

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF LOUISVILLE GAS AND)	
ELECTRIC COMPANY FOR CERTIFICATES OF)	CASE NO.
PUBLIC CONVENIENCE AND NECESSITY AND)	2011-00162
APPROVAL OF ITS 2011 COMPLIANCE PLAN)	
FOR RECOVERY BY ENVIRONMENTAL)	
SURCHARGE)	

O R D E R

On September 1, 2011, Louisville Gas and Electric Company (“LG&E”) filed a motion seeking a deviation from the Commission’s June 28, 2011 Order, which required LG&E to provide an original and 15 copies of all data responses and attachments. LG&E states that the documents contained in certain of its responses to the Supplemental Information Request (“Supplemental Request”) propounded by Commission Staff are voluminous. Therefore, LG&E requests that it be allowed to file with the Commission in electronic format only the original and 15 copies of the attachments to its responses to Supplemental Request Nos. 3(d) and 11; and to file in paper format the original and, in electronic format, the 15 copies of the attachments to its responses to Supplemental Request No. 6(c).

Specifically, LG&E asserts that the documents contained in its responses to Commission Staff’s Supplemental Request No. 3(d) total over 1,100 pages. If required to provide the Commission an original and 15 copies of these responses, LG&E points out that it would have to provide over 16,000 pages. This number will increase significantly when the service copies to the parties of record are considered.

In addition, LG&E asserts that Supplemental Request No. 11 asks for calculations to support two of LG&E's prior responses to the Commission Staff's data requests. LG&E notes that the best means to provide the requested information is in an Excel spreadsheet, with the requested calculations unprotected and apparent as formulae underlying the spreadsheet cells' contents.

Lastly, LG&E asserts that the documents contained in its responses to Commission Staff's Supplemental Request No. 6(c) consist of over 130 pages. If required to provide the Commission an original and 15 copies of these responses, LG&E points out that it would have to provide over 2,080 pages. This number will increase significantly when the service copies to the parties of record are considered.

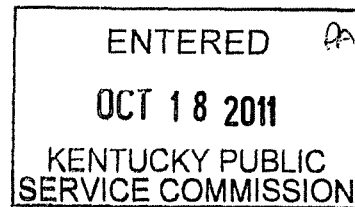
Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that LG&E has established good cause to deviate from the provision in the June 28, 2011 Order that requires the filing of 15 paper copies with the Commission and service of a paper copy on all parties to this case. The Commission finds that LG&E should be allowed to file its responses to Supplemental Request No. 11 in electronic format given that the best means to accurately respond to the request is by electronic format. The Commission further finds that the responses to Supplemental Request Nos. 3(d) and 6(c) are sufficiently voluminous to allow LG&E to substitute electronic copies for the paper copies to be filed with the Commission and served on the parties. However, as stated in its motion, LG&E shall file the original responses to Supplemental Request No. 6(c) in paper format and LG&E is required to file the original responses to Supplemental Request No. 3(d) in paper format as well.

IT IS THEREFORE ORDERED that:

1. LG&E's motion to deviate from the filing requirements of the June 28, 2011 Order is granted to the extent that LG&E may file in electronic format the 15 copies of its responses to the Commission Staff's Supplemental Request Nos. 3(d), 6(c), and 11, and LG&E may serve electronic copies on the parties.

2. Within seven days of the date of this Order, LG&E shall file with the Commission in paper format the original responses to Commission Staff's Supplemental Request Nos. 3(d) and 6(c).

By the Commission



ATTEST:


Executive Director

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

Kristin Henry
Staff Attorney
Sierra Club
85 Second Street
San Francisco, CALIFORNIA 94105

David Brown
Stites & Harbison, PLLC
1800 Providian Center
400 West Market Street
Louisville, KENTUCKY 40202

Honorable Dennis G Howard II
Assistant Attorney General
Office of the Attorney General Utility & Rate
1024 Capital Center Drive
Suite 200
Frankfort, KENTUCKY 40601-8204

Robert M Conroy
Director, Rates
Louisville Gas and Electric Company
220 W. Main Street
P. O. Box 32010
Louisville, KY 40202

Honorable Michael L Kurtz
Attorney at Law
Boehm, Kurtz & Lowry
36 East Seventh Street
Suite 1510
Cincinnati, OHIO 45202

Shannon Fisk
Senior Attorney
Natural Resources Defense Council
2 N. Riverside Plaza, Suite 2250
Chicago, ILLINOIS 60660

Honorable Kendrick R Riggs
Attorney at Law
Stoll Keenon Ogden, PLLC
2000 PNC Plaza
500 W Jefferson Street
Louisville, KENTUCKY 40202-2828

Thomas J FitzGerald
Counsel & Director
Kentucky Resources Council, Inc.
Post Office Box 1070
Frankfort, KENTUCKY 40602

Allyson K Sturgeon
Senior Corporate Attorney
LG&E and KU Services Company
220 West Main Street
Louisville, KENTUCKY 40202

Robert A Ganton
General Attorney - Regulatory Law
U.S. Army Legal Services Agency
9275 Gunston Road
ATTN: JALS-RL/IP
Fort Belvoir, VIRGINIA 22060-554

Edward George Zuger, III
Zuger Law Office PLLC
P.O. Box 728
Corbin, KENTUCKY 40702

Esq Scott E Handley
Administrative Law Division - Office
50 Third Avenue, Room 215
Fort Knox, KENTUCKY 40121