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August 15, 2012

Sullivan, Mountjoy, Stainback & Miller
Attention: Tyson Kamuf
100 St. Ann Street
P.O. Box 727
Owensboro, Kentucky 42302-0727

Re: Big Rivers Electric Corporation
Petition for Confidential Treatment received 6/15/12
PSC Reference – Case No. 2012-00063

Dear Mr. Kamuf:

The Public Service Commission has received the Petition for Confidential Treatment filed on June 15, 2012 on behalf of Big Rivers Electric Corporation (“Big Rivers”) to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.878. The information sought to be treated as confidential is contained in Big Rivers’ updated Response to KIUC’s 1st Data Requests, Item No. 43. The information is described as 3 pages: (Page 8) – volume of MWhs of “Off-System” sales and “Total Sales” for 2012 through 2026; (Page 9) – projected “Off-System Sales Revenue” and the price per MWh for 2012 through 2026; and (Page 4) – which includes actual and/or projected O & M. In addition to its Petition for Confidential Treatment, Big Rivers filed 2 Motions for Deviation on June 1, 2012 and July 6, 2012 which encompass multiple confidential filings. The Commission granted Big Rivers’ Motions for Deviation from the filing requirements in 2 Orders dated August 3, 2012.

Big Rivers has requested the Commission treat this material as confidential because public disclosure of the information could result in an unfair commercial advantage to 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 requested to be held confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Big Rivers’ competitors. Therefore, the information requested to be treated as confidential **meets the criteria for confidential protection** and will be

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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.

If the information becomes publicly available or no longer warrants confidential treatment, Big Rivers Electric Corporation 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 "Jeff Derouen", with a long horizontal flourish extending to the right.

Jeff Derouen
Executive Director

kg/

cc: Parties of Record