

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC PURCHASED GAS	)	
ADJUSTMENT FILING OF KENTUCKY	)	Case No.
FRONTIER GAS, LLC	)	2026-00177

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 in its responses to data requests in this matter. In support of its motion, Kentucky Frontier hereby states as follows:

1. Kentucky Frontier’s response to the Commission’s request for information contained in Appendix B to the Final Order dated April 30, 2026 in Case No 2026-00074 which is being filed in the above referenced matter, per the order, includes a copy of the contract between Kentucky Frontier and DLR Enterprises, Inc. (“DLR”) for which Kentucky Frontier is seeking confidential treatment.

2. 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 and the privacy rights of Kentucky Frontier’s employees.

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 the wages paid to Kentucky Frontier's employees, to the detriment of Kentucky Frontier and its employees when coupled with the prior filings that have been made on this same topic in this proceeding. This information is not otherwise publicly available. 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. The contract between Kentucky Frontier and DLR is not publicly available. Such contracts are generally considered confidential as they contain proprietary pricing information and negotiated contract terms and conditions that are maintained as confidential between the contracting parties. Public disclosure of this contract would place Kentucky Frontier at a disadvantage and third parties may be less willing to negotiate with Kentucky Frontier out of fear that their sensitive and competitive pricing and contractual terms would be made public.

5. 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.

6. 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.

7. 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 the exhibit. Kentucky Frontier is noting in the public version of the filing the confidential information.

8. 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.

9. 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 1st day of July 2026.

Respectfully submitted,



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CERTIFICATE OF SERVICE

This is to certify that the foregoing electronic filing was transmitted to the Commission on July 1, 2026, 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