COMMONWEALTH OF KENTUCKY
BEFORE THE KENTUCKY STATE BOARD ON
ELECTRIC GENERATION AND TRANSMISSION SITING

In the Matter of:

ELECTRONIC APPLICATION OF STMO BN, LLC (STARFIRE) FOR A CERTIFICATE OF CONSTRUCTION FOR AN APPROXIMATELY 200 MEGAWATT MERCHANT SOLAR ELECTRIC GENERATING FACILITY AND NONREGULATED ELECTRIC TRANSMISSION LINE IN KNOTT AND PERRY COUNTIES, KENTUCKY PURSUANT TO KRS 278.700 AND 807 KAR 5:110	)	Case No. 2026-00180

PETITION FOR CONFIDENTIAL TREATMENT

Comes now STMO Bn, LLC (the "Applicant" or "Starfire"), by and through counsel, pursuant to KRS 61.878, 807 KAR 5:110, Section 5, and 807 KAR 5:001, Section 13, and seeks confidential treatment for certain information filed in response to the Kentucky State Board on Electric Generation and Transmission Siting ("Siting Board") Staff's October 2, 2026 First Request for Information.

Siting Board Staff's request number 1 asks for copies of the leases or purchase agreements, including options, separate agreements, or deeds which Starfire has entered into in connection with the proposed solar facility, including the agreements for each of the parcels of the project ("Site Control Documents"). Starfire is seeking confidential treatment for the material terms and personal information contained within the Site Control Documents as follows.

Specifically, Starfire is seeking protection of phone numbers and email addresses for landowners that have executed lease agreements and other agreements with Starfire. Per 807 KAR 5:001, Section 4(10)(a)(7), the address, phone number, or email address of an individual who is not a party and has not requested to be a party should be redacted and kept confidential. Starfire has redacted the address and email address for the landowners. The physical addresses for

participating landowners will remain unredacted because these property addresses have already been made public through the nature of requesting siting approval.

Starfire also requests confidential protection of the material terms contained in the Site Control Documents, including information regarding the payments made to these counterparties. Material terms with respect to these agreements include information such as the lease amounts; escalation of lease payments; remedies available to the parties for nonperformance of terms; economic terms other than leases rates and related escalations such as signing payments, crop damage calculations, construction rent amounts, extension fees, and holdover rent amounts; the structure of the lease term including the outside date for rent commencement; and treatment of taxes related to the transaction.

Per KRS 61.878(1)(c)(1) records confidentially disclosed to the Siting Board that are generally recognized as confidential or proprietary, which if disclosed would permit an unfair competitive advantage, should be deemed as confidential and protected from public disclosure. Starfire's Site Control Documents reveal commercially sensitive information regarding the internal ability and workings of Starfire and its affiliates — in particular, how they evaluate certain land areas for projects, evaluate potential networks, and respond to various issues that arise in merchant solar projects, including negotiated prices and terms for property rights. The price terms negotiated and form provisions, and related acquisition strategy then demonstrate innovative and proprietary processes developed through experience and used by Starfire and its affiliates to develop these facilities and networks. If the material terms of the leases and other agreements were divulged, it would cause competitive injury by placing Starfire at a competitive disadvantage.

In compliance with 807 KAR 5:110, Section 5 and 807 KAR 5:001, Section 13(2)(a)(3), Starfire is filing with the Siting Board one copy of the identified documents entirely unredacted

and with highlighting of the material for which confidential treatment is sought. Unredacted copies are filed under seal pursuant to the instructions regarding confidential filings in the March 24, 2021 Order issued in KY. PSC Case No. 2020-00085. Redacted pages have been publicly filed with the electronic copy of Starfire's Responses to Siting Board Staff's First Request for Information.

Per 807 KAR 5:001, Section 13(2)(a)(2), requests that this information be kept confidential for a period of forty (40) years, the anticipated lifetime of the Project, from the date of the order granting this motion.

Wherefore, STMO Bn, LLC respectfully requests its Petition be granted and the above-referenced information be granted the appropriate status and protections due for such confidential information.

Respectfully submitted,

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