

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF WATER SERVICE	)	
CORPORATION OF KENTUCKY FOR AN	)	CASE NO. 2013-00237
ADJUSTMENT OF RATES	)	

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On October 22, 2013, Water Service Corporation of Kentucky (“Movant”) moved pursuant to 807 KAR 5:001, Section 13, for confidential treatment of certain materials filed with the Commission. The October 22, 2013 Petition did not state a time period for the documents to be kept confidential. On January 8, 2014, Movant filed an Amended Petition requesting that the material be kept confidential in perpetuity.

In support of its Amended Petition, Movant states that the information it is requesting to be held confidential is contained in its Response to Commission’s First Request for Information, Item No. 3. The information is described as employees’ names and their salaries included in Movant’s work papers. Publication of an employee’s salary would result in an unwarranted invasion of personal privacy.

Having carefully considered the Amended Petition and the materials at issue, the Commission finds that:

1. The information for which Movant seeks confidential treatment meets the criteria for confidential treatment and is exempted from public disclosure pursuant to KRS 61.878(1)(a), and 807 KAR 5:001, Section 13.

2. The information for which Movant seeks confidential treatment should not be placed in the public record or made available for public inspection for an indefinite period of time.

IT IS THEREFORE ORDERED that:

1. Movant's motion for confidential protection is hereby granted.

2. The information for which Movant seeks confidential treatment shall not be placed in the public record or made available for public inspection for an indefinite period of time, or until further Orders of this Commission.


3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).

4. Movant shall inform the Commission if the information in question becomes publicly available or no longer qualifies for confidential treatment.

5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, the Movant shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Movant is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

6. The Commission shall not make the requested materials available for inspection for 20 days following an Order finding the materials no longer qualify for confidential treatment in order to allow Movant to seek a remedy afforded by law.

By the Commission

ENTERED   
APR 01 2014  
KENTUCKY PUBLIC  
SERVICE COMMISSION

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