

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY UTILITIES)
COMPANY FOR AN ADJUSTMENT OF ITS) CASE NO.
ELECTRIC RATES) 2014-00371

ORDER

This matter arises on four petitions filed by Kentucky Utilities Company (KU), pursuant to 807 KAR 5:001, Section 13, requesting confidential treatment for designated materials filed with the Commission. KU filed its petitions on November 26, 2014; December 12, 2014; February 20, 2015; and April 15, 2015.

In the November 26, 2014 petition, KU requested confidential treatment for an indefinite period for exhibits to its application (Exhibits). The designated materials consist of KU's Energy Supply and Analysis 2015 Business Plan, which shows estimated time for scheduled outages for certain generating units; KU's Transmission 2015 Business Plan, which shows plans for security at substations; and compensation for employees, other than executive salaries that are publicly disclosed.

In the December 12, 2014 petition, KU requested confidential treatment for five years for the information contained in its Response to Commission Staff's First Request for Information, Item Nos. 36, 47(a)(9), and 49. The designated materials consist of compensation paid for professional outside services; compensation for employees, other than executive salaries that are publicly disclosed; and federal and state income tax records.

In the February 20, 2015 petition, KU requested confidential treatment for an indefinite period for the information contained in its Response to Commission Staff's Third Request for Information, Item Nos. 6, 7, 21, and 24. The designated materials consist of transmission information, customer-specific transmission revenues, and compensation for employees, other than executive salaries that are publicly disclosed.

In the April 15, 2015 petition, KU requested confidential treatment for an indefinite period for filing of supplemental information that is subject to the petition for confidential treatment that was filed on November 26, 2014.

Having considered the petition and the materials at issue, the Commission finds that the designated materials contained in KU's petitions meet the criteria for confidential treatment pursuant to KRS 61.989(1)(a), which exempts from public disclosure certain private and personal information; KRS 61.878(1)(c)(1), which exempts proprietary and confidential information when public disclosure would result in competitive harm; KRS 61.878(1)(k) and (l), which exempts information for which public disclosure is prohibited by state or federal law; and KRS 61.878(1)(m)(1)(e), which exempts information regarding public security and response needs assessment from public disclosure.

IT IS THEREFORE ORDERED that:

1. KU's petitions for confidential treatment dated November 26, 2014; December 12, 2014; February 20, 2015; and April 15, 2015, are granted.
2. The designated materials contained in KU's petition for confidential treatment dated November 26, 2014; February 20, 2015; and April 15, 2015, 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. The designated materials contained in KU's petitions for confidential treatment dated December 12, 2014, shall not be placed in the public record or made available for public inspection for five years, or until further Orders of this Commission.

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

5. KU shall inform the Commission if their respective designated materials become publicly available or no longer qualify for confidential treatment.

6. If a non-party to this proceeding requests to inspect the designated materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not expired, KU shall have 30 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 KU is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

7. The Commission shall not make the designated materials available for inspection for 30 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow KU to seek a remedy afforded by law.

By the Commission

ENTERED
MAY 02 2019
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:



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