

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter Of:

**AN EXAMINATION OF THE
APPLICATION OF THE FUEL
ADJUSTMENT CLAUSE OF KENTUCKY
POWER COMPANY FROM
NOVEMBER 1, 2013 THROUGH APRIL
30, 2014**

CASE NO. 2014-00225

MOTION OF KENTUCKY POWER COMPANY
FOR CONFIDENTIAL TREATMENT

Kentucky Power Company (“Kentucky Power” or “Company”) moves the Public Service Commission of Kentucky pursuant to 807 KAR 5:001, Section 13(2), for an Order granting confidential treatment to Attachments 1 to its response KIUC Data Request 2-15 (“KIUC 2-15 Attachment 1”). Specifically, Kentucky Power seeks confidential treatment of the PowerTracker user’s manual which is considered Confidential Information and protected from public disclosure under licensing agreements between the Kentucky Power affiliate that operates the PowerTracker application for the Company, American Electric Power Service Corporation (“AEPSC”), and the application’s developer, Integ Enterprise Consulting, Inc. (“Integ”).

Pursuant to 807 KAR 5:001, Section 13, Kentucky Power is filing under seal a copy of KIUC 2-15 Attachment 1 in its entirety. Kentucky Power will notify the Commission when it determines the information for which confidential treatment is sought is no longer confidential.

A. The Requests And The Statutory Standard.

Kentucky Power does not object to filing the identified information for which it is seeking confidential treatment, but requests that the identified portions of the responses be excluded from the public record and public disclosure.

KRS 61.878(1)(c)(1) excludes from the Open Records Act:

Upon and after July 15, 1992, records confidentially disclosed to an agency or required to be disclosed to it, generally recognized as confidential or proprietary, which if openly disclosed would permit an unfair commercial advantage to competitors of the entity that disclosed the records.

This exception applies to the following information for which Kentucky Power is seeking confidential treatment:

- (a) Attachment 1 to Kentucky Power's Response to KIUC Data Request 2-15.

Kentucky Power seeks confidential treatment for KIUC 2-15 Attachment 1. KIUC 2-15 Attachment 1 is the most recent version in AEPSC's possession of the user's manual for the PowerTracker application used by AEPSC in after-the-fact cost reconstruction and for allocating costs between internal load and off-system sales. Under the licensing agreements between AEPSC and Integ, the PowerTracker user's manual is identified as Confidential Information. Disclosure of this information is not prohibited by the Agreement where required by law, but the protections afforded by confidential treatment are required. Failure to maintain this information as confidential could have a chilling effect on the willingness of potential software developers to enter into licensing agreements with Kentucky Power and AEPSC limiting the ability of the companies to utilize state of the art software to the detriment of the Company's customers.

B. The Identified Information is Generally Recognized As Confidential and Proprietary and Public Disclosure Of It Will Result In An Unfair Commercial Advantage for Kentucky Power's Competitors.

The identified information required to be disclosed by Kentucky Power in response to KIUC Data Request 2-15 is highly confidential. Dissemination of the information for which confidential treatment is being requested is restricted by Kentucky Power, its parent, AEP, and its affiliates (including AEPSC). The Company, AEP, and its affiliates take all reasonable measures to prevent its disclosure to the public as well as persons within the Company who do not have a need for the information. The information is not disclosed to persons outside Kentucky Power, AEP, or its affiliates. Within those organizations, the information is available only upon a confidential need-to-know basis that does not extend beyond those employees with a legitimate business need to know and act upon the identified information. In addition, Kentucky Power and AEPSC have further limited the availability of the information to ensure the integrity of the RFP process.

The confidential information should be kept confidential for the entirety of the time that AEPSC utilizes PowerTracker under its licensing agreements with Integ. Prior disclosure could result in termination of the Integ licensing agreements and deprive the Company of the ability to utilize this valuable resource to the detriment of the Company and its customers, as well as other liability.

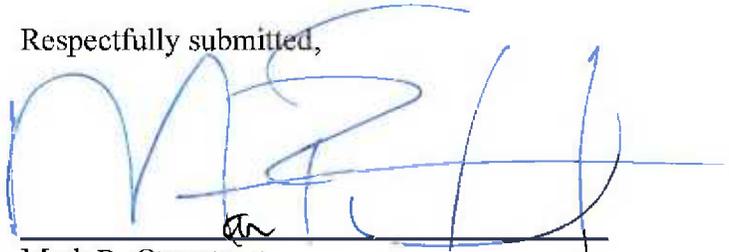
C. The Identified Information Is Required To Be Disclosed To An Agency.

The identified information is by the terms of the Commission's Order required to be disclosed to the Commission. The Commission is a "public agency" as that term is defined at KRS 61.870(1). Any filing should be subject to a confidentiality order and any party requesting such information should be required to enter into an appropriate confidentiality agreement.

WHEREFORE, Kentucky Power Company respectfully requests the Commission to enter an Order:

1. According confidential status to and withholding from public inspection the identified information; and
2. Granting Kentucky Power all further relief to which it may be entitled.

Respectfully submitted,



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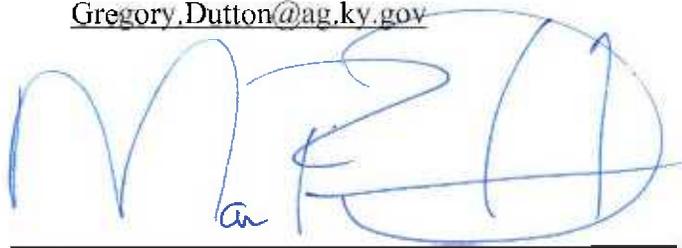
CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was filed using the Public Service Commission of Kentucky's electronic filing service, which will send an e-mail message to

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this 1st day of October 2014.

A handwritten signature in blue ink, appearing to read 'Mark R. Overstreet', is written over a horizontal line. The signature is stylized and somewhat cursive.

Mark R. Overstreet