

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

Electronic Application Of Kentucky Power Company	)	
For Approval Of (1) A Certificate Of Public	)	
Convenience And Necessity To Make The Capital	)	
Investments Necessary To Continue Taking Capacity	)	
And Energy From The Mitchell Generating Station	)	Case No. 2025-00175
After December 31, 2028, (2) An Amended	)	
Environmental Compliance Plan, (3) Revised	)	
Environmental Surcharge Tariff Sheets, And (4) All	)	
Other Required Approvals And Relief	)	

Kentucky Power Company's Motion For Confidential Treatment

Kentucky Power Company ("Kentucky Power" or "Company") moves the Public Service Commission of Kentucky ("Commission") pursuant to 807 KAR 5:001, Section 13(2), for an order granting confidential treatment to the identified portions of the Supplemental Direct Testimony of Company Witness Alex E. Vaughan, specifically the identified portions of Table AEV-SD1 and Table AEV-SD3.

Pursuant to 807 KAR 5:001, Section 13, Kentucky Power is filing a redacted version of the document. Kentucky Power will notify the Commission when it determines the information for which confidential treatment is sought is no longer confidential.

A. The Requests and the Statutory Standard.

Kentucky Power does not object to filing the identified information for which it is seeking confidential treatment, but requests that the identified portion of identified portions of Table AEV-SD1 and Table AEV-SD3 be excluded from the public record and public disclosure.

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 identified information:

1. Table AEV-SD1 and Table AEV-SD3

Table AEV-SD1 summarizes the options Kentucky Power is evaluating for addressing the structural needs of the Mitchell Unit 2 cooling tower. This summary includes current costs estimates for each option under review and the associated operational impacts of each option.

Table AEV-SD3 identifies the results of a cost of service economic analysis prepared by Company Witness Vaughan to evaluate potential post-2031 environmental compliance options for the Mitchell Plant incorporating the estimated costs of implementing options for addressing the structural needs of the Mitchell Unit 2 cooling tower. The results of this evaluation include information regarding potential Mitchell Plant operations in each compliance alternative as well as the estimated costs to implement and revenue requirement impacts of each compliance alternative. The analysis was performed utilizing forecasts and other assumptions regarding market performance and costs in the future.

The disclosure of the identified information in Table AEV-SD1 and Table AEV-SD3 would unfairly prejudice Kentucky Power and its customers, by permitting an unfair commercial advantage to Kentucky Power's competitors and suppliers. Public disclosure of such project cost data and operating information could prove damaging to the Company in both current and future competitive marketplaces, and would place Kentucky Power at a significant disadvantage in the marketplace. If Kentucky Power's costs and operating projections are publicly known, competitors and suppliers can formulate competitive bidding strategies that will hamper the Company's ability to compete against them, cause Kentucky Power's units to operate/sell less, and ultimately cost more to operate, thereby resulting in higher costs for the Company's customers.

Moreover, disclosure of the cost estimates in Table AEV-SD1 and Table AEV-SD3 would create a “price floor” for contractors and equipment suppliers bidding in response to requests for proposals to implement a chosen alternative. This could make the implementation project more expensive to the detriment of Kentucky Power’s customers.

The identified portions of Table AEV-SD1 and Table AEV-SD3 should be kept confidential indefinitely.¹

B. The Identified Information is Generally Recognized as Confidential and Proprietary and Public Disclosure of it Will Result in an Unfair Commercial Advantage for Kentucky Power’s Competitors.

The identified portions of Table AEV-SD1 and Table AEV-SD3 are highly confidential. Dissemination of the information for which confidential treatment is being requested 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 in order to comply with the requirements in 807 KAR 5:001, Section 14(1) and Section 15(2)(a) to identify the facts

¹ Kentucky Power sought confidential treatment of similar information contained in Table AEV-2 in Company Witness Vaughan’s Direct Testimony and Errata Testimony by motions dated June 30, 2025 and September 3, 2025, respectively. These motions remain outstanding.

upon which an application is based. The Commission is a “public agency” as that term is defined in KRS 61.870(1).

WHEREFORE, Kentucky Power Company respectfully requests the Commission to enter an Order:

1. According confidential status to and withholding from public inspection indefinitely the information contained in the identified portions of Table AEV-SD1 and Table AEV-SD3; and
2. Granting Kentucky Power all further relief to which it may be entitled.

Respectfully submitted,



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