

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF GRAYSON	)	
COUNTY WATER DISTRICT FOR A DEVIATION	)	CASE NO.
FROM METER TESTING REQUIREMENTS OF 807	)	2019-00115
KAR 5:066, SECTION 16(1)	)	

ORDER

On August 30, 2019, Grayson County Water District (Grayson District) filed a petition, pursuant to 807 KAR 5:001, Section 13, and KRS 61.878(1)(c)(1), requesting that the Commission grant confidential protection for five years for attachments to its response to Commission Staff's Second Request for Information (Staff's Second Request), Item 1.

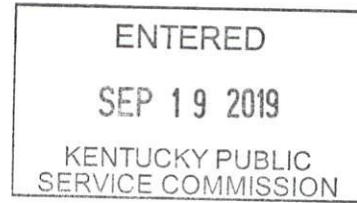
As a basis for its request, Grayson District states that the designated material is a proprietary product produced by a third party that is not available to the general public and requires membership to obtain, and that the designated material is generally recognized as confidential pursuant to KRS 61.878(1)(c)(1).

Having considered the petition and the material at issue, the Commission finds that the designated material contained in the attachments to Grayson District's response to Staff's Second Request, Item 1, is generally recognized as confidential or proprietary, and therefore meets the criteria for confidential treatment and is exempted from public disclosure pursuant to 807 KAR 5:001, Section 13, and KRS 61.878(1)(c)(1).

IT IS THEREFORE ORDERED that:

1. Grayson District's petition for confidential protection is granted.
2. The designated information contained shall not be placed in the public record or made available for public inspection for five years or until further Order of this Commission.
3. Use of the material in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
4. Grayson District shall inform the Commission if the material in question becomes publicly available or no longer qualifies for confidential treatment.
5. If a non-party to this proceeding requests to inspect the material granted confidential treatment by this Order and the period during which the material has been granted confidential treatment has not expired, Grayson District shall have 30 days from receipt of written notice of the request to demonstrate that the material still falls within the exclusions from disclosure requirements established in KRS 61.878. If Grayson District is unable to make such demonstration, the requested material shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.
6. The Commission shall not make the requested material available for inspection for 30 days following an Order finding that the material no longer qualifies for confidential treatment in order to allow Grayson District to seek a remedy afforded by law.

By the Commission



ATTEST:

  
Executive Director

\*Gerald E Wuetcher  
Attorney at Law  
STOLL KEENON OGDEN PLLC  
300 West Vine Street  
Suite 2100  
Lexington, KENTUCKY 40507-1801

\*Grayson County Water District  
21 Shull White Road  
P. O. Box 217  
Leitchfield, KY 42754

\*Kevin Shaw  
Manager  
Grayson County Water District  
21 Shull White Road  
P. O. Box 217  
Leitchfield, KY 42754

\*Mary Ellen Wimberly  
STOLL KEENON OGDEN PLLC  
300 West Vine Street  
Suite 2100  
Lexington, KENTUCKY 40507-1801