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STATE of INDIANA



INDIANA UTILITY
REGULATORY COMMISSION

INDIANA UTILITY REGULATORY COMMISSION
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VERIFIED PETITION OF SOUTHERN)
INDIANA GAS AND ELECTRIC COMPANY)
D/B/A VECTREN ENERGY DELIVERY OF)
INDIANA, INC. ("VECTREN SOUTH") FOR:)
(1) APPROVAL OF A MISO COST AND)
REVENUE ADJUSTMENT FOR ELECTRIC)
SERVICE IN ACCORDANCE WITH THE) CAUSE NO. 43354 MCRA 21
ORDER OF THE COMMISSION IN CAUSE)
NO. 43111 EFFECTIVE AUGUST 15, 2007)
AND CAUSE NO. 43839 DATED APRIL 27,)
2011 PURSUANT TO I.C. § 8-1-2-42(a); AND)
(2) AUTHORITY TO FILE FOR MISO COST)
REVENUE ADJUSTMENTS ON AN ANNUAL)
BASIS AS OPPOSED TO SEMI-ANNUALLY)

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On October 25, 2017, SABIC Innovative Plastics Mt. Vernon, LLC. ("SABIC") filed with the Indiana Utility Regulatory Commission ("Commission") its Petition to Intervene which was granted by Docket Entry dated October 31, 2017. SABIC prefiled the verified testimony of Joseph A. Mancinelli on November 3, 2017, and prefiled the verified testimony of Laurie Tomczyk on December 6, 2017. On the same date, SABIC also filed a *Motion for Confidential Treatment* ("Motion"). SABIC indicates that certain information ("Confidential Information") that it intends to submit in this matter contains trade secrets as that term is defined under Ind. Code § 24-2-3-2. Information containing trade secrets is excepted from public disclosure under Ind. Code § 5-14-3-4.

170 IAC 1-1.1-4 governs the submission of confidential or privileged information to the Commission, and requires the applicant to apply for a finding by the Commission that the information is confidential. The Motion must be accompanied by the sworn statement or testimony of a party that sets forth facts describing: (1) the nature of the confidential information; (2) the reasons why the information should be treated as confidential pursuant to Ind. Code § 8-1-2-29 and Ind. Code ch. 5-14-3; and, (3) the efforts the party has made to maintain the confidentiality of the information. SABIC described the Confidential Information in its Motion as certain

attachments and workpapers of its witness, Laurie Tomczyk, that contains SABIC's specific load and energy usage information, information on contracted interruptible service, demand and energy usage data, and schematics of SABIC's electric infrastructure. SABIC stated that disclosure of this Confidential Information to its competitors, would have a substantially detrimental effect by placing SABIC at a competitive and economic disadvantage. In an accompanying Affidavit, Christopher Law, Director of Energy and Utilities for SABIC Innovative Plastics, added that SABIC takes reasonable precaution to maintain and protect the confidentiality of this information by strictly restricting access to only employees with a "need to know."

The Presiding Administrative Law Judge, having considered the request in SABIC's Motion, finds there is sufficient basis for a determination that the Confidential Information should be held as confidential by the Commission on a preliminary basis. Petitioner shall hand deliver the Confidential Information to the Presiding Administrative Law Judge. Petitioner shall also file a Notice of Filing under this Cause specifically referencing this Docket Entry and indicating the Confidential Information has been filed with the Commission. The Confidential Information should be on light green paper, in a sealed envelope clearly marked confidential with the Cause Number noted thereon, and will be treated as confidential on a preliminary basis and excepted from public disclosure in accordance with Ind. Code §§ 8-1-2-29 and 5-14-3-4.

Petitioner may also elect to submit the Confidential Information to the Presiding Administrative Law Judge using the Commission's Electronic Filing System in lieu of submitting paper documents. Documents submitted using the "Confidential" tab of the Electronic Filing System are delivered directly to the Presiding Administrative Law Judge, and will be treated as confidential on a preliminary basis and excepted from public disclosure in accordance with Ind. Code §§ 8-1-2-29 and 5-14-3-4. The Notice of Filing should not be submitted using the "Confidential" tab of the Electronic Filing System.

IT IS SO ORDERED.



Marya E. Jones, Administrative Law Judge

Date: _____

12/11/17