

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF LOUISVILLE GAS) CASE NO.
AND ELECTRIC COMPANY FOR APPROVAL OF) 2016-00386
STATE WAIVER OF THE REASSESSMENT)
INTERVAL REQUIRED BY 49 C.F.R. § 192.939)

ORDER

On March 3, 2017, Louisville Gas and Electric Company ("LG&E") filed a petition, pursuant to KRS 61.878(1)(c) and 807 KAR 5:001, Section 13, requesting that the Commission grant confidential protection to LG&E's response to Item 2 of the Commission Staff's First Request for Information ("Staff's First Request") dated February 17, 2017, for a period of five years from the date of filing the same. The designated materials for which confidential protection is requested pertain to pricing information for the use of an in-line inspection ("ILI") tool.

In support of its petition requesting confidential treatment, LG&E asserts that the designated materials contain information about pricing that, if publicly disclosed, would permit an unfair commercial advantage to competitors of LG&E. LG&E states that disclosure of the designated materials would hinder LG&E's ability to receive the best proposals and procure the best contract terms in future negotiations. LG&E also asserts that the designated materials are not disseminated within LG&E except to those

employees with a legitimate business need to know and act upon the information, and are generally recognized as confidential and proprietary information in the energy industry. Finally, LG&E asserts that diminishing its ability to receive the best proposals and contract for the best possible terms would harm LG&E and its customers through increased costs of service.

Having carefully considered the petition and the materials at issue, the Commission finds that public disclosure of the designated materials would hinder LG&E's ability to receive the best proposals and procure the best contract terms in future negotiations.

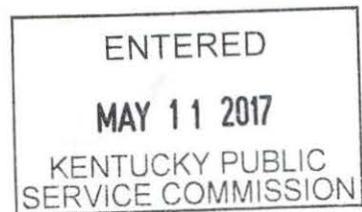
IT IS THEREFORE ORDERED that:

1. LG&E's petition for confidential protection for its response to Item 2 of Staff's First Request is granted.
2. The materials set forth in LG&E's response to Item 2 of Staff's First Request shall not be placed in the public record or made available for public inspection for five years from the date of filing of same, 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. LG&E shall inform the Commission if the materials in question become publicly available or no longer qualify 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, then LG&E 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 LG&E 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 that the materials no longer qualify for confidential treatment in order to allow LG&E to seek a remedy afforded by law.

By the Commission



ATTEST:


Executive Director

*J. Gregory Cornett
Senior Corporate Attorney
LG&E and KU Energy LLC
220 West Main Street
Louisville, KENTUCKY 40202

*Peter Clyde
Manager, Gas Regulatory Compliance
Louisville Gas and Electric Company
220 W. Main Street
P. O. Box 32010
Louisville, KY 40202

*Rick E Lovekamp
Manager - Regulatory Affairs
LG&E and KU Energy LLC
220 West Main Street
Louisville, KENTUCKY 40202

*Louisville Gas and Electric Company
220 W. Main Street
P. O. Box 32010
Louisville, KY 40232-2010

*Louisville Gas and Electric Company
220 W. Main Street
P. O. Box 32010
Louisville, KY 40232-2010