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COMMISSION CLERK

DATE: August 30, 2005  
TO: Kay B. Flynn, Chief of Records, Division of the Commission Clerk & Administrative Services  
FROM: Nancy E. Pruitt, Regulatory Analyst III, Division of Competitive Markets & Enforcement  
RE: Docket No. 041144-TP, Confidential Classification of Documents

The chart below lists documents that staff requests that their status be changed to "Order Issued" since they contain the same information previously granted confidential classification.

Table with 4 columns: Document No., Information, Cross Reference, Order. Rows list document numbers (06564-05 to 06568-05), hearing exhibit details, cross references (02033-05, 04562-05), and order numbers (PSC-05-0542-CFO-TP).

CMP \_\_\_\_\_  
COM \_\_\_\_\_ During the hearing on July 12, 2005, KMC revised the direct testimony of Johnson and this revision was placed in the record as though read. The confidential information on pages 24 and 27 of Johnson's direct testimony was not included in the revision. (TR 8) Document No. 06569-05, Hearing Exhibit 54, included confidential pages (3, 8, 24, 27) of Johnson's direct testimony. Since KMC deleted pages 24 and 27 from the record, these pages should be removed from Hearing Exhibit 54. Page eight of Johnson's direct testimony was denied confidential classification on August 5, 2005, in PSC-05-0810-CFO-TP and in Document No. 07052-05 KMC withdrew its claim for the remaining page three of direct testimony.

RCA \_\_\_\_\_  
SCR \_\_\_\_\_ Since Hearing Exhibit 54 now only consists of pages three and eight, the exhibit is no longer confidential. However, since the confidential information on pages 24 and 27 of  
SGA \_\_\_\_\_

SEC 1

OTH Kay

Marguerite

DOCUMENT NUMBER-DATE

08313 AUG 30 05

FPSC-COMMISSION CLERK

Johnson's direct testimony was not entered into the hearing record, the claim should remain in effect for pages 24 and 27.

In Document No. 07051-05, KMC withdrew its confidential claim for Johnson's direct testimony exhibits MBJ-1, MBJ-2, and MBJ-5, in Document No. 02023-05. MBJ-3 was granted confidential classification in PSC-05-0810-CFO-TP. The claim for MBJ-6 and MBJ-7 filed on February 28, 2005, remains in effect since these two exhibits were not entered into the hearing record.

In Document No. 07322-05, filed July 29, 2005, KMC withdrew its claim of confidentiality for Document No. 04511-05.

Document No. 06423-05, Twine's June 30, 2005 deposition, filed as confidential on July 8, 2005, is not confidential. The deposition was entered into the hearing record as non-confidential Hearing Exhibit 27.

Document No. 06579-05, Wiley's June 29, 2005 deposition, filed as confidential on July 12, 2005, is not confidential. The deposition was entered into the hearing record as non-confidential Hearing Exhibit 15.

The claim of confidentiality filed on February 28, 2005 for Document No. 02026-05 remains in effect since the two exhibits, TEP-1 and TEP-2, were not entered into the record.

c: Beth Keating  
Marguerite Lockard  
Della Fordham  
Andrea Cowart