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VIA ELECTRONIC MAIL

December 16, 2022

Ms. Linda Bridwell
Executive Director
Kentucky Public Service Commission
211 Sower Blvd
Frankfort, KY 40601

RECEIVED
DEC 16 2022
PUBLIC SERVICE
COMMISSION

Re: Case No. 2022-00289

In the Matter of: Elizabeth L. Eichelberger v. Duke Energy Kentucky, Inc.

Dear Ms. Bridwell:

Duke Energy Kentucky, Inc. hereby submits its Confidential Supplemental Response to STAFF-DR-01-003. I certify that the electronic documents are true and accurate copies of the original documents.

In addition, please find enclosed Duke Energy Kentucky, Inc.'s Petition for Confidential Treatment. The confidential information is being filed under seal.

The Company will retain the original filing in paper medium as the requirement to file it with the Commission was permanently granted a deviation in Case No. 2020-00085.

Respectfully submitted,

/s/ Larisa Vaysman

Larisa Vaysman (98944)

Senior Counsel

Duke Energy Kentucky, Inc.

139 East Fourth Street, 1313 Main

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Larisa.Vaysman@duke-energy.com

Counsel for Duke Energy Kentucky, Inc.

Enclosures: As stated


KyPSC Case No. 2022-00289
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VERIFICATION

STATE OF INDIANA)
) SS:
COUNTY OF HENDRICKS)

The undersigned, Amber Kaufman, Consumer Affairs Specialist, being duly sworn, deposes and says that he has personal knowledge of the matters set forth in the foregoing supplemental data requests, and that the answers contained therein are true and correct to the best of his knowledge, information and belief.


Amber Kaufman, Affiant

Subscribed and sworn to before me by Amber Kaufman on this 16th day of DECEMBER, 2022.

NOTARY PUBLIC - STATE OF INDIANA
SEAL
TAMMY L HUDELSON
COMMISSION NUMBER 709850
MY COMMISSION EXPIRES FEBRUARY 8, 2026


NOTARY PUBLIC

My Commission Expires:

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELIZABETH L. EICHELBERGER)	
)	
)	
COMPLAINANT)	Case No. 2022-00289
)	
v.)	
)	
DUKE ENERGY KENTUCKY, INC.)	
)	
DEFENDANT)	

**PETITION OF DUKE ENERGY KENTUCKY, INC. FOR
CONFIDENTIAL TREATMENT OF INFORMATION CONTAINED IN ITS
SUPPLEMENTAL RESPONSE TO COMMISSION STAFF’S FIRST SET OF
DATA REQUESTS ISSUED NOVEMBER 29, 2022**

Duke Energy Kentucky, Inc. (Duke Energy Kentucky or Company), pursuant to 807 KAR 5:001, Section 13, respectfully requests the Commission to classify and protect certain information provided by Duke Energy Kentucky in its supplemental response to requests for information, as requested by Commission Staff (Staff) in this case on November 29, 2022. Specifically, the Company requests confidential treatment for the Confidential Supplemental Attachment to Data Request No. 3. The information that Duke Energy Kentucky seeks confidential treatment on generally includes customer account information.

In support of this Petition, Duke Energy Kentucky states:

1. The Kentucky Open Records Act exempts from disclosure certain commercial information. KRS 61.878(1)(c). To qualify for this exemption and, therefore, maintain the confidentiality of the information, a party must establish that disclosure of the commercial information would permit an unfair advantage to competitors of that party. Public disclosure of

the information identified herein would, in fact, prompt such a result for the reasons set forth below.

2. The information contained in STAFF-DR-01-003 Confidential Supplemental Attachment contains specific customer account information, including specific energy usage and certain other customer billing information. This information is generally recognized as confidential in the energy industry. To protect the customer identified in this attachment, the Company recommends this information be considered confidential.

3. The Confidential Information is distributed within Duke Energy Kentucky, only to those who must have access for business reasons and is generally recognized as confidential and proprietary in the energy industry.

4. The Confidential Information for which Duke Energy Kentucky is seeking confidential treatment is not known outside of Duke Energy Corporation.

5. Duke Energy Kentucky does not object to limited disclosure of the Confidential Information described herein, pursuant to an acceptable protective agreement, with the Attorney General or other intervenors with a legitimate interest in reviewing the same for the purpose of participating in this case.

6. In accordance with the provisions of 807 KAR 5:001, Section 13(3), the Company is filing one copy of the Confidential Information separately under seal.

7. Duke Energy Kentucky respectfully requests that the Confidential Information be withheld from public disclosure indefinitely to preserve the confidential personal information for customers. Information such as names, and addresses, and specific billing and usage information for the period in question may remain unchanged as long as the individual is a customer of the Company. Therefore, an indefinite preservation of confidential information for this personal identification information is reasonable.

8. To the extent the Confidential Information becomes generally available to the public, whether through filings required by other agencies or otherwise, Duke Energy Kentucky will notify the Commission and have its confidential status removed, pursuant to 807 KAR 5:001 Section 13(10)(a).

WHEREFORE, Duke Energy Kentucky, Inc., respectfully requests that the Commission classify and protect as confidential the specific information described herein.

Respectfully submitted,

/s/ Larisa M. Vaysman
Larisa M. Vaysman (98944)
Senior Counsel
Duke Energy Business Services LLC
139 East Fourth Street, 1303 Main
Cincinnati, Ohio 45202
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E-mail: larisa.vaysman@duke-energy.com
Counsel for Duke Energy Kentucky, Inc.

CERTIFICATE OF SERVICE

This is to certify that a true and accurate copy of the foregoing has been emailed to the Kentucky Public Service Commission at PSCED@ky.gov. In addition, a true and accurate copy of the foregoing was placed in the U.S. mail, postage prepaid, on December 16, 2022 addressed to the following:

Elizabeth Eichelberger
6258 Taylor Mill Road
Latonia, KY 41015

/s/Larisa M. Vaysman
Counsel, Duke Energy Kentucky, Inc.

Duke Energy Kentucky
Case No. 2022-00289
STAFF First Set Data Requests
Date Received: November 29, 2022

PUBLIC SUPPLEMENTAL STAFF-DR-01-003

REQUEST:

Refer to Duke Kentucky's Answer, paragraph 12, in which Duke Kentucky states that Ms. Eichelberger's budget bill amount was recently adjusted to \$212 in September 2022.

- a. Explain what precipitated the revision to the budget bill amount in September 2022.
- b. Provide the detailed calculation used to arrive at the new budget bill amount in the same detail requested in Item 1(b) above.

SUPPLEMENTAL RESPONSE:

CONFIDENTIAL PROPRIETARY TRADE SECRET (As to Attachment only)

Please see STAFF-DR-01-003 Confidential Supplemental Attachment which provides the history of the customer's billing and payments for both the customer's actual charges as well as their Budget Billing Plan amount each month. The difference between the Total Actual Charges and the Customer Payments toward the Budget Billing Plan Amount Due is accumulated as a deferred credit or charge balance throughout the Budget Billing Plan year. This is called the Budget Billing Plan Balance, and is included on the customer's bill each month in order to eliminate any surprises at the end of the Budget Billing Plan year, when the settle up occurs and a new Budget Billing Plan year begins.

In Row 5 of STAFF-DR-01-003 Confidential Supplemental Attachment, the Budget Billing Plan Balance as of September 19, 2022, is \$362.20, and this ties to the first

row of the detailed calculation provided in the Company’s earlier response to this data request: $\$6.48 + \$355.72 = \$362.20$.

The columns in STAFF-DR-01-003 Confidential Supplemental Attachment contain:

- a) Meter Read Date: date the meter read was obtained
- b) Budget Billing Plan month: the month the plan is on for the Budget Billing cycle (1-12)
- c) Total Actual Charges: actual accumulated charges customer is billed for their total balance
- d) Budget Billing Plan Balance: the difference owed from the actual charges and budget billing installment
- e) Budget Billing Plan Amount Due: The current installment amount due each cycle
- f) Current Amount Due: current balance owed, showing whether the customer is current or owes any additional installments

RESPONSE:

- a. This Budget Billing plan adjustment was initiated due to the customer’s request.
- b. The Budget Billing Plan was calculated as follows:

Current Budget Bill Amount + (accumulators / number remaining months in plan)

Gas	Elec	Calculation: Budget Billing Plan Adjustment September 2022
(\$6.48)	(\$355.72)	Determine delta between total billed amount and customer payments
(\$2.16)	(\$118.57)	Divide delta by remaining 3 months to determine monthly average over or under payment
(\$2.00)	(\$119.00)	Round monthly average delta to nearest whole dollar value
\$37.00	\$296.00	Current Budget Billing Plan Amount
(\$2.00)	(\$119.00)	Subtract delta from existing Budget Billing Amount
\$35.00	\$177.00	New Quarterly Budget Billing Amount in effect until next review
\$212		New BBP Amount

Duke Energy Kentucky respectfully reserves the right to supplement this response.

PERSON RESPONSIBLE: Amber Kaufman

**CONFIDENTIAL PROPRIETARY TRADE
SECRET**

**STAFF-DR-01-003
CONFIDENTIAL ATTACHMENT**

FILED UNDER SEAL