

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,
2012 THROUGH OCTOBER 31, 2014

CASE NO. 2014-00450

KENTUCKY POWER COMPANY'S MOTION
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 the identified portions of the following documents:

- (1) Attachment 1 to its response to Commission Staff Data Request 2-8 ("Staff 2-8");
- (2) Attachments 1 through 52 to its response KIUC Data Request 1-14 ("KIUC 1-14");
- (3) Attachment 1 to its response to KIUC Data Request 1-17 ("KIUC 1-17");
- (4) Attachment 1 to its response to KIUC Data Request 1-20 ("KIUC 1-20"); and
- (5) Attachments 2 through 5 to its response to KIUC Data Request 1-21 ("KIUC 1-21").

Specifically, Kentucky Power seeks confidential treatment of information relating to forecasted fuel costs and sales data for 2015 and 2016 (Attachment 1 to Staff 2-8), information containing customers specific data (Attachments 1 – 52 to KIUC 1-14, Attachment 1 to KIUC 1-17, and Attachment 1 to KIUC 1-20), and unit-specific heat rate curves and hourly cost and performance data (Attachments 2 through 5 to KIUC 1-21).

Pursuant to 807 KAR 5:001, Section 13, Kentucky Power is filing under seal those portions of the documents identified above containing confidential information with the confidential portions highlighted in yellow. Kentucky Power is also filing redacted versions of the affected documents. 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:

1. Attachment 1 to Kentucky Power's Response to Staff 2-8.

Kentucky Power seeks confidential treatment for the identified portions of Attachment 1 to the Company's response to KIUC 2-8. This data request seeks forecasted fuel cost, generation and sales data for the Company. This monthly and annual data is highly sensitive and confidential. Because the Company operates in the competitive electricity market, releasing this data would allow competitors to gain specific and detailed information regarding the Company's projected production and costs. In addition, competitors would be able to gain insights into the Company's potential strategies underlying market participation and generation unit activity that would not be otherwise know in the competitive marketplace.

Having insights into the Company's detailed forecasted production and cost information could allow competitors to gain insights into the Company's market strategies. This otherwise unavailable information would allow competitors to alter their own market participation strategies and gain an unfair advantage for themselves to the detriment of the Company and its customers. This harm could take the form of the Company receiving lower prices for its sales or paying higher prices for its purchases than would otherwise be the case.

Kentucky Power is seeking confidential treatment for the identified information for a period of five years. After five years, the forecasted data will be obsolete and the Company's marketing strategies may have changed so that the forecast will be obsolete and the risk of customer harm will have passed.

2. **Attachments 1 through 52 to Kentucky Power's Response to KIUC 1-14, Attachment 1 to Kentucky Power's Response to KIUC 1-17, and Attachment 1 to Kentucky Power's Response to KIUC 1-20.**

Kentucky Power seeks confidential treatment for the identified portions of Attachments 1-52¹ to its response to KIUC 1-14, Attachment 1 to its response to KIUC 1-17, and Attachment 1 to its response to KIUC 1-20 ("Wholesale Customer Attachments"). The Wholesale Customer Attachments contain customer specific information concerning purchases of electricity for Kentucky Power's two FERC all-requirements wholesale customers. This information is considered confidential by Kentucky Power's wholesale customers. Disclosure of this information would put the energy costs of Kentucky Power's wholesale customers in the public domain. The Wholesale Customer Attachments include specific customer-identifiable information that utilities and the Commission have historically treated as confidential.

¹ Attachments 1 through 49 of the Company's response to KIUC 1-14 are the Company's wholesale customer invoices for the review period. Kentucky Power seeks confidential treatment for the entirety of those invoices.

Kentucky Power seeks confidential treatment of the identified information in the Wholesale Customer Attachments indefinitely. The identified information belongs to the customer and not the utility. Absent a waiver of confidential treatment by the customer, the information should remain confidential indefinitely.

3. Attachments 2 through 5 to Kentucky Power's Response to KIUC 1-21.

Kentucky Power seeks confidential treatment for the identified portions of Attachments 2 through 5 to its response to KIUC 1-21. KIUC 1-21 Attachments 2 through 5 contain unit-specific heat rate curves and hourly cost and performance data. The detail of the information provides highly sensitive information about the unique operating, costing and performance of the Company's generating units. If disclosed publicly, the Company's competitors would be able to use this information to gain a competitive advantage over the Company in its daily participation in the PJM energy and ancillary service markets as well as the PJM capacity auctions. This detailed information is not provided publicly and could lead to direct harm to the Company's customers through higher energy and capacity costs.

Since the public release of this information could put the Company at a competitive disadvantage in the PJM capacity auctions, which are held 3 years in advance of delivery, the Company requests that the information remain confidential for a three year period beginning from the last date of the information provided.

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 Staff 2-8, KIUC 1-14, KIUC 1-17, KIUC 1-20, and KIUC 1-21 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.

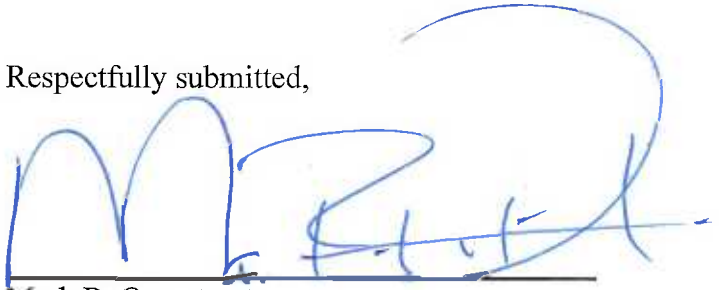
C. The Identified Information Is Required To Be Disclosed To An Agency.

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 25th day of March, 2015.



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