

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

In the Matter of:

ELECTRONIC APPLICATION OF TAYLOR	)	
COUNTY RURAL ELECTRIC	)	
COOPERATIVE CORPORATION FOR A	)	Case No. 2026-00098
CRTIFICATE OF PUBLIC CONVENIENCE	)	
FOR CONSTRUCTION OF ITS NEW	)	
HEADQUARTERS FACILITY	)	

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**MOTION FOR CONFIDENTIAL TREATMENT**

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Comes now Taylor County Rural Electric Cooperative Corporation (“Taylor County”), 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 Taylor County in response to the requests for information propounded by Commission Staff. In support of this request, Taylor County states as follows:

1. Taylor County filed an application for a Certificate of Public Convenience and Necessity (“CPCN”) on April 17, 2026. On June 10, 2026, Commission Staff issued its Second Request for Information (“Staff’s Second Request”). Taylor County is filing responses to those requests for information contemporaneously herewith.

2. Taylor County requests the Commission to afford confidential protection to certain information being filed by Taylor County in response to Staff’s Second Request, Item 4 which contains responses to a request for proposals (“RFP”) from non-selected bidders. The information provided is proprietary, personal, confidential, sensitive, and commercially valuable information. This information is collectively referred to as the “Confidential Information.”

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 Taylor County's competitive position in the marketplace which would be to the detriment of Taylor County. Additionally, the Confidential Information is publicly unavailable, and its confidentiality is critical to Taylor County'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 response to the Staff's Second Request, Item 4 contains the responses to request for proposals for architectural and engineering work for the new headquarters. Taylor County operates in a competitive environment especially with regard to the selection of engineers for various projects. If this information was disclosed Taylor County would be placed at a disadvantage because the companies bidding would know the other bids Taylor County has received. The non-selected bids should be granted confidential protection pursuant to KRS 61.878(1)(c)(1).

5. The Confidential Information clearly contains private information and is commercially valuable. The Confidential Information is proprietary information that is retained by Taylor County on a "need-to-know" basis and is only distributed by Taylor County 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.

6. Taylor County 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.

7. Taylor County is requesting confidential protection for the entirety of the documents provided in response to Staff's Second Request Item 2-4(a) and therefore the document is not being provided with highlights. The filing of the Confidential Information is noted in the public version of all the responses.

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

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

This the 24<sup>th</sup> day of June 2026.

Respectfully submitted,

*Heather S. Temple*

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**CERTIFICATE OF SERVICE**

This is to certify that the electronic filing was transmitted to the Commission on June 24, 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*

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*Counsel for Taylor County Cooperative, Inc.*