

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

**APPLICATION OF DELTA NATURAL
GAS COMPANY, INC. FOR APPROVAL
OF AN ECONOMIC DEVELOPMENT
EXTENSION AND REGULATORY ASSET**

CASE NO. 2026-00123

**DELTA NATURAL GAS COMPANY, INC.'S
PETITION FOR CONFIDENTIAL PROTECTION**

Delta Natural Gas Company, Inc. (“Delta”), by counsel, pursuant to 807 KAR 5:001, Section 13, hereby petitions the Public Service Commission (“Commission”) to grant confidential protection for information that it is providing in response to Item No. 1(a) of Commission Staff’s First Request for Information. In support of its Petition, Delta states as follows:

1. Item No. 1(a) requests “Provide the name and number of customers that are served at the Lincoln County Industrial Park through Delta’s last economic development extension (EDX), an estimate of their collective annual usage, and the date they started taking service.” In response to this request, Delta is identifying the name of a customer, as well as the customer’s usage information.

2. The Kentucky Open Records Act exempts from disclosure certain private and personal information.¹ The identification of specific customer data is personal information that

¹ KRS 61.878(1)(a).

should not be in the public domain. The Commission has previously granted confidential protection to similar customer-identifying information.²

3. The information for which Delta is seeking confidential treatment is not known outside of Delta (with the exception of the customer having awareness of its own information), is not disseminated within Delta except to those employees with a legitimate business need to know and act upon the information and is generally recognized as confidential and proprietary information in the energy industry.

4. If the Commission disagrees with this request for confidential protection, it must hold an evidentiary hearing (a) to protect Delta's due process rights and (b) to supply the Commission with a complete record to enable it to reach a decision with regard to this matter.³

5. Because the response to Item No. 1(a) is not entirely confidential, Delta is filing with the Commission one electronic copy that identifies with redactions the information for which confidential protection is sought.

6. Due to the personally sensitive nature of customer-identifying information, Delta requests that the customer-identifying information contained in the response to Item No. 1(a) remain confidential indefinitely.

WHEREFORE, Delta Natural Gas Company, Inc. respectfully requests that the Commission issue an order granting protection from public disclosure for the confidential information specifically described in this petition.

² *Application of Kentucky Utilities Company for an Adjustment of its Electric Rates*, Case No. 2012-000221, Order at 1-2 (Ky. PSC July 25, 2013); *Electronic Application of Big Rivers Electric Corporation for a Certificate of Public Convenience and Necessity to Construct a 161 kV Transmission Line in Henderson County, Kentucky*, Case No. 2022-00012, Order at 3 (Ky. PSC June 3, 2022).

³ *Utility Regulatory Commission v. Kentucky Water Service Company, Inc.*, 642 S.W.2d 591, 592-94 (Ky. App. 1982).

Dated June 4, 2026

Respectfully submitted,

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CERTIFICATE OF COMPLIANCE

In accordance with 807 KAR 5:001, Section 8(7), this is to certify that Delta's June 4, 2026 electronic filing has been transmitted to the Commission on June 4, 2026; and that there are currently no parties that the Commission has excused from participation by electronic means.

s/Monica H. Braun
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Inc.