

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC APPLICATION OF KENTUCKY-)	
AMERICAN WATER COMPANY FOR A)	CASE NO.
CERTIFICATE OF PUBLIC CONVENIENCE AND)	2025-00240
NECESSITY FOR INSTALLATION OF ADVANCED)	
METERING INFRASTRUCTURE)	

ORDER

On September 24, 2025, Kentucky-American Water Company (Kentucky-American) filed a petition, pursuant to 807 KAR 5:001, Section 13, and KRS 61.878, requesting that the Commission grant confidential treatment for five years for Kentucky-American’s Response to the Attorney General’s Second Request for Information (Attorney General’s Second Request), Item 20, which contained copies of Kentucky-American’s contracts with third-party meter installation providers.¹ Kentucky-American specifically requested confidential protection for the pricing terms of the contracts.²

In support of its petition, Kentucky-American argued that if the information was publicly disclosed, it could damage Kentucky-American’s ability to negotiate with meter vendors to obtain favorable pricing and would result in an unfair commercial advantage to competitors.³ Kentucky-American also argued that the information is generally recognized as confidential and proprietary, is not known outside of Kentucky-American,

¹ Kentucky-American’s Petition for Confidential Protection (Petition) (filed Sep. 24, 2025) at 1.

² Petition at 1.

³ Petition at 1.

and is not disseminated within Kentucky-American except to those employees with a legitimate business need to know and act upon the information.⁴

Having considered the petition and the material at issue, the Commission finds that Kentucky-American's petition should be granted. The Commission finds that the pricing terms of contracts contained in Kentucky-American's Response to Item 20 of the Attorney General's Second Request were confidentially filed and are generally recognized as confidential or proprietary, which if openly disclosed would permit an unfair commercial advantage to competitors. Therefore, the records meet the criteria for confidential treatment and should be 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. Kentucky-American's September 24, 2025 petition for confidential treatment is granted.
2. The designated material granted confidential treatment by this Order 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 designated material granted confidential treatment by this Order in any Commission proceeding shall comply with 807 KAR 5:001, Section 13(9).
4. If the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment, Kentucky-American shall inform the Commission and file with the Commission an unredacted copy of the designated material.

⁴ Petition at 2.

5. If a nonparty 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, Kentucky-American shall have 20 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 Kentucky-American 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 from the date of service of an Order finding that the material no longer qualifies for confidential treatment in order to allow Kentucky-American to seek a remedy afforded by law.

Entered on this 30th day of June, 2026.


PUBLIC SERVICE COMMISSION



Angie Hatton
Chair



Mary Pat Regan
Vice Chair



Andrew W. Wood
Commissioner



Barry L. Mayfield
Commissioner

ATTEST:



Linda C. Bridwell, PE
Executive Director

Case No. 2025-00240

Service List for 2025-00240

* Angela M Goad
Assistant Attorney General
Office of the Attorney General Office of Rate Intervention
700 Capitol Avenue
Suite 20
Frankfort, KY 40601-8204

* Dominic DeGrazia
Kentucky-American Water Company
2300 Richmond Road
Lexington, KY 40502

* John Horne
Office of the Attorney General Office of Rate Intervention
700 Capitol Avenue
Suite 20
Frankfort, KY 40601-8204

* Honorable Lindsey W Ingram, III
Attorney at Law
STOLL KEENON OGDEN PLLC
300 West Vine Street
Suite 2100
Lexington, KY 40507-1801

* Lawrence W Cook
Assistant Attorney General
Office of the Attorney General Office of Rate Intervention
700 Capitol Avenue
Suite 20
Frankfort, KY 40601-8204

* J. Michael West
Office of the Attorney General Office of Rate Intervention
700 Capitol Avenue
Suite 20
Frankfort, KY 40601-8204

* Molly Van Over
Kentucky-American Water Company
2300 Richmond Road
Lexington, KY 40502

* Denotes served by Email

* Monica Braun
STOLL KEENON OGDEN PLLC
300 West Vine Street
Suite 2100
Lexington, KY 40507-1801

* Kentucky-American Water Company
2300 Richmond Road
Lexington, KY 40502

* Toland Lacy
Office of the Attorney General
700 Capital Avenue
Frankfort, KY 40601