

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

In the Matter of:

The Application of Kentucky Power Company for: )  
(1) A General Adjustment of Its Rates for Electric )  
Service; (2) An Order Approving Its 2014 ) Case No. 2014-00396  
Environmental Compliance Plan; (3) An Order )  
Approving Its Tariffs and Riders; and (4) An Order )  
Granting All Other Required Approvals and Relief )

**PETITION FOR CONFIDENTIAL TREATMENT**

Kentucky Power Company (“Kentucky Power” or “Company”) moves the Commission pursuant to 807 KAR 5:001, Section 13, for an Order granting confidential treatment to the identified portions of the Company’s responses to the Attorney General’s February 27, 2015 Supplemental Data Requests regarding the Company’s responses to AG 1-147 and AG 1-148. Kentucky Power is complying with its obligations under 807 KAR 5:001, Section 13(2)(e) with respect to the filing of redacted and unredacted responses to these requests.

**A. The Requests and the Statutory Standard.**

Kentucky Power does not object to producing the identified information for which it is seeking confidential treatment, but requests that the identified portions of the data requests and the Company’s response be excluded from the public record and public disclosure.

The confidential information at issue in this proceeding is protected from public disclosure under the Kentucky Open Records Act (“Act”). KRS 61.878(c)(1) excludes from the 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.

Kentucky Power seeks confidential treatment of the Attorney General's February 27, 2015 supplemental requests because they fall within this exception to the Act.

Kentucky Power seeks to protect from public disclosure the supplemental data requests<sup>1</sup> propounded by the Attorney General following his review of, and based upon, the audit documentation of Deloitte & Touche LLP, the Company's external auditor. The data requests<sup>2</sup> for which Kentucky Power seeks confidential treatment expressly reference Deloitte's audit documentation.

The Deloitte audit documentation reviewed by the Attorney General is the property of Deloitte; it is not the property Kentucky Power or its parent, American Electric Power Company, Inc. The Deloitte audit documentation referenced by the Attorney General in his supplemental data requests is part of the exclusive auditor/client relationship, and has been identified by Deloitte as "contain[ing] trade secrets and confidential commercial and financial information of Deloitte..." Further, the audit documentation is the subject of a confidentiality agreement between the Attorney General and Deloitte. Finally, protection of the confidentiality of the Deloitte audit documentation is required to maintain Deloitte's services as the Company's independent, external auditor.

**B. The Identified Information is Generally Recognized as Confidential and Proprietary and is Protected from Public Disclosure by Kentucky Power.**

The identified information for which Kentucky Power is seeking confidential protection is highly confidential. Dissemination of the information for which confidential treatment is

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<sup>1</sup> Kentucky Power is seeking confidential protection for the Attorney General's February 27, 2015 Supplemental Data Requests, but not the Company's responses. The requests are based upon and reflect the audit documentation of the Company's external auditor, Deloitte & Touche LLP. The responses, by contrast, reflect only the Company's records, and without the public disclosure of the requests to which they respond, have been determined by Kentucky Power not to disclose confidential, proprietary, or other information exempted from public disclosure under KRS 61.878.

<sup>2</sup> The requests were redacted by the Attorney General when filed with the Commission.

being requested is restricted by Kentucky Power, AEP, and, upon information and belief, Deloitte. The Company, AEP, and, upon information and belief, Deloitte, take all reasonable measures to prevent its disclosure to the public and the information is not disclosed to third parties. Within these entities, the information is available only upon a confidential need-to-know basis that does not extend beyond employees with a legitimate business need to access and act upon the information. The information is not otherwise accessible to employees of Kentucky Power, AEP, or, upon information and belief, Deloitte.

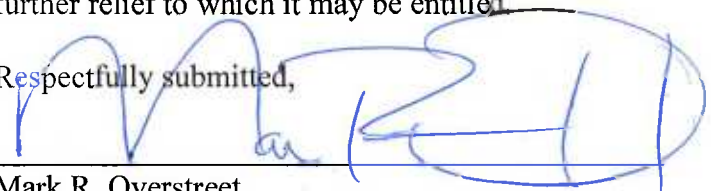
**C. The Identified Information is Required to be Disclosed to an Agency.**

The identified information is required to be disclosed to the Commission and 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 the information should be required to enter into an appropriate confidentiality agreement.

Wherefore, Kentucky Power respectfully requests the Commission enter an Order:

1. Affording 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

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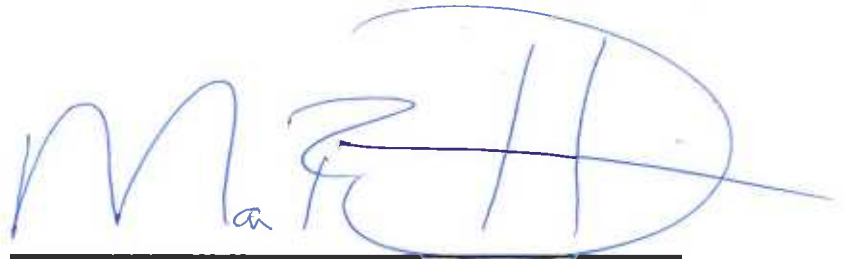
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