

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter Of:

The Electronic Application Of Kentucky Power)
Company For Approval Of A Contract For)
Electric Service With Braidy Industries Inc.) Case No. 2018-00418

Motion For Confidential Treatment

Kentucky Power Company moves the Public Service Commission of Kentucky pursuant to 807 KAR 5:001 Section 13 for an order granting confidential treatment to the Company's response to KPCO_R_KPSC_1_14_Confidential Attachment1.pdf. Kentucky Power states as follows in support of its motion:

Kentucky Power is filing KPCO_R_KPSC_1_14_Confidential Attachment1.pdf under seal with the confidential portions highlighted in yellow. Kentucky Power is also filing a redacted version of the attachment. Kentucky Power will notify the Commission when it determines the information for which confidential treatment is sought is no longer confidential.

A. The Confidential Information and the Statutory Standard.

The Company requests that the proprietary forecasts of the Company's net energy costs set forth in KPCO_R_KPSC_1_14_Confidential Attachment1.pdf be excluded from the public record and public disclosure. Kentucky Power does not object to filing the identified information for which it is seeking confidential treatment.

KRS 61.878(1) excludes from the Open Records Act:

(c)(1) 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 attachment.

KPCO_R_KPSC_1_14_Confidential Attachment1.pdf should remain confidential until February 8, 2021. Withholding the information prior to that date will protect both the forecast and the range of subsequent forecasts.

B. The Identified Information is Generally Recognized as Confidential and Proprietary and Its Public Disclosure Will Result in an Unfair Commercial Advantage for Kentucky Power's Competitors And Suppliers.

Kentucky Power seeks confidential protection of its proprietary forecasts of the Company's net energy costs. This information is used by the Company in negotiating contracts with its customers, such as Braidy Industries, and in connection with Kentucky Power's negotiation of fuel, purchase power, and generation supply contracts. The public dissemination of the information would provide customers and potential customers, as well as fuel, purchase power, and generation supply providers, with an unfair competitive advantage in negotiations.

The public disclosure of the information would result in the Company being required to pay higher prices than it would otherwise be required to pay for fuel, purchase power, and generation supply thereby injuring Kentucky Power and its other customers. Potential special contract customers also could use the information in negotiations with the Company to negotiate lower prices than they might otherwise obtain. Either result would harm the Company and its remaining customers.

KPCO_R_KPSC_1_14_Confidential Attachment1.pdf is treated by the Company as highly confidential. Access to the information contained in the attachment is restricted by Kentucky Power, its parent, AEP, and its affiliates (including American Electric Power Service Corporation). The Company, AEP, and its affiliates take all reasonable measures to prevent its disclosure to the public as well as persons within the Company and third-party vendors 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.

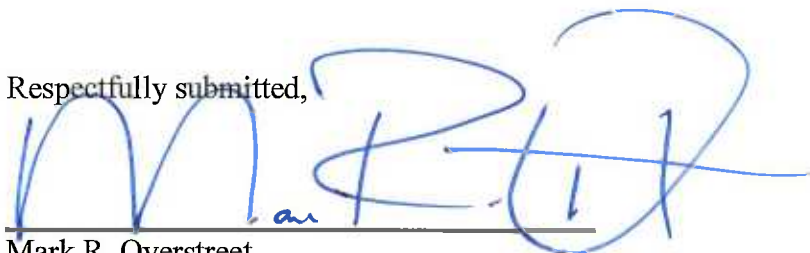
C. The Identified Information is Required to be Disclosed to an Agency.

The identified information is required to be disclosed to the Commission by the terms of the Commission's January 23, 2019 Order. The Commission is a "public agency" as that term is defined in KRS 61.870(1).

WHEREFORE, the Kentucky Power Company respectfully requests that the Commission issue an Order:

- (1) Granting the Company's motion for confidential treatment to KPCO_R_KPSC_1_14_Confidential Attachment1.pdf ; and
- (2) Granting all other relief to which Kentucky Power may be entitled.

Respectfully submitted,



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