel Adjustment Clause of Kentucky Utilities Company from May 1, 1993 to October 31, 1993.

2. All coal bids submitted in response to the Commission's Order of August 1, 1994 shall be afforded confidential protection until August 12, 1996.

3. All coal bid tabulation sheets submitted in response to the Commission's Order of August 1, 1994 shall be afforded confidential protection until August 12, 1997. KU may, at the end of this period, petition for an extension of this period. Such petition will be granted only upon a showing of good cause.

Done at Frankfort, Kentucky, this 11th day of December, 1995.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director