

**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 the "Company") moves the Public Service Commission of Kentucky (the "Commission") pursuant to 807 KAR 5:001, Section 13(2), and KRS 61.878(1)(c) for an Order granting confidential treatment to the identified portion of the Company's Post-Hearing Brief. Specifically, Kentucky Power seeks confidential treatment of the identified portions of Table AEV-2 and Table AEV-SD3 included in the Post-Hearing Brief. Pursuant to 807 KAR 5:001, Section 13, Kentucky Power is filing a redacted version of the document.

A.     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 portions of these documents 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-2 and Table AEV-SD3.**

Table AEV-2 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. Kentucky Power sought confidential treatment of Table AEV-2 on June 30, 2025 when included in the original Direct Testimony of Company Witness Vaughan and again on September 3, 2025 when an updated version of the table was included in Company Witness Vaughan's Errata Testimony. Table AEV-SD3 provides a similar cost of service economic analysis to evaluate potential post-2031 environmental compliance options for the Mitchell Plant, but incorporates the estimated costs of implementing options for addressing the structural needs of the Mitchell Unit 2 cooling tower. Kentucky Power sought confidential treatment of Table AEV-SD3 on October 10, 2025 when included in the Supplemental Testimony of Company Witness Vaughan.

The results of these evaluations 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-2 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 estimated costs for each compliance alternative 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-2 and Table AEV-SD3 in the Company's Post-Hearing Brief should be kept confidential indefinitely.

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 information in the Company's Post-Hearing Brief is 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.

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

1. According confidential status to and withholding from public inspection indefinitely the identified portions of the Company's Post-Hearing Brief; and

2. Granting Kentucky Power all further relief to which it may be entitled.

Respectfully submitted,



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