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June 11, 2009

VIA HAND DELIVERY

Ms. Reneé Jenkins
Public Utilities Commission of Ohio
Administration/Docketing
180 East Broad Street, 13th Floor
Columbus, OH 43215-3793

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**Re: Errata to May 12, 2009 letter in Case Nos. 08-1233-WS-UNC and
07-1112-WS-AIR, Ohio American Water Company
Stipulation Page No. 5, ¶11**

Dear Ms. Jenkins:

As explained in a previous letter dated May 12, 2009, Ohio American Water Company ("Ohio American") prepared a Five Year Capital Plan (the "Plan") pursuant to the Commission's November 12, 2008 Opinion and Order in Case No. 07-1112-WS-AIR, and in response to page 5, paragraph 11 of the Stipulation and Recommendation. In that letter, Ohio American deemed certain information in the Plan confidential as "protected critical infrastructure information" ("PCII") under the Homeland Security Act of 2002 (*see*, 6 USCS Sections 131 and 133). At this time, Ohio American submits this errata letter to correct its mistake in formally classifying certain information in the Plan as PCII. Information recently received from Ohio American's parent company, American Water Works, confirms that a formal PCII designation has not yet been received from the Department of Homeland Security.

Although the Plan does not fall under the protections of a PCII classification, Ohio American still believes that the information in the Plan remains confidential and protected under Ohio's trade secrets act (*see* ORC 1333.61 et seq.). A trade secret is defined in ORC 1333.61(D) as: "the whole or any portion or phase of any scientific or technical information, design, process, procedure, formula, pattern, compilation, program, device, method, technique, or improvement, or any business information or plans" that: 1) derive independent economic value "from not being generally known to, and not being readily ascertainable by proper means by, other persons who can obtain economic value from its disclosure or use;" and 2) "is the subject of efforts that are reasonable under the circumstances to maintain its secrecy." The Plan satisfies this definition of a trade secret. Based upon its continued status as a confidential and protected document, the parties of record may review the Plan in accordance with the executed protective agreement in Case No. 07-1112-WS-AIR.

Sincerely,

Sally W. Bloomfield

cc: Parties of Record

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