



Steven L. Beshear
Governor

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Energy and Environment Cabinet

Commonwealth of Kentucky
Public Service Commission
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David L. Armstrong
Chairman

James W. Gardner
Vice Chairman

Charles R. Borders
Commissioner

October 21, 2009

Stites & Harbison PLLC
Attention: Mark R. Overstreet
421 West Main Street
P.O. Box 634
Frankfort, Kentucky 40602-0634

Re: Kentucky Power Company - Petition for Confidential Treatment received 9-9-09
PSC Reference – Case No. 2009-00285

Dear Mr. Overstreet:

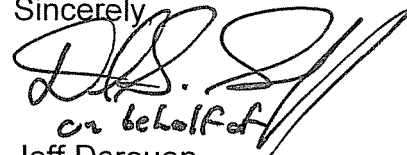
The Public Service Commission has received the Petition for Confidential Treatment you filed on September 9, 2009 on behalf of Kentucky Power Company to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as information contained in Kentucky Power's Response to Commission Data Request No. 19(b), and described as the number of vendors on coal purchases during the period of November 1, 2008 through April 30, 2009; to whom solicitation was sent; how many responded; how many chosen; and bid tabulation sheets ranking and identifying all vendors. Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise Kentucky Power Company'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 proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Kentucky Power Company'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. Overstreet
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If the information becomes publicly available or no longer warrants confidential treatment, Kentucky Power Company 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,

A handwritten signature in black ink, appearing to read "J.D. Derouen", with a large, sweeping flourish extending to the right.

on behalf of
Jeff Derouen
Executive Director

kg/

cc: Parties of Record