

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter Of:

The Application Of Kentucky Power Company)	
For: (1) Approval of A Deviation From The)	
Requirements Of 807 KAR 5:006,)	
Section 8(1)(d)(3)(d) And 807 KAR 5:006,)	
Section 11(5) To Permit The Company To Establish)	Case No. 2015-00364
Additional Means Of Making Refunds; (2) For)	
Authority To Amend Its Tariffs To Establish)	
Additional Means Of Making Refunds; And)	
(3) For All Other Required Approvals and Relief)	

Motion For Confidential Treatment

Kentucky Power 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 Company's responses to the following data requests: KPSC 1-5; KPSC 1-17; and AG 1-3(h). The identified portions of the Company's responses contain the privately negotiated terms of the Multipurpose Prepaid Card Program Agreement ("Agreement") between the Company (through the Affiliate Adoption Agreement)¹ and Citibank, N.A. Public disclosure of the identified information would provide an unfair competitive advantage to the Company's competitors and result in competitive commercial injury to Kentucky Power and its customers.

Pursuant to 807 KAR 5:001, Section 13, Kentucky Power is filing under seal those portions of the data request responses containing the identified information. Kentucky Power is also filing redacted versions of the pages.

¹ The other American Electric Power Company, Inc. operating companies also are parties to the agreement. Thus, public disclosure also would injure the Company's affiliates.

The information for which protection is sought should remain confidential for the initial two-year term of the agreement and any renewal of the Agreement. Kentucky Power will notify the Commission if it determines the information for which protection is sought no longer should be accorded confidential treatment.

A. The Requests And The Statutory Standard.

The subject data requests provide:

KPSC 1-5:

Provide a detailed list of all expenses associated with the third-party issuer incurred by Kentucky Power.

KPSC 1-17:

Provide the cost analysis for the refunds when either issuing a credit to the customers' bill, electronic funds transfer, or a check versus prepaid card.

AG 1-3(h):

Provide the contract, if any, that exists between Kentucky Power and Citibank.

The Company's responses to these data requests require the disclosure in whole or part of the terms of the Agreement.

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 identified portions of the Company's responses to KPSC 1-5, KPSC 1-17, and AG 1-3(h).

B. The Identified Portions Of The Responses Are Generally Recognized As Confidential and Proprietary and Public Disclosure Of It Will Result In An Unfair Commercial Advantage To Competitors Of Kentucky Power, Its Affiliates And Their Customers.

The Agreement was privately negotiated over a three-year period and contains terms, including pricing terms, that upon information and belief, are not otherwise available in the market. Kentucky Power is contractually obligated to maintain the confidentiality of the Agreement's terms. Public disclosure of the Agreement's terms would impede Kentucky Power's ability to obtain similarly favorable terms in any renewal of the Agreement, or in connection with any new agreement with Citibank. These less favorable terms could result in higher costs ultimately to be borne by the Company's customers.

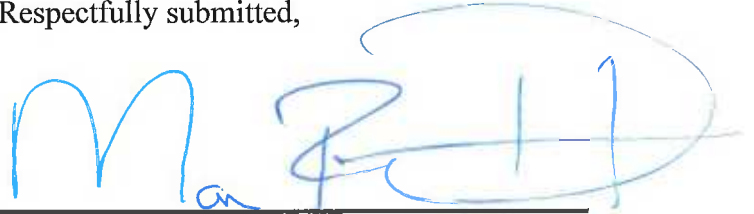
C. The Identified Information Is Required To Be Disclosed To An Agency.

The identified information is by the terms of the data requests required to be disclosed to the Commission. The Commission is a "public agency" as that term is defined at KRS 61.870(1).

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

1. According confidential status to and withholding from public inspection the identified portions of the Company's responses to KPSC 1-5, KPSC 1-17, and AG 1-3(h); and
2. Granting Kentucky Power all further relief to which it may be entitled.

Respectfully submitted,



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