

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF DELTA)	
NATURAL GAS COMPANY, INC. FOR AN)	
ADJUSTMENT OF ITS RATES AND A)	
CERTIFICATE OF PUBLIC)	CASE NO. 2021-00185
CONVENIENCE AND NECESSITY)	

PETITION OF DELTA NATURAL GAS COMPANY, INC.
FOR CONFIDENTIAL PROTECTION

Delta Natural Gas Company, Inc. (“Delta” 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 certain information in Delta’s response to Question No. 2 of Commission Staff’s Fifth Request for Information.

Confidential Personal Information – Customer-Identifying Information (KRS 61.878(1)(a))

1. The Kentucky Open Records Act exempts from disclosure certain private and personal information.¹ Question No. 2 of the Commission Staff’s Fifth Request for Information requests a listing of locations where Delta provides farm tap services. In response, Delta is providing an attachment that identifies customer account numbers, customer addresses, and additional information about the farm tap service. Customer account information is personal information that should not be in the public domain. Because information in response to Question No. 2 reveal personal account and address information, Delta requests through this petition that the Commission protect the confidential portions of the document from public disclosure.

¹ KRS 61.878(1)(a).

The Confidential Information Subject to this Petition

2. The information for which Delta is seeking confidential treatment pursuant to KRS 61.878 is not known outside of the utility, is not disseminated within Delta except to those employees with a legitimate business need to know and act upon the information, and is generally recognized as confidential and proprietary information within the utility industry.

3. Delta will disclose the confidential information (pursuant to a confidentiality agreement) to intervenors and others 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 Delta's due process rights and (b) to supply the Commission with a complete record to enable it to reach a decision with regard to this matter.²

5. In compliance with 807 KAR 5:001, Section 13(2)(e), Delta is filing with the Commission one copy that identifies the information for which confidential protection is sought and one copy with the same information obscured.

6. Delta respectfully requests the Commission grant confidential protection for the information described herein for at least five years.

WHEREFORE, Delta Natural Gas Company, Inc. respectfully requests the Kentucky Public Service Commission grant confidential protection for the information described herein.

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

Dated: November 8, 2021

Respectfully submitted,

Monica H. Braun

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Inc.

CERTIFICATE OF COMPLIANCE

In accordance with the Commission's Order of July 22, 2021 in Case No. 2020-00085 (Electronic Emergency Docket Related to the Novel Coronavirus COVID-19), this is to certify that the electronic filing has been transmitted to the Commission on November 8, 2021; and that there are currently no parties in this proceeding that the Commission has excused from participation by electronic means.

Monica H. Braun
