

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

|                                       |   |            |
|---------------------------------------|---|------------|
| ELECTRONIC PURCHASED GAS ADJUSTMENT   | ) | CASE NO.   |
| FILING OF LOUISVILLE GAS AND ELECTRIC | ) | 2026-00064 |
| COMPANY                               | ) |            |

ORDER

On March 31, 2026, Louisville Gas and Electric Company (LG&E) filed a petition, pursuant to 807 KAR 5:001, Section 13, and KRS 61.878, requesting that the Commission grant confidential treatment for an indefinite period for certain information included in LG&E's application, Exhibit B-1, pages 6 and 7 and the corresponding invoices. The designated material identifies LG&E's natural gas suppliers, the gas volume delivered by each supplier, and the total purchased gas costs for November 1, 2025, through January 31, 2026.

In support of its petition, LG&E argued that public disclosure of this information would result in competitive harm by adversely impacting LG&E's ability to negotiate future gas supply contracts at favorable prices, and therefore, would impair LG&E's ability to minimize the price of natural gas paid by LG&E's customers.

The Commission is a public agency subject to Kentucky's Open Records Act, which requires that all public records "be open for inspection by any person, except as otherwise provided by KRS 61.870 to 61.884."<sup>1</sup> Exceptions to the free and open

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<sup>1</sup> KRS 61.872(1).

examination of public records contained in KRS 61.878 should be strictly construed.<sup>2</sup> The party requesting that materials be treated confidentially has the burden of establishing that one of the exceptions is applicable.<sup>3</sup> KRS 61.878(1)(c)(1) exempts from open records laws information generally recognized as confidential or proprietary that if publicly disclosed would permit an unfair commercial advantage to competitors of the entity that disclosed the records.

Having considered the petition and the material at issue, the Commission finds that the designated material is generally recognized as confidential or proprietary; and that public disclosure could result in commercial harm to LG&E by impairing LG&E's ability to obtain the most favorable prices for its natural gas supply, which in turn would raise the price paid by LG&E's customers for natural gas. The designated material 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) as disclosure would permit an unfair commercial advantage to the competitors of LG&E.

IT IS THEREFORE ORDERED that:

1. LG&E's March 31, 2026 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 an indefinite period 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).

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<sup>2</sup> See KRS 61.871.

<sup>3</sup> 807 KAR 5:001, Section 13(2)(c).

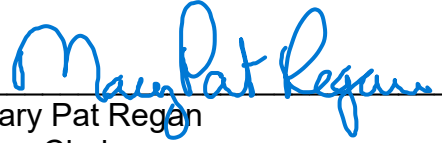
4. LG&E shall inform the Commission if the designated material granted confidential treatment by this Order becomes publicly available or no longer qualifies for confidential treatment.

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, LG&E 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 LG&E 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 LG&E to seek a remedy afforded by law.

Entered on this 10th day of July, 2026.

PUBLIC SERVICE COMMISSION

  
\_\_\_\_\_  
Angie Hatton  
Chair  
\_\_\_\_\_  
Mary Pat Regan  
Vice Chair  
\_\_\_\_\_  
Andrew W. Wood  
Commissioner  
\_\_\_\_\_  
Barry L. Mayfield  
Commissioner

by AHH  
w/permission

ATTEST:

  
\_\_\_\_\_  
Linda C. Bridwell, PE  
Executive Director

## Service List for 2026-00064

- \* Andrea M. Fackler  
Manager, Revenue Requirement  
LG&E and KU Energy LLC  
220 West Main Street  
Louisville, KY 40202
- \* Robert M Conroy  
Director, Rates  
Louisville Gas and Electric Company  
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Louisville, KY 40223
- \* Sara Judd  
Senior Corporate Attorney  
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