

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the matter of:

THE ELECTRONIC APPLICATION OF)	
COLUMBIA GAS OF KENTUCKY, INC.)	CASE NO.
FOR AN ADJUSTMENT OF RATES;)	2024-00092
APPROVAL OF DEPRECIATION STUDY;)	
APPROVAL OF TARIFF REVISIONS; AND)	
OTHER RELIEF)	

**COLUMBIA GAS OF KENTUCKY, INC.'S
MOTION FOR CONFIDENTIAL TREATMENT**

Comes now Columbia Gas of Kentucky, Inc., (“Columbia”), by and through counsel, pursuant to KRS 61.878, 807 KAR 5:001, Section 13 and other applicable law, and requests that the Kentucky Public Service Commission (“Commission”) afford confidential treatment to certain information filed in its Responses to Commission Staff’s Fourth Request for Information (“Staff’s Fourth Request”). In support of the motion Columbia respectfully states as follows:

1. On August 28, 2024, Commission Staff issued its Fourth Request for Information to Columbia in the above styled proceeding.
2. As part of Columbia’s responses to Staff’s Fourth Request, Item 12, Columbia is filing responses to information requests concerning sensitive business information and other confidential, proprietary and sensitive information regarding the

inner workings and business decision making strategies of Columbia. Collectively this information and these documents are hereinafter referred to as the “Confidential Information”.

3. KRS 61.878(1)(c)(1) allows confidential protection of information that is generally recognized as confidential or proprietary, which if disclosed would permit an unfair commercial advantage to competitors. KRS 61.878(1)(m) allows confidential protection of information that if disclosed could threaten public safety by disclosing critical infrastructure. The Kentucky courts have upheld these protections for information provided, *Zink v. Department of Workers Claims, Labor Cabinet*, 902 S.W.2d 825 (Ky. App. 1994); *Hoy v. Kentucky Industrial Revitalization Authority*, 907 S.W.2d 766, 768 (Ky. 1995).

4. The response to Staff’s Fourth Request, Item 12 is accompanied by two attachments. Both of these attachments contain information based upon assumptions and projects regarding forward-looking earnings-related information or stock-based information for Columbia’s parent company that may be considered material, non-public information. Release of this material, non-public information would permit an unfair commercial advantage to competitors.

5. Columbia does not object to limited disclosure of the Confidential Information, pursuant to an acceptable confidentiality and nondisclosure agreement, to any intervenors with a legitimate interest in reviewing the same for the sole purpose of

participating in this case. However, Columbia reserves the right to object to sharing the Confidential Information with any party that may have a mixed-motive for accessing the Confidential Information, that may be a competitor of Columbia in any market, who may have a commercial conflict of interest or for any other reason.

6. In accordance with the provisions of 807 KAR 5:001, Section 13(2), Columbia is providing one copy of the Confidential Information separately under seal. The filing of the Confidential Information is noted in the public version of Columbia's responses, which include, to the extent practical, redacted copies of such information.

7. In accordance with the provisions of 807 KAR 5:001, Section 13(3), Columbia respectfully requests that the documents be withheld from public disclosure for an indefinite period.

WHEREFORE, on the basis of the foregoing, Columbia respectfully requests the Commission to enter an Order granting this Motion for Confidential Treatment and to so afford such protection from public disclosure to the unredacted copies of Confidential Information, which is filed herewith under seal, for the periods set forth herein.

This the 11th day of September, 2024.

Respectfully submitted,

/s/ John R. Ryan

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CERTIFICATE OF SERVICE

This is to certify that the foregoing electronic filing was transmitted to the Commission for filing on September 11, 2024; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; by virtue of the Commission's July 22, 2021 Order in Case No. 2020-00085, no paper copies of this filing will be made.

/s/ John R. Ryan

Counsel for Columbia Gas of Kentucky, Inc.