



Steven L. Beshear  
Governor

Leonard K. Peters  
Secretary  
Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

David L. Armstrong  
Chairman

James W. Gardner  
Vice Chairman

Charles R. Borders  
Commissioner

December 7, 2009

Stoll Keenon Ogden PLLC  
Attention: W. Duncan Crosby III  
2000 PNC Plaza  
500 West Jefferson Street  
Louisville, Kentucky 40202-2828

Re: Louisville Gas and Electric Company  
Petition for Confidential Treatment received 6/26/09  
PSC Reference – Case No. 2009-00198

Dear Mr. Crosby:

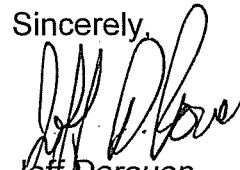
The Public Service Commission has received the Petition for Confidential Treatment you filed on June 26, 2009 on behalf of Louisville Gas and Electric Company ("LG&E") to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as information contained in LG&E's supporting documents to its application, and more particularly described as Exhibits JNV-7 and JNV-9 to the testimony of John Voyles, Jr. and testimony of Charles Schram. These documents contain cost and budgetary projections for several coal combustion by-product storage facilities and voided cost per ton data used for future projects. Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise LG&E's competitive position in the industry and result in an unfair commercial advantage to its competitors.

Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information you seek to keep confidential is of a confidential or proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to LG&E's competitors. Therefore, the information requested to be treated as confidential **meets the criteria for confidential protection** and will be maintained as a nonpublic part of the Commission's file in this case. The procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

Mr. Crosby  
December 7, 2009  
Page 2

If the information becomes publicly available or no longer warrants confidential treatment, LG&E is required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Sincerely,



Jeff Derouen  
Executive Director

kg/

cc: Parties of Record