Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet



Commonwealth of Kentucky **Public Service Commission**211 Sower Blvd.

P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone. (502) 564-3940
Fax: (502) 564-3460
psc. ky.gov

David L. Armstrong Chairman

James W. Gardner Vice Chairman

April 25, 2012

Stites & Harbison PLLC Attention: Mark R. Overstreet 421 West Main Street P.O. Box 634 Frankfort, Kentucky 40602-0634

Re: Kentucky Power Company

Petition for Confidential Protection received February 20, 2012

PSC Reference #: 2011-00401

Dear Mr. Overstreet:

The Public Service Commission has received the Petition for Confidential Protection you filed on February 20, 2012 on behalf of Kentucky Power Company ("Ky Power"), to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.878. The information you seek to have treated as confidential is identified as being contained in Ky Power's Responses to Commission Data Request 2-17 which contains confidential information and comments regarding Attorney General Data Requests 1-22 and 1-23; KIUC Data Request 2-2(a) containing heat rate, delivered fuel costs, reliability and outage data; KIUC Data Request 2-4 containing Big Sandy Unit 2 Health Report; KIUC Data Request 2-6(b) containing a spreadsheet regarding "replacement pool"; Sierra Club Data Request 2-14(d) containing "Technical Report on Big Sandy Fuel Flexibility Evaluation" and Foster Wheeler N. America Report "High Sulfur Coal Fuel Switch Study for AEP Big Sandy Unit No. 2"; Sierra Club Data Request 2-34(a) containing 5 Excel spreadsheets regarding heat rate, delivered cost, and reliability, and outage data; Sierra Club Data Request 2-35(b) containing output files; Sierra Club Data Request 2-43 containing a 3 page letter from AEP and AEP's "Compliance Plan"; Attorney General Data Request 2-1 containing identity of purchasers of notes through 2009 private placement, bank account information and identifying information.

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise Ky Power's competitive



Mr. Overstreet April 25, 2012 Page 2

position in the industry, which would result in an unfair commercial advantage to its competitors.

Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information requested to be held confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Ky Power's competitors. Therefore, the information requested to be treated as confidential **meets the criteria for confidential protection** and will be maintained as a nonpublic part of the Commission's file in this case. The procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

If the information becomes publicly available or no longer warrants confidential treatment, Kentucky Power Company is required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

eff Derouen

Executive Director

kg/

cc: Parties of Record