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December 18, 2008

Stoll Keenon Ogden, PLLC  
Attention: Kendrick Riggs  
2000 PNC Plaza  
500 West Jefferson Street  
Louisville, Kentucky 40202-2828

Re: Kentucky Utilities Company Petition for Confidentiality Received 10-7-08  
PSC Case Nos.: 2007-00565 and 2008-00251

Dear Mr. Riggs:

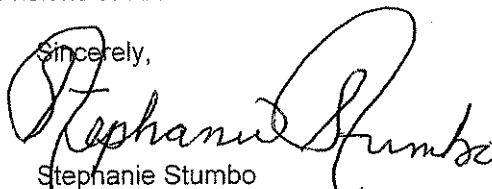
The Public Service Commission has received the Petition filed October 7, 2008 on behalf of Kentucky Utilities Company to protect as confidential certain information filed in response to Item No. 5 of the Second Data Request of the Lexington-Fayette Urban County Government. The information is identified in the Petition as including the costs of installing each type of public street light, the cost of labor, materials, equipment and other miscellaneous expenses associated with installing each type of public street light, and copies of each contractual document for each type of light fixture and pole. Confidentiality is requested on the basis that public disclosure would grant an unfair commercial advantage to competitors.

The documents attached to the Petition, which are requested to be deemed confidential, consist of purchase orders from vendors for light fixtures, poles, materials, and other equipment used for the installation of public street lights. No labor costs and no bid analyses are including with the documents requested to be held confidential.

A review of the information has determined that the vendor invoices do not meet the criteria for confidentiality. Therefore, the information filed with this Petition is denied confidential protection. The decision to deny confidential protection is based upon the fact that no bid analyses have been filed and the Petition does not demonstrate why the public disclosure of equipment invoices will result in competitive injury to Kentucky Utilities Company.

The information denied confidentiality will be withheld from public inspection for 20 days from the date of this letter. If you disagree with the Commission's decision, you may seek rehearing with the Commission within 20 days from the date of this letter under the provisions of KRS 278.400.

Sincerely,

  
Stephanie Stumbo  
Executive Director

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cc: Parties of Record