

of infrastructure that is used to allow tenants of Twin Diamond's townhouses to utilize the drinking water purchased from Mountain Water District.

3. Accordingly, pursuant to KRS 61.878(1)(m)(1), Twin Diamond seeks confidential treatment of the portion of its response to PSC No. 1-5 that discloses the latitude and longitude of the pumphouse and CONFIDENTIAL Exhibit PSC 1-5, which is a survey of the property upon which the pumphouse is located. The Commission has previously treated the location of critical infrastructure confidentially. *See, e.g., In Re Electronic Application of Kentucky Utilities*, Case No. 2020-00349 (Ky. PSC Dec. 7, 2021) ("KRS 61.878(1)(m), which prohibits public disclosure of critical infrastructure systems").

4. The Confidential Information is not publicly available, is not disseminated within Twin Diamond except to those employees and professionals with a legitimate business need to know and act upon the information, and are not disseminated to others without a legitimate need to know and act upon the information.

5. If the Commission grants the relief sought in this Motion, Twin Diamond requests that the Confidential Information remain confidentially indefinitely. 807 KAR 5:001, Section 13(2)(a)(2).

6. Based on the foregoing, the Confidential Information is entitled to confidential protection. If the Commission disagrees, then the Commission should allow Twin Diamond to request an evidentiary hearing to protect its due process rights and to supply the Commission with a complete record to enable it to reach a decision with regard to this filing. *See Util. Reg. Comm'n v. Ky. Water Serv. Co., Inc.*, 642 S.W.2d 591 (Ky. App. 1982).

7. A copy of this motion with the Confidential Information redacted has been served on all parties to this proceeding through the use of electronic filing. *See* 807 KAR 5:001, Section 13(b).

WHEREFORE, Twin Diamond respectfully requests that the Commission classify and protect the Confidential Information as confidential for the period(s) requested above.

This the 13th day of August, 2025.

Respectfully submitted,

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Certification

I hereby certify that a copy of this Motion has been served electronically on all parties of record through the use of the Commission's electronic filing system, and there are currently no parties that the Commission has excused from participation by electronic means. Pursuant to the Commission's July 22, 2021 Order in Case No. 2020-00085, a paper copy of this filing has not been transmitted to the Commission.

/s/R. Brooks Herrick
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