

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION FOR AN)	
ALTERNATIVE ADJUSTMENT OF RATES)	CASE NO.
FOR MEADE COUNTY RURAL ELECTRIC)	2025-00159
COOPERATIVE CORPORATION PURSUANT)	
TO 807 KAR 5:078)	

MOTION FOR CONFIDENTIAL TREATMENT

Comes now Meade County Rural Electric Cooperative Corporation (“Meade County RECC”) by counsel, pursuant to KRS 61.878, 807 KAR 5:001 Section 13, and other applicable law, and respectfully moves the Commission to afford confidential treatment to certain information and documents filed by Meade County RECC in response to the Commission Staff’s First Request for Information (“Staff’s First Request”) and the Attorney General’s First Request for Information (“Attorney General’s First Request”) Application in the above-styled matter. In support of this request, Meade County RECC states as follows:

1. On July 15, 2025, Meade County RECC filed its Application for an adjustment of rates. On August 12, 2025, Commission Staff filed Staff’s First Request, and on August 15, 2025, the Attorney General filed the Attorney General’s First Request. Meade County RECC is filing responses to those requests for information contemporaneously with this Motion.

2. Meade County RECC requests the Commission to afford confidential protection to certain information being filed by Meade County RECC in response to Staff’s First Request and the Attorney General’s First Request. The information provided is proprietary, personal, confidential, sensitive, and commercially valuable information. The attachments provided in

response to Staff's First Request, Items 4 and 6 contain multiple wage and salary comparisons conducted by a third-party. The attachment provided in response to the Attorney General's First Request, Item 4(c) contains Meade County RECC's load forecast. The attachment provided in response to the Attorney General's First Request, Item 7, 9, and 10 contains the salary information for all Meade County RECC's employees. All of this information is collectively referred to as the "Confidential Information." If disclosed, this information would give a competitive advantage to competitors and would be an unwarranted invasion of personal privacy.

3. The Kentucky Open Records Act and applicable precedent exempts the Confidential Information from disclosure, including KRS 61.878(1)(a); KRS 61.878(1)(c)(1); *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). As stated above, the public disclosure of the Confidential Information would potentially harm Meade County RECC's competitive position in the marketplace which would be to the detriment of Meade County RECC and its members. Additionally, the Confidential Information is publicly unavailable, and its confidentiality is critical to Meade County RECC's effective execution of business decisions and strategy. The information is also personal to the employees and would be an unwarranted invasion of privacy if disclosed. For these reasons, the Confidential Information satisfies both the statutory and common law standards for affording confidential treatment.

4. The attachments provided in response to the Staff's First Request, Item 4 and Item 6 contains wage and salary studies that were conducted by a third-party. This information should be granted confidential treatment pursuant to KRS 61.878(1)(c)(1) because the disclosure of the wage and salary studies would harm Meade County RECC's place in the marketplace because it must compete with other employers in the hiring and retention of employees. Additionally, the

wage and salary studies were completed by a third-party and that party has not granted permission to disclose the studies.

5. The attachment provided in response to the Attorney General's First Request, Item 4(c) contains Meade County RECC's load forecast. This document contains sensitive and confidential information which is forecasted and not finalized. The information is retained by Meade County RECC on "need to know" basis and is generally recognized as confidential and proprietary and should be granted confidential treatment pursuant to KRS 61.878(1)(c)(1).

6. The attachment provided response to Attorney General's First Request, Item 7, Item 9, and Item 10, Meade County RECC provided an Excel spreadsheet containing employee wage and salary information. Meade County RECC is requesting confidential treatment of the titles of the positions and employee numbers due to the small size of the utility. If the titles of the positions are disclosed, all employees and members of the public would be able to discern which salary belongs to each individual and should therefore be granted protection pursuant to KRS 61.878(1)(a). This is personal and confidential information for those individual employees which would be an invasion of personal privacy and could give Meade County's competitors recruiting and hiring advantages and therefore this information should not be publicly disclosed.

7. Meade County RECC does not object to limited disclosure of the Confidential Information described herein, pursuant to a confidentiality agreement, to intervenors with a legitimate interest in reviewing the same for the sole purpose of participating in this case.

8. Meade County RECC is requesting confidential protection for the entirety of the documents being provided in response to Staff's First Request, Item 4 and Item 6, and Attorney General's First Request Item 4(c). Since confidential treatment is requested for the entirety of these documents, Meade County RECC is not providing the documents with highlights. Meade

County RECC is providing a copy of the response to the Attorney General's First Request, Item 7, Item 8, and Item 9 with highlights and providing a redacted copy in the public record.

9. In accordance with the provisions of 807 KAR 5:001 Section 13(2), Meade County RECC respectfully requests that the Confidential Information be withheld from public disclosure for an indefinite period.

10. If, and to the extent, the Confidential Information becomes publicly available or otherwise no longer warrants confidential treatment, Meade County RECC will notify the Commission and seek to have confidential protection removed, pursuant to 807 KAR 5:001 Section 13(10).

WHEREFORE, on the basis of the foregoing, Meade County RECC respectfully requests that the Commission classify and protect as confidential the specific Confidential Information described herein for an indefinite period.

This the 29th day of August, 2025.

Respectfully submitted,

Heather S. Temple

L. Allyson Honaker
Heather S. Temple
Meredith Cave
HONAKER LAW OFFICE PLLC
1795 Alysheba Way, Suite 1203
Lexington, Kentucky 40509
(859) 368-8803
allyson@hloky.com
heather@hloky.com
meredith@hloky.com

Counsel for Meade County RECC

CERTIFICATE OF SERVICE

This is to certify that the electronic filing was transmitted to the Commission on August 29, 2025 and that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding. Pursuant to the Commission's July 22, 2021 Order in Case No. 2020-00085 no paper copies of this filing will be made.

Heather S. Temple

Counsel for Meade County RECC