

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY)	
UTILITIES COMPANY FOR AN)	CASE NO. 2014-00371
ADJUSTMENT OF ITS ELECTRIC)	
RATES)	

PETITION OF KENTUCKY UTILITIES COMPANY
FOR CONFIDENTIAL PROTECTION

Kentucky Utilities Company (“KU” or the “Company”) hereby petitions the Kentucky Public Service Commission (“Commission”) pursuant to 807 KAR 5:001, Section 13 to grant confidential protection for the items described herein, which KU seeks to provide in response to Item No. 2 of the Supplemental Request for Information of the Lexington-Fayette Urban County Government (“LFUCG”).¹

Confidential Contractual Information

1. Request No. 2 requests “copies of any pertinent agreements” for the use of street lights for non-lighting purposes. In response to these questions, the Company is providing certain contracts containing express provisions requiring the contracting parties to keep confidential the terms and conditions of the contract. Therefore, the Company has an implied duty under the agreements to seek the requested confidential protection based on the interests of its counterparties.

2. The information for which KU is seeking confidential treatment is not known outside of KU, and it is not disseminated within KU except to those employees with a legitimate business need to know the information.

¹ In accordance with 807 KAR 5:001, Section 8(12)(b), a copy of this Petition’s electronic transmission receipt is affixed to the paper copy of the Petition being submitted to the Commission. None of the documents attached to the Petition require redaction under the Commission’s regulation, 807 KAR 5:001, Section 4(10).

3. KU will disclose the confidential information, pursuant to a confidentiality agreement, to intervenors with a legitimate interest in this information and as required by the Commission.

4. If the Commission disagrees with this request for confidential protection, however, it must hold an evidentiary hearing (a) to protect KU's due process rights and (b) to supply with the Commission with a complete record to enable it to reach a decision with regard to this matter.² In addition, KU requests that the Commission stay for a period of at least 60 days any order requiring public disclosure of the contracts, thereby providing KU's counterparties an opportunity to request the Commission provide confidential treatment to the contracts.

1. Because the attachment to Request No. 2 is confidential in its entirety, no public version with redactions has been provided. Instead, the public version contains a slip sheet noting the entire attachment is confidential.

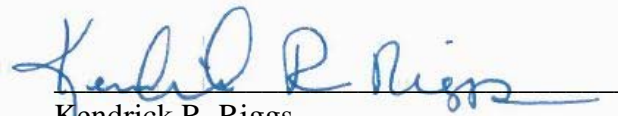
5. Due to the ongoing sensitive nature of the information at issue, the Company requests that confidential protection be granted for an indefinite period.

WHEREFORE, Kentucky Utilities Company respectfully requests that the Commission grant confidential protection for the information described herein.

² *Utility Regulatory Commission v. Kentucky Water Service Company, Inc.*, 642 S.W.2d 591, 592-94 (Ky. App. 1982).

Dated: February 20, 2015

Respectfully submitted,



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CERTIFICATE OF COMPLIANCE

This is to certify that Kentucky Utilities Company's February 20, 2015 electronic filing of the Petition for Confidential Protection is a true and accurate copy of the same document being filed in paper medium; that the electronic filing has been transmitted to the Commission on February 20, 2015; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that an original in paper medium of the Petition and an unobscured copy of the material for which confidentiality is sought sealed in an opaque envelope are being hand delivered to the Commission on February 20, 2015.



Gerald R. Nepp
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