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#### BEFORE

### THE PUBLIC UTILITIES COMMISSION OF OHIO

All American Power and Gas OH, LLC	)
Certification Application for Competitive Retail Electric Generation providers	) Case No. 19-764-EL-(RS

# MOTION FOR CONFIDENTIAL TREATMENT

All American Power and Gas OH, LLC ("Applicant") hereby respectfully requests this honorable Public Utilities Commission of Ohio ("Commission") to enter an order pursuant to the Ohio Administrative Code Rule 4901-1-24(D) to protect certain confidential and proprietary data and information of the Applicant that has been included with the Applicant's Certification Application for Competitive Retail Electric Generation Providers ("Certification Application"). Specifically, the Applicant requests that the Commission treat Exhibits B-2, C-3, C-5, C-6 and C-7 as confidential and proprietary. Each of these exhibits contains commercially sensitive and proprietary information that constitutes a trade secret.

The Applicant is not a publically traded company and, therefore, its personal and business financial information is highly confidential and is available only to those individuals on a need to know basis. The Applicant is concerned that the disclosure of the above-mentioned exhibits would provide the Applicant's competitors with an unfair advantage and valuable insight into the Applicant's financial information and business activities. Therefore, the Applicant believes that the disclosure of such personal and business financial information could impede its launch and growth and would likely result in substantial economic damages to the Applicant.

This is to certify that the interest and complete result of the decourant delivered in the regular pate Plant 3/28/19

For these reasons, the Applicant treats this information as proprietary and confidential in the ordinary course of its business. Accordingly, the value of the Applicant's proprietary and confidential exhibits referenced herein can only be protected if they are guarded from public disclosure and maintained under seal.

WHEREFORE, the Applicant respectfully requests that the Commission enter an Order, without hearing, protecting the confidentiality of the Applicant's Exhibits B-2, C-3, C-5, C-6 and C-7 contained in its Certification Application, and that such information be kept under seal as "Confidential" and not be made a part of the public record, and not be published or posted on the websites of the Public Utilities Commission of Ohio.

DATED this 25th day of March, 2019.

Respectfully submitted, All American Power and Gas OH, LLC

By:

K.C. Hairston

Balch & Bingham LLP 1710 6<sup>th</sup> Avenue North

Birmingham, AL 35203

(205) 226-3435

kchairston@balch.com

# **VERIFICATION**

STATE OF NEW YORK ) COUNTY OF RICHMOND )	
Jason Danka being first duly sworn, de American Power and Gas OH, LLC; that he had Treatment, and that all of the statements contain to the best of his knowledge, information and belonger to the best of his knowledge.	ed in said Motion are true, correct and complete
Subscribed and sworn to before me this 15th day of March, 2019.  Muhul Prosure III  Notary Public	MICHAEL PROSCIA III Notary Public, State of New York No. 01PR6353639 Qualified in Richmond County Commission Expires January 30, 2021

#### **BEFORE**

#### THE PUBLIC UTILITIES COMMISSION OF OHIO

All American Power and Gas OH, LLC	)		
Motion to Appear Pro Hac Vice	)	Case No.	19-764-EL-CRS

## MOTION TO APPEAR PRO HAC VICE

Kenneth C. Hairston hereby respectfully requests this honorable Public Utilities Commission of Ohio ("Commission") to enter an order allowing him to appear before the Commission *Pro Hac Vice* related to All American Power and Gas OII, LLC's Motion for Confidential Treatment. Attached hereto is a certificate from the Supreme Court of Ohio stating that Mr. Hairston has "met the requirements of, and found to be in full compliance with, Section 2(A)(3) of Rule XII of the Rules for the Government of the Bar of Ohio...."

WHEREFORE, Mr. Hairston respectfully requests that the Commission enter an Order permitting him to appear before the Commission *Pro Hac Vice* for the above-reference matter.

DATED this 25th day of March 2019

Respectfully submitted,

K.C. Hairston

Balch & Bingham LLP 1710 6<sup>th</sup> Avenue North Birmingham, AL 35203

(205) 226-3435

kehairston@balch.com

# The Supreme Court of Ohio

OFFICE OF ATTORNEY SERVICES

IN THE MATTER OF THE APPLICATION OF

PRO HAC VICE REGISTRATION

Certificate of

2019

Kenneth Hairston

FOR PRO HAC VICE REGISTRATION

per Gov. Bar R. XII, Section 2(A)(3)

Registration Number:

PHV- 21025-2019

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Kennein	Hairston

having met the requirements of, and found to be in

full compliance with, Section 2(A)(3) of Rule XII of the Rules for the Government of the Bar of Ohio, is hereby issued this certificate of pro hac vice registration in the state of Ohio.

To receive permission to appear pro hac vice in an Ohio proceeding, a motion requesting such permission must be filed with the tribunal in accordance with Section 2(A)(6) of Rule XII of the Rules for the Government of the Bar of Ohio.

Gina White Palmer

Director, Attorney Services

Expires December 31, 2019