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July 26, 2011

Jeff R. Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, Kentucky 40602-0615

David C. Brown
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(502) 779-8251 FAX
dbrown@stites.com

Re: Application of Big Rivers Electric Corporation for a General Adjustment in Rates
Case No. 2011-00036

Dear Mr. Derouen:

Please find enclosed for filing the original and ten (10) copies of Kentucky Industrial Utility Customers' ("KIUC") revised response to Item #41 of Big River's Data Request to KIUC, together with the original and ten (10) copies of the Petition for Confidential Treatment of Information.

We have served copies on counsel of record.

Very truly yours,


David C. Brown

DCB
Enclosure

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In The Matter Of: The Application Of Big Rivers :
Corporation For General Adjustment of Rates : Case No. 2011-00036

**PETITION OF KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.
FOR CONFIDENTIAL TREATMENT OF INFORMATION**

Pursuant to 807 KAR 5:001, Section 7, and the Commission's July 25, 2011 Order, Kentucky Industrial Utility Customers, Inc. ("KIUC") petitions the Kentucky Public Service Commission ("Commission") for confidential treatment of information provided in response to BREC-41. The information for which KIUC seeks confidential treatment are the details of payments Alcan Primary Products Corporation and Century Aluminum of Kentucky General Partnership (KIUC members) received from E.ON U.S., LLC arising out of the "Unwind" transaction (Case No. 2007-00455).

The Commission granted KIUC confidential treatment of this same information in 2007-00455. The Commission's July 25, 2011 Order states that confidential treatment for this information will be extended in this proceeding. The Order states; "[B]ased on our prior decision to grant that information confidential protection, we will continue that same treatment here." (KPSC Order p. 4.)

This is commercially sensitive information in that it would provide an unfair commercial advantage to Alcan and Century competitors, if disclosed. This information is kept confidential by Alcan and Century and not disseminated to others unless they have a legitimate need to know and act upon the information. This confidential information is not known outside Alcan and Century employees, consultants and attorneys.

The Kentucky Open Records Act exempts from disclosure the following records:

"[R]ecords confidentially disclosed to an agency or required by an agency to be disclosed to it, generally recognized as confidential or proprietary, which if openly disclosed would permit an unfair commercial advantage to competitors of the entity that disclosed the records...."¹

Big Rivers and other parties have previously executed a confidentiality agreement in this proceeding, filed with the Commission on July 13, 2011, agreeing to keep information related to this proceeding that KIUC believes to be confidential from public disclosure. KIUC will distribute the information requested in BREC-41 to the signatories of that agreement per the terms of that agreement.

Based on the foregoing, KIUC respectfully requests that the Commission grant its Petition for Confidential Treatment of Information.

Respectfully submitted,



Michael L. Kurtz, Esq.

Kurt J. Boehm, Esq.

BOEHM, KURTZ & LOWRY

36 East Seventh Street, Suite 1510

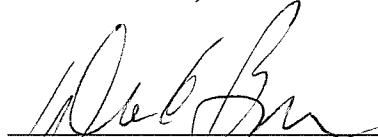
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**COUNSEL FOR KENTUCKY INDUSTRIAL UTILITY
CUSTOMERS, INC.**



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**CO-COUNSEL FOR ALCAN PRIMARY PRODUCTS
CORPORATION**

July 26, 2011

¹ KRS 61.878(l)(c).

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

PUBLIC SERVICE
COMMISSION

APPLICATION OF BIG RIVERS ELECTRIC)
CORPORATION FOR A GENERAL) CASE NO. 2011-00036
ADJUSTMENT IN RATES)

**KENTUCKY INDUSTRIAL UTILITY CUSTOMERS
RESPONSE TO BIG RIVERS ELECTRIC CORPORATION
FIRST DATA REQUESTS
JULY 26, 2011**

REQUEST BREC-41:

Please identify and provide, by Smelter and by month, a list of the cash payments received by each Smelter from Big Rivers, Kenergy Corp., or a subsidiary or affiliate of the former E.ON U.S., LLC arising out of, related to, or in connection with the Big Rivers unwind transaction as referred to by Mr. Fayne on page 21 of his testimony.

RESPONSE:

For Alcan, please see Attachment A, Response to BREC-41

For Century, please see Attachment B, Response to BREC-41

Witness: Counsel

Alcan Unwind Closing/Escrow Payments

	2009					2010					
	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May
EON fuel reserve											
Subaccount A-Escrow											
Subaccount B-Escrow											
EON Assurances payment											
Closing Payment Cash											
Closing costs											
Net cash received - EON											
Assurances Agreement											
Fuel Payment											
Tier 3 Contract Reimbursement-July											
Closing costs											
Net cash received - BREC											
Total cash received											
Closure costs - EON											
BoA legal fee											
HMPL transaction costs											
BoA lease buyout fee											

Jun Jul Aug Sep Oct Nov Dec 2011 Jan Feb Mar Apr May June July

Century Aluminum Company
Eon Power Contract Support
Years ended December 31, 2009 & 2010

Realized benefit 2009
Realized benefit 2010
Contingent loan
Total support received

	Jul-09	Aug-09	Sep-09	Oct-09	Nov-09	Dec-09	Jan-10	Feb-10	Mar-10	Apr-10	May-10	Jun-10	Jul-10	Aug-10	Sep-10	Oct-10	Nov-10	Dec-10	Jan-11 Total	Check	
Realized benefit																					
Contingent loan																					