

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

**APPLICATION OF LOUISVILLE GAS AND )**  
**ELECTRIC COMPANY FOR AN )**  
**ADJUSTMENT OF ITS ELECTRIC AND GAS ) CASE NO. 2014-00372**  
**RATES )**

**PETITION OF LOUISVILLE GAS AND ELECTRIC COMPANY**  
**FOR CONFIDENTIAL PROTECTION**

Louisville Gas and Electric Company (“LG&E” or the “Company”) hereby petitions the Kentucky Public Service Commission (“Commission”) pursuant to 807 KAR 5:001, Section 13 and KRS 61.878(1) to grant confidential protection for the items described herein, which LG&E seeks to provide in response to Items No. 1 and 4 of the Supplemental Request for Information of the Kentucky School Boards Association (“KSBA”).<sup>1</sup>

**Confidential Personal Information (KRS 61.878(1)(a))**

1. The Kentucky Open Records Act exempts from disclosure “information of a personal nature where the public disclosure thereof would constitute a clearly unwarranted invasion of personal privacy.” KRS 61.878(1)(a). Request No. 1 requests “copies of all available peak day load profiles for rate schedules GS, AES, PS-sec and TODS recorded in the last five years in the same format as the Company’s response to KSBA Question No. 2 (First Request for Information) and include the rate schedule for each account.” Request No. 4 requests a copy of “the rate schedule and description (i.e. elementary, middle, high school, office, garage, etc.) for each listed account.” In response to these questions, the Company is providing spreadsheets in response to Request No. 1 and a PDF in response to Request No. 4 that

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<sup>1</sup> 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).

delineate the information by individual KSBA customers, along with the corresponding account numbers. In accordance with the Kentucky Open Records Act, the Company does not publicly disclose account numbers and related information for specific customers. The Company seeks confidential protection for the customers' names and account numbers, and is providing redacted versions with this information obscured. The Commission has granted confidential protection to similar information in prior proceedings.<sup>2</sup>

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

3. LG&E 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 LG&E'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.<sup>3</sup>

5. In compliance with 807 KAR 5:001, Sections 8 (3) and 13 (2)(e), LG&E is filing with the Commission one paper copy that identifies by highlighting the information for which confidential protection is sought and one electronic copy with the same information obscured.

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<sup>2</sup> See, e.g., *In the Matter of: Application of Louisville Gas and Electric Company for an Adjustment of Its Electric and Gas Rates, a Certificate of Public Convenience and Necessity, Approval of Ownership of Gas Service Lines and Risers, and a Gas Line Surcharge*, Case No. 2012-00222, Order Regarding Request for Confidential Treatment (July 16, 2013).


<sup>3</sup> *Utility Regulatory Commission v. Kentucky Water Service Company, Inc.*, 642 S.W.2d 591, 592-94 (Ky. App. 1982).

6. Consistent with the Commission's prior orders, LG&E requests that the information be kept confidential for an indefinite period of time due to the personal nature of the information.<sup>4</sup>

**WHEREFORE**, Louisville Gas and Electric Company respectfully requests that the Commission grant confidential protection for the information described herein.

Dated: February 20, 2015

Respectfully submitted,



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<sup>4</sup> See, e.g., Case No. 2012-00222, Order Regarding Request for Confidential Treatment (July 16, 2013).

**CERTIFICATE OF COMPLIANCE**

This is to certify that Louisville Gas and Electric 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 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. Rigg*  
Counsel for Louisville Gas and Electric Company