

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY	)	
FRONTIER GAS, LLC FOR AN ALTERNATIVE	)	Case No
RATE FILING PURSUANT TO 807 KAR 5:076	)	2025-00277
AND OTHER GENERAL RELIEF	)	

MOTION FOR CONFIDENTIAL TREATMENT

Comes now Kentucky Frontier Gas, LLC (“Kentucky Frontier”), by and through counsel, pursuant to KRS 61.878, 807 KAR 5:001, Section 13 and other applicable law, and for its motion requesting that the Kentucky Public Service Commission (“Commission”) afford confidential treatment to certain information filed with its Application in this matter. In support of its motion, Kentucky Frontier hereby states as follows:

1. Kentucky Frontier’s Responses to Staff’s First Request for Information includes items which involve the discussion or identification of information that is confidential and proprietary including the following:

- Request No. 7 asks for certificates of insurance and most recent invoices for general liability, workers’ compensation, automobile, property, and casualty for 2024 and 2025.
- Request No. 9 seeks an excel spreadsheet showing each position, job title, hours worked, pay rates, total wages paid, and total FICA cost for each employee for the year ended December 31, 2024 and 2025 to date including hire and termination dates. Kentucky Frontier seeks confidential treatment for the employee job titles.

2. Collectively, the information described above is designated as the “Confidential Information” for which protection is sought under KRS 61.878(1)(c)(1). Disclosure of the Confidential Information would permit an unfair commercial advantage to third parties and present an unnecessary and unreasonable infringement upon Kentucky Frontier’s legitimate privacy concerns.

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). The public disclosure of the Confidential Information would harm Kentucky Frontier’s competitive position in the marketplace by offering competitors insights into operating costs, resource investment calculations, anticipated load growth, the impact to future year revenue requirements, and system average costs of Kentucky Frontier that are not otherwise publicly available and would be to the detriment of Kentucky Frontier. Additionally, the Confidential Information is publicly unavailable. The confidentiality of this information is critical to Kentucky Frontier’s effective execution of business decisions and strategy. For these reasons, the Confidential Information satisfies both the statutory and common law standards for affording confidential treatment.

4. Regarding the information sought by Request No. 7, Kentucky Frontier has worked to get the best market price for insurance coverage and at times has recently found it difficult to obtain coverage for a small gas utility and therefore seeks confidential treatment of the insurance premiums being paid and the companies that are providing insurance coverage. Confidential treatment of the insurance premiums and names of the companies providing insurance will protect Kentucky Frontier’s position in the market and its ability to maintain insurance coverage.

Disclosure of this information could make it more difficult for Kentucky Frontier to obtain insurance in the future should it ever lose coverage or need to switch coverage for any reason. This information is confidential and proprietary and typically only disclosed on a need-to-know basis.

5. Regarding the information sought by Request No. 9, Kentucky Frontier is a small utility with few employees. Revelation of employee titles would easily allow discovery of what salary is being paid to which employees, thereby harming Kentucky Frontier's ability to competitively hire and retain employees. Kentucky Frontier's competitors, if given access to this information, could harm Kentucky Frontier's position in the market.

6. Overall, the Confidential Information consists of sensitive and proprietary information that is retained by Kentucky Frontier on a "need-to-know" basis. The Confidential Information is distributed within Kentucky Frontier only to those employees who must have access for business reasons and is generally recognized as confidential and proprietary in the energy industry.

7. Kentucky Frontier does not object to limited disclosure of the Confidential Information, pursuant to an acceptable confidentiality and nondisclosure agreement, to intervenors with a legitimate interest in reviewing same for the sole purpose of participating in this case. Kentucky Frontier reserves the right to object to providing the Confidential Information to any intervenor if said provision could result in liability to Kentucky Frontier under any Confidentiality Agreement or Non-Disclosure Agreement.

8. In accordance with the provisions of 807 KAR 5:001, Section 13(2), Kentucky Frontier is filing separately under seal one (1) unredacted copy of each of the attachments. Kentucky Frontier is redacting and noting in the public version of the filing all of the confidential responses.

9. In accordance with the provisions of 807 KAR 5:001, Section 13(2), Kentucky Frontier 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, Kentucky Frontier will notify the Commission and have its confidential status removed, pursuant to 807 KAR 5:001 Section 13(10).

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

This the 17th day of October 2025

Respectfully submitted,



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CERTIFICATE OF SERVICE

This is to certify that the foregoing electronic filing was transmitted to the Commission on October 17, 2025, and that there are no parties that the Commission has excused from participation by electronic means in this proceeding. Pursuant to prior Commission Orders, no paper copies of this filing will be made.



Counsel for Kentucky Frontier Gas, LLC