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HERBERT D. LIEBMAN

(1926 - 2002)

JAMES DEAN LIEBMAN

August 18, 2017

Hon. Charles S. Musson
Rubin & Hays
450 South Third Street
Louisville, KY 40202

RE: KyMEA - FPB
Confidentiality and Non-
Disclosure Agreements

Dear Mr. Musson:

At its regular monthly meeting on August 15, 2017, the Frankfort Plant Board board of directors voted to adopt the attached Confidentiality of Information policy. The board believes that this policy should satisfy any continuing concerns which KyMEA might have about requests for production of information. The board further believes that KyMEA should release all previously requested information, as well as information which is reasonably requested in the future.

Several months ago, I received information which the board had requested, as well as a disclosure policy which KyMEA was asking FPB to adopt. My understanding was that the information could be released upon FPB's adoption of the suggested policy. FPB voted not to adopt the policy drafted by KyMEA. Thus, the information I received has not been disclosed to anyone.

Please review this information and let me know the position of KyMEA. We are hopeful that this matter has now been resolved. Thank you for your consideration.

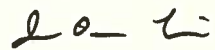
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Hon. Charles S. Musson

August 18, 2017

Yours very truly,

LIEBMAN AND LIEBMAN

A handwritten signature in dark ink, appearing to read "JDL".

James Dean Liebman

Attorney at Law

JDL:dld

Enclosure

Confidentiality of Information

It is the policy of FPB to ensure that the operations, activities and business records of FPB and its customers or suppliers are kept confidential to the greatest possible extent. If employees, officers or directors acquire confidential or proprietary information about FPB and its customers or suppliers, such information is to be handled in strict confidence and not to be discussed with outsiders. Employees, officers and directors are also responsible for the internal security of such information.

In the case of an open records request, the Staff Attorney shall determine which records are exempt pursuant to KRS 61.870 to 61.884

Employees found to be violating this policy are subject to disciplinary action, up to and including termination.