

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

APPLICATION OF LOUISVILLE GAS AND ELECTRIC)
COMPANY FOR AN AMENDED ENVIRONMENTAL)
COMPLIANCE PLAN, A REVISED SURCHARGE TO)
RECOVER COSTS, AND CERTIFICATES OF PUBLIC) CASE NO. 2011-00162
CONVENIENCE AND NECESSITY FOR THE)
CONSTRUCTION OF NECESSARY)
ENVIRONMENTAL EQUIPMENT)

In the Matter of:

APPLICATION OF KENTUCKY UTILITIES COMPANY)
FOR CERTIFICATES OF PUBLIC CONVENIENCE)
AND NECESSITY AND APPROVAL OF ITS 2011) CASE NO. 2011-00161
COMPLIANCE PLAN FOR RECOVERY)
BY ENVIRONMENTAL SURCHARGE)

JOINT REQUEST BY DREW FOLEY, JANET OVERMAN, GREGG WAGNER, RICK
CLEWETT, RAYMOND BARRY, SIERRA CLUB, AND NATURAL RESOURCES
DEFENSE COUNCIL FOR THE COMMISSION TO HOLD AN INFORMAL
TELEPHONIC CONFERENCE TO DISCUSS WHETHER TWO
DAYS IS ADEQUATE TIME FOR A HEARING

Rick Clewett, Raymond Barry, Drew Foley, Janet Overman, Gregg Wagner, Sierra Club and Natural Resources Defense Council's (collectively "Environmental Intervenors") request that the Kentucky Public Service Commission ("Commission") hold an informal telephonic conference with all parties to determine whether two days is adequate time for the hearing in the above dockets.

On August 29, 2011, the Commission issued an order scheduling a consolidated hearing for these dockets on November 9, 2011. Environmental Intervenors called the Commission to determine how many days were set aside for this hearing and were told that the Commission has

reserved two days (November 9, 2011 and November 10, 2011). Environmental Intervenors believe that given the number of parties, witnesses, and complicated issues involved in this case additional time is needed. There are nine parties involved in either or both of these two dockets:

- Louisville Gas and Electric Company and Kentucky Utilities Company (collectively, the “Companies”) (Dockets 2011-0161 and 2011-0162),
- Kentucky Attorney General (Dockets 2011-0161 and 2011-0162),
- Kentucky Industrial Utility Customers (Dockets 2011-0161 and 2011-0162),
- Environmental Intervenors (Dockets 2011-0161 and 2011-0162),
- Community Action Council (Docket 2011-0161),
- Lexington-Fayette Urban County Government (Docket 2011-0161),
- Kroger Company (Dockets 2011-0161 and 2011-0162),
- Metropolitan Housing Coalition (Docket 2011-0162),
- Department of Defense (Docket 2011-0162)

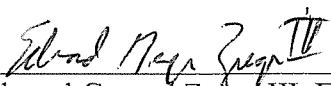
Thus far, fourteen witnesses have presented pre-filed testimony addressing a number of extremely complicated issues, including whether the Companies’ requested return on equity is appropriate, whether the Companies’ 2011 Environmental Compliance Plan adequately addressed all finalized and emerging regulations, and whether the Companies used a reasonable fuel forecast to adequately evaluate alternatives. In addition, only the Companies were granted the opportunity to file rebuttal testimony. That means that intervenors will require extensive cross-examinations on a number of complicated issues to fully present their cases. Finally, Environmental Intervenors want to ensure that the Commission has adequate time to hear these dockets since a great deal of ratepayer money is involved – the Companies have requested the recovery of \$2.5 billion from the ratepayers. Given the number of witnesses, the number of parties that are likely to cross examine each witness, the technical issues involved with such

testimony, and the amount of ratepayer money at issue, Environmental Intervenors believe it is unlikely that two days (even if they are long days) is an adequate amount of time.

Therefore, Environmental Intervenors request that the Commission hold an informal telephonic conference to determine whether additional time is needed for a public hearing. During this informal conference, the Commission can determine how many witnesses plan to testify, how many parties intend to cross-examine those witnesses, and the scope of such cross-examination. This information will allow the Commission to better gauge how much time is needed for this hearing.

Dated: October 19, 2011

Respectfully submitted,


Edward George Zuger III, Esq.
Zuger Law Office PLLC
Post Office Box 728
Corbin, Kentucky 40702
(606) 416-9474

Of counsel:

Shannon Fisk
Senior Attorney
Natural Resources Defense Council
2 N. Riverside Plaza, Suite 2250
Chicago, IL 60660
Phone: (312) 651-7904
Fax: (312) 234-9633
sfisk@nrdc.org

Kristin Henry
Staff Attorney
Sierra Club
85 Second Street
San Francisco, CA 94105
Phone: (415) 977-5716
Fax: (415) 977-5793
kristin.henry@sierraclub.org

Dated: October 19, 2011

CERTIFICATE OF SERVICE

I certify that I mailed a copy of this Request for Telephonic Conference by first class mail on October 19, 2011 to the following:

Lonnie Bellar
Vice President, State Regulation & Rates
LG&E and KU Services Company
220 West Main Street
Louisville, KY 40202

Allyson K. Sturgeon
Senior Corporate Attorney
Louisville Gas & Electric and Kentucky
Utilities
220 West Main Street
Louisville, KY 40202

Robert M. Conroy
Director, Rates
Louisville Gas & Electric and Kentucky
Utilities Company
220 W. Main Street
P.O. Box 32010
Louisville, KY 40232-2010

Kendrick R. Riggs, Esq.
Stoll, Keenon & Odgen, PLLC
2000 PNC Plaza
500 West Jefferson Street
Louisville, KY 40202

Dennis G. Howard II
Lawrence W. Cook
Attorney General's Office of Rate
Intervention
1024 Capital Center Drive, Suite 200
Frankfort, KY 40601-8204

Michael L. Kurtz
Kurt J. Boehm
Boehm, Kurtz & Lowry
36 East Seventh Street, Suite 1510
Cincinnati, OH 45202

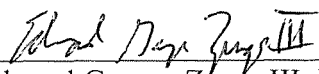
David J. Barberie, Attorney Senior
Leslye M. Bowman, Director of Litigation
Government Center (LFUCG)
Department of Law
200 East Main Street
Lexington, KY 40507

Hon. Iris G. Skidmore
415 West Main Street, Suite 2
Frankfort, KY 40601

David C. Brown, Esq.
Stites & Harbison, PLLC
400 W. Market Street, Suite 1800
Louisville, KY 40202

Hon. Tom FitzGerald
P.O. Box 1070
Frankfort, KY 40602

Robert A. Ganton, Esq.
General Attorney - Regulatory Law
U. S. Army Legal Services Agency
9275 Gunston Road
ATTN: JALS-RL/IP
Fort Belvoir, VA 22060-5546


Edward George Zuger III, Esq.