

**STATE OF INDIANA**

**INDIANA UTILITY REGULATORY COMMISSION**

**IN THE MATTER OF THE SUBMISSION BY )  
HOOSIER ENERGY RURAL ELECTRIC )  
COOPERATIVE, INC. OF ITS UPDATE )  
TO ITS 2014 INTEGRATED RESOURCE )  
PLAN AND REQUEST FOR A )  
COMMISSION DETERMINATION THAT )  
DESIGNATED INFORMATION BE )  
EXEMPT FROM PUBLIC DISCLOSURE )**

**Cause No. 44875**

**PETITION OF HOOSIER ENERGY RURAL ELECTRIC COOPERATIVE, INC.  
FOR CONFIDENTIAL AND PROPRIETARY TREATMENT OF CERTAIN PORTIONS  
OF ITS UPDATE TO ITS 2014 INTEGRATED RESOURCE PLAN**

Hoosier Energy Rural Electric Cooperative, Inc. (“Hoosier Energy”), by counsel, hereby petitions this Commission, pursuant to the provisions of 170 IAC 4-7-3(f), to find that certain information contained in the update to its 2014 Integrated Resource Plan (IRP) submitted by Hoosier Energy is confidential, proprietary, competitively sensitive, and/or trade secret, and therefore exempt from public disclosure under IC 8-1-2-29 and IC 5-14-3, and in support thereof says:

1. Hoosier Energy is a rural electric cooperative corporation organized and existing pursuant to the laws of the State of Indiana, specifically the Rural Electric Membership Corporation Act, Indiana Code 8-1-13 as amended, with its principal place of business being 2501 South Cooperative Way, Bloomington, Indiana 47402. Hoosier Energy is a general district corporation as described in I.C. § 8-1-13-23 and has seventeen local district corporation members in Indiana and one electric cooperative member in Illinois. As such, Hoosier Energy is subject to the jurisdiction of the Commission, in the manner and to the extent provided by law.

2. The Commission's rules for IRPs provide for the filing of information contained in a utility's IRP that the utility considers to be proprietary or otherwise confidential in both redacted and non-redacted forms under seal. These rules also establish a procedure for determining that such information is confidential, and therefore should be protected. See 170 IAC 4-7-3. Hoosier is filing a redacted version of its update to its 2014 IRP concurrently with this petition. Hoosier will also file a non-redacted version under seal. The Commission's rules provide that the non-redacted version shall be treated as confidential during the pendency of this proceeding.

3. The information sought to be kept confidential has been redacted and is identified in the Affidavit of Michael Mooney, Manager, Resource Planning, attached hereto as Exhibit A and incorporated herein by reference. The confidential, proprietary, competitively sensitive, and/or trade secret information for which protection is sought in this petition is predominately the same (but updated) information that the Commission has found to be exempt from public disclosure in prior Commission orders.

4. This redacted information contains detailed engineering and resource optimization analysis of the environmental regulations on existing resources and future generation alternatives. This information also includes detail on Hoosier's costs and resources for potential wholesale transactions with other utilities, as well as dispositions of resources and projections of commodity prices. If this information were generally available to the public, Hoosier would be placed at a considerable competitive disadvantage, as set forth in the Mooney Affidavit. The knowledge of Hoosier's costs and pricing provides a competitor with a material advantage in formulating a competitive bid. Such information is not available or ascertainable by competitors through normal or proper means.

5. Hoosier considers that Ind. Code 8-1-2-29 and Ind. Code 5-14-3, among others, are or may be applicable to the subject matter of these proceedings.

6. The name and address of Hoosier's attorneys in this matter are:

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WHEREFORE, Hoosier prays that this Commission find that the redacted information submitted under seal is proprietary and confidential, and constitutes trade secrets, pursuant to the provisions of 170 IAC 4-7-3(f) and IC 5-14-3-4; that the sealed copy of this information should not be available for public inspection; that only the redacted copy of the IRP may be made available for public inspection; and for such other relief as may be proper in the premises.

DATED this 1st day of November, 2016.

By: Christopher M. Goffinet

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served electronically this 1<sup>st</sup> day of November 2016, to the Office of the Utility Consumer Counselor, National City Center, 115 W. Washington Street, Suite 1500 South, Indianapolis, Indiana, 46204.

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