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March 31, 2021

**VIA E-MAIL TRANSMISSION**

Ms. Linda C. Bridwell, P.E.  
Executive Director  
Kentucky Public Service Commission  
P.O. Box 615  
211 Sower Boulevard  
Frankfort, KY 40602

RE: 2020 Annual Report on the Interruptible Power Agreement for the AGC  
Automotive Americas – Request for Confidential Treatment

Dear Ms. Bridwell:

Attached, please find for filing with the Commission the information required to be filed by East Kentucky Power Cooperative, Inc. regarding the prior calendar year's interruptions of AGC Automotive Americas ("AGC") pursuant to ordering paragraph 2 of the Commission's March 14, 2016, Order in Case No. 2015-00422, *In the Matter the Application of East Kentucky Power Cooperative, Inc. for the Approval of a Special Contract*. In accordance with KRS 61.878, 807 KAR 5:001, Section 13(3) and other applicable law, EKPC hereby respectfully requests that certain portions of the cost savings data be classified as confidential for a period of ten (10) years from the date of this filing, for the specific reasons set forth below.

The Kentucky Open Records Act exempts from disclosure certain commercial information. See KRS 61.878(1)(c). To qualify for this exemption from public disclosure and, therefore, to 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 Confidential Information identified herein would, in fact, prompt such results.

Disclosure of the interruptions, AGC would permit EKPC's competitors to have an unfair commercial advantage. The information provided under seal discloses sensitive and proprietary information as these amounts are internally-derived by EKPC in order to provide service to its customers at fair, just and reasonable rates and would give competitors sensitive information about EKPC's interaction with AGC. Maintaining the confidentiality of this information is necessary to protect the interests of EKPC, AGC, and the remainder of EKPC's Members. The public disclosure of the contract-specific information would reveal information that is, quite obviously, highly sensitive, commercially valuable and strictly proprietary - potentially harming EKPC's competitive position in the marketplace, to the detriment of EKPC and its Members.

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The Confidential Information contained in this data was developed internally by EKPC personnel, is not on file with any public agency, and is not available from any commercial or other source. The aforementioned Confidential Information in the cost savings data is distributed within EKPC only to those employees who must have access for business reasons, and is generally recognized as confidential and proprietary in the energy industry. The Confidential Information for which EKPC is seeking confidential treatment is not known outside of EKPC and the other parties to the special contract. This Confidential Information was, and remains, integral to EKPC's effective execution of business decisions and strategy. Such information is generally regarded as confidential or proprietary. Indeed, as the Kentucky Supreme Court has found, "information concerning the inner workings of a corporation is 'generally accepted as confidential or proprietary.'" *Hoy v. Kentucky Industrial Revitalization Authority*, 907 S.W.2d 766, 768 (Ky. 1995).

The enclosed information is also entitled to confidential treatment because it constitutes a trade secret under the two-prong test of KRS 365.880: (a) the economic value of the information is derived from not being readily ascertainable by other persons who can obtain economic value by its disclosure; and (b) the information is the subject of efforts that are reasonable under the circumstances to maintain its secrecy. The economic value of the information is derived by EKPC maintaining the confidentiality of the information since competitors and entities with whom EKPC transacts business could obtain economic value by its disclosure.

The undersigned hereby certifies that the electronic filing is a true and accurate copy of the documents being filed in paper medium; the electronic filing was transmitted to the Commission on March 31, 2021; there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; paper copies of this information will be hand-delivered to the Commission within thirty (30) days of the lifting of the present State of Emergency relating to the COVID-19 pandemic.

Please let me know if you have any questions.

Very truly yours,



David S. Samford  
*Counsel for East Kentucky Power  
Cooperative, Inc.*

Enclosure

**REDACTED**

Case No. 2015-00422

Annual Report of Interruptible Service to AGC Automotive Americas - For 2020 Calendar Year

| Interruptions   |                      |                 |               | Estimated Cost Savings to EKPC during Interruption | Did AGC Exercise the Buy-Through Option during Economic |
|---|----------------------|-----------------|---------------|--|---|
| Date of Interruption                                      | Type of Interruption | Start Time (HE) | End Time (HE) |  |   |
| 7/9/2020  | Economic             | 16:00           | 19:00         |  | Yes   |
| Total Estimated Cost Savings to EKPC during Interruptions |                      |                 |               |  |   |

RPM Capacity Market Value

[REDACTED] [REDACTED] [REDACTED]  
Total value of DR from January 1, 2020 through May 31, 2020.  
[REDACTED] [REDACTED] [REDACTED]  
Total value of DR from June 1, 2020 through December 1, 2020.  
[REDACTED] [REDACTED] [REDACTED]  
Total value of DR from January 1, 2020 through December 1, 2020.

REDACTED

AGC Automotive Buy Through Activity for July 2020

| Date     | HR Ended | D/A MWH | D/A MWH Less Firm | D/A EK Rate | D/A Energy Charge | Actual MWh    | Contract Firm MWh | Buy Through R/T MWh | R/T EK Hub | R/T Energy Charge                                  | Total Energy Charge | AGC Total Energy Rate |
|----------|----------|---------|-------------------|-------------|-------------------|---------------|-------------------|---------------------|------------|--|---------------------|-----------------------|
| 7/9/2020 | 16       |         | -                 | \$ 51.16    | \$ -              |               | 10.00             |                     | \$ 92.98   |  |                     |                       |
|          | 17       |         | -                 | \$ 58.45    | \$ -              |               | 10.00             |                     | \$ 68.89   |  |                     |                       |
|          | 18       |         | -                 | \$ 52.61    | \$ -              |               | 10.00             |                     | \$ 54.04   |  |                     |                       |
|          | 19       |         | -                 | \$ 41.61    | \$ -              |               | 10.00             |                     | \$ 39.64   |  |                     |                       |
| Total    |          |         |                   |             |                   |               |                   |                     |            |  |                     |                       |
|          |          |         |                   |             |                   | MWh over firm |                   |                     |            | Energy Charge / MWh above firm (\$/MWh)            |                     |                       |
|          |          |         |                   |             |                   |               |                   |                     |            | Total Energy Charge                                |                     |                       |
|          |          |         |                   |             |                   |               |                   |                     |            | Contract Rate (\$/MWh)                             |                     |                       |
|          |          |         |                   |             |                   |               |                   |                     |            | Contract Rate * MWh above firm (\$/MWh)            |                     |                       |
|          |          |         |                   |             |                   |               |                   |                     |            | Estimated Cost Savings to EKPC during Interruption |                     |                       |