



STOLL · KEENON · OGDEN
P L L C

2000 PNC PLAZA
500 WEST JEFFERSON STREET
LOUISVILLE, KY 40202-2828
MAIN: (502) 333-6000
FAX: (502) 333-6099
www.skofirm.com

KENDRICK R. RIGGS
DIRECT DIAL: (502) 560-4222
DIRECT FAX: (502) 627-8722
kendrick.riggs@skofirm.com

June 16, 2011

RECEIVED

JUN 16 2011

PUBLIC SERVICE
COMMISSION

VIA HAND DELIVERY

Jeff DeRouen
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, KY 40601

RE: The Application of Kentucky Utilities Company for Certificates of Public Convenience and Necessity and Approval of Its 2011 Compliance Plan for Recovery by Environmental Surcharge
Case No. 2011-00161

The Application of Louisville Gas and Electric Company for Certificates of Public Convenience and Necessity and Approval of Its 2011 Compliance Plan for Recovery by Environmental Surcharge
Case No. 2011-00162

Dear Mr. DeRouen:

In response to the June 14, 2011 letters from Ms. Linda Faulkner, Filings Division Director, enclosed please find and accept for filing two originals and twenty copies of a Joint Petition of Kentucky Utilities Company and Louisville Gas and Electric Company for Approval to Deviate From Rule in the above-referenced cases.

Pursuant to and in support of the Joint Petition for Approval to Deviate From Rule, Kentucky Utilities Company is filing with this letter in Case No. 2011-00161 one paper original and one paper copy of the appendices and exhibits to the testimonies of John N. Voyles and Gary H. Revlett previously provided in electronic format and attached to KU's application filed June 1, 2011.

Pursuant to and in support of the Joint Petition for Approval to Deviate From Rule, Louisville Gas and Electric Company is filing with this letter in Case No. 2011-00162 one paper original and one paper copy of the appendices and exhibits to the testimonies of John N. Voyles previously provided in electronic format and attached to LG&E's application filed June 1, 2011.

Jeff DeRouen
June 16, 2011
Page 2

By copy of this letter, I am advising counsel to the parties in these cases that they are receiving a copy of the Joint Petition for Approval to Deviate From Rule, but not the exhibits in paper format enclosed with this letter for filing. The exhibits were previously provided in electronic format and attached to KU's and LG&E's applications filed June 1, 2011. Should any party desire to obtain a paper copy of the exhibits, they should contact me at their convenience.

Please confirm your receipt of this filing by placing the stamp of your Office with the date received on the enclosed additional copies of this letter and Joint Petition and return them to me in the enclosed self-addressed stamped envelope. Should you have any questions please contact me at your convenience.

Yours very truly,



Kendrick R. Riggs

KRR:ec

Enclosures:

cc: Dennis G. Howard II and Lawrence W. Cook
Michael L. Kurtz
Iris G. Skidmore
David J. Barberie
Leslye M. Bowman
David C. Brown
Allyson K. Sturgeon
Robert M. Conroy

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

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

In the Matter of:

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

**JOINT PETITION OF KENTUCKY UTILITIES COMPANY AND
LOUISVILLE GAS AND ELECTRIC COMPANY
FOR APPROVAL TO DEVIATE FROM RULE**

Kentucky Utilities Company (“KU”) and Louisville Gas and Electric Company (“LG&E”) (collectively, the “Companies”) petition the Kentucky Public Service Commission (“Commission”) to grant the Companies approval, pursuant to 807 KAR 5:001 § 14, to deviate from the paper-copy requirement pertaining to applications contained in 807 KAR 5:001 §§ 3(3) and 8(2) because the Companies have substantially complied with the Commission’s regulations and are supplementing their filings herewith. In support of this joint petition, the Companies state as follows:

1. On June 1, 2011, each Company filed with the Commission in its respective above-styled proceeding an original and ten copies of its application, required exhibits, and supporting testimony.

2. The testimony of John N. Voyles supported each application. Each Company supplied the appendices to Exhibit JNV-2 to Mr. Voyles's testimony in electronic format on compact disc (in the widely used PDF format) because of the extraordinary length of the appendices. (Reproduction of the information contained on the compact disc in a paper format fills two boxes, each 10 inches in height, 12 inches wide and 24 inches deep.) One compact disc accompanied the original and each copy of the application and supporting documentation the Companies provided to the Commission.

3. The testimony of Gary H. Revlett supported each application. KU supplied the exhibits to Mr. Revlett's testimony in electronic format on compact disc (in the widely used portable document format or "PDF") because of the length of the appendices. KU used a single compact disc to provide Mr. Voyles's exhibits and Mr. Revlett's exhibits.

4. On June 14, 2011, the Commission's Filings Division Director issued letters to the Companies informing them of a deficiency in each Company's filing due to the aforementioned appendices and exhibits having been provided in electronic format. The letters stated that, per 807 KAR 5:001 §§ 3(3) and 8(2), the Companies should have supplied the appendices and exhibits in paper format.

5. The Companies are herewith filing in each proceeding one wholly paper original and one wholly paper copy of each aforementioned appendices and exhibits previously provided in electronic format, thereby filing an original and one copy of each application and all supporting documentation completely in a paper format.

6. The Companies hereby petition the Commission to grant a deviation from the above-cited regulations because the Companies have substantially complied therewith. The Companies provided the originals and copies filed on June 1, as well as six additional copies

requested by the Commission on June 2, and the additional originals and copies being provided herewith.

7. In view of this substantial compliance, the Companies respectfully ask the Commission to grant this petition and deem each Company's application to be filed as of the date of this petition. Granting such a deviation would be consistent with previous Commission action. *See In the Matter of: Application Of Elkhorn Water District For Alternative Rate Adjustment*, Case No. 2011-00083, Order (April 25, 2011).

WHEREFORE, Kentucky Utilities Company and Louisville Gas and Electric Company respectfully request that, pursuant to 807 KAR 5:001 § 14, the Commission grant a deviation from 807 KAR 5:001 §§ 3(3) and 8(2), deeming KU's and LG&E's substantial compliance to be sufficient compliance with the regulations in this proceeding.

Dated: June 16, 2011

Respectfully submitted,



Kendrick R. Riggs
W. Duncan Crosby III
Stoll Keenon Ogden PLLC
2000 PNC Plaza
500 West Jefferson Street
Louisville, Kentucky 40202
Telephone: (502) 333-6000

Allyson K. Sturgeon
Senior Corporate Attorney
LG&E and KU Services Company
220 West Main Street
Louisville, Kentucky 40202
Telephone: (502) 627-2088

Counsel for Kentucky Utilities Company
and Louisville Gas and Electric Company

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Joint Petition was served on the following persons on the 16th day of June 2011, by U.S. mail, postage prepaid:

Dennis G. Howard II
Lawrence W. Cook
Assistant Attorneys General
Office of the Attorney General
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

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

David J. Barberie, Attorney Senior
Leslye M. Bowman, Director of Litigation
Department of Law
Lexington-Fayette Urban County Government
200 East Main Street
Lexington, KY 40507

David C. Brown
Stites & Harbison PLLC
400 West Market Street, Suite 1800
Louisville, KY 40202-3352



Counsel for Kentucky Utilities Company
and Louisville Gas and Electric Company