

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF JACKSON)
PURCHASE ENERGY CORPORATION FOR) CASE NO.
AUTHORITY TO EXTEND ITS DEBT LIMIT;) 2026-00033
ESTABLISH A PERPETUAL LINE OF CREDIT;)
AND ENTER DEBT OBLIGATIONS)

MOTION FOR CONFIDENTIAL TREATMENT

Comes now Jackson Purchase Energy Corporation (“Jackson Purchase”), 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 Jackson Purchase in its Application in the above-styled matter. In support of this request, Jackson Purchase states as follows:

1. Contemporaneously with this Motion, Jackson Purchase is filing its application to enter into evidence of indebtedness. Jackson Purchase requests the Commission to afford confidential protection to certain information being filed by Jackson Purchase with the Application. The information provided is proprietary, confidential, sensitive, and commercially valuable information. The Application, Exhibit 5 contains Jackson Purchase’s Restated Mortgage and Security Agreement (“Mortgage”) with Untied States Department of Agriculture (“USDA”) Rural Utility Service (“RUS”). This information is referred to as the “Confidential Information.”

2. The Kentucky Open Records Act and applicable precedent exempts the Confidential Information from disclosure, including KRS 61.878(1)(c)(1); *Zink v. Department of*

Workers Claims, Labor Cabinet, 902 S.W.2d 825 (Ky. App. 1994); and, *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 Jackson Purchase's competitive position in the marketplace which would be to the detriment of Jackson Purchase. Additionally, the Confidential Information is publicly unavailable, and its confidentiality is critical to Jackson Purchase'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.

3. The Mortgage provided in the Application, Exhibit 5 contains all of the terms regarding the Mortgage. The response to Staff's Third Request, Item 3 contains information regarding Jackson Purchase system and the ability to remotely control load. Jackson Purchase believes this information should be granted confidential treatment pursuant to KRS 61.878(1)(c)(1). As explained in the Application and supporting documents, the Mortgage is not a mortgage an individual uses to purchase a dwelling. Jackson Purchase's Mortgage is essentially its original agreement with RUS for any borrowing. This document contains information regarding covenants and terms that have not been made public. These documents are generally recognized as confidential and proprietary and if they are made public Jackson Purchase would permit an unfair commercial advantage.

4. The Confidential Information clearly contains private information and is commercially valuable. The Confidential Information is proprietary information that is retained by Jackson Purchase on a "need-to-know" basis and is only distributed by Jackson Purchase only to those holding select positions who must have access for business reasons, and it is generally recognized as confidential and proprietary in the utility industry and elsewhere.

5. Jackson Purchase 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.

6. Jackson Purchase is requesting confidential protection for the entirety of Exhibit 5, so pursuant to 807 KAR 5:001, Section 13(2)(a)3.b a redacted version of the Confidential Information is not being filed. The filing of the Confidential Information is noted in the public version of all the responses.

7. Also, in accordance with the provisions of 807 KAR 5:001 Section 13(2), Jackson Purchase respectfully requests that the Confidential Information be withheld from public disclosure for an indefinite period.

8. If, and to the extent, the Confidential Information becomes publicly available or otherwise no longer warrants confidential treatment, Jackson Purchase 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, Jackson Purchase respectfully requests that the Commission classify and protect as confidential the specific Confidential Information described herein for an indefinite period.

This the 12th day of February 2026.

Respectfully submitted,

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CERTIFICATE OF SERVICE

This is to certify that the electronic filing was transmitted to the Commission on February 12, 2026, 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 Jackson Purchase Energy Corporation