SULLIVAN, MOUNTJOY, STAINBACK & MILLER PSC

ATTORNEYS AT LAW

Ronald M. Sullivan Jesse T. Mountiov

Frank Stainback

James M. Miller

Michael A. Fiorella

Allen W. Holbrook R. Michael Sullivan

Bryan R. Reynolds*

Tyson A. Kamuf

Mark W. Starnes

C. Ellsworth Mountjoy

Mary L. Moorhouse

*Also Licensed in Indiana

July 30, 2012

RECEIVED

Via Federal Express

JUL 3 0 2012

PUBLIC SERVICE COMMISSION

Jeff DeRouen **Executive Director Public Service Commission** 211 Sower Boulevard, P.O. Box 615 Frankfort, Kentucky 40602-0615

In the Matter of: Application of Big Rivers Electric Corporation Re: for Approval of its 2012 Environmental Compliance Plan, for Approval of its Amended Environmental Cost Recovery Surcharge Tariff, for Certificates of Public Convenience and Necessity, and for Authority to Establish a Regulatory Account, P.S.C. Case No. 2012-00063

Dear Mr. DeRouen:

Enclosed for filing on behalf of Big Rivers Electric Corporation ("Big Rivers") are an original and ten copies of a motion for deviation with respect to a flash drive that Big Rivers filed on June 21, 2012. This motion is being filed in response to a letter to me from the Public Service Commission dated July 24, 2012. A copy of this letter and a copy of the motion have been served on each of the persons on the attached service list.

Sincerely.

Tyson Kamuf

BLR

TAK/ei Enclosures

Telephone (270) 926-4000 Telecopier (270) 683-6694

Albert Yockey cc: Service List

100 St. Ann Building PO Box 727 Owensboro, Kentucky 42302-0727

www.westkylaw.com

Service List PSC Case No. 2012-00063

Jennifer B. Hans, Esq.
Dennis G. Howard, II, Esq.
Lawrence W. Cook, Esq.
Matt James, Esq.
Assistant Attorneys General
1024 Capital Center Drive
Suite 200
Frankfort, KY 40601-8204

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

David C. Brown, Esq. Stites & Harbison PLLC 1800 Providian Center 400 West Market Street Louisville, KY 40202

Joe Childers, Esq. Joe F. Childers & Associates 300 Lexington Building 201 West Short Street Lexington, Kentucky 40507

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

Shannon Fisk 745 N. 24th St. Philadelphia, PA 19130 Christopher Leung Earthjustice 156 William Street Suite 800 New York, New York 10038

Walt Drabinski Vantage Energy Consulting LLC 24160 Overseas Highway Cudjoe Key, Florida 33042

Chuck Buechel 10 Eagleview Lane Fort Thomas, KY 41075

Mike Boismenu 3 Lotus Bay Estate Drive Irving, NY 14081

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION OF KENTUCKY
In the Matter of:
Application of Big Rivers Electric Corporation)
for Approval of its 2012 Environmental
Compliance Plan, for Approval of its Amended)
Environmental Cost Recovery Surcharge Tariff,) Case No. 2012-00063
for Certificates of Public Convenience and)
Necessity, and for Authority to Establish a)
Regulatory Account)
,
MOTION FOR DEVIATION
Big Rivers Electric Corporation ("Big Rivers") hereby moves the Kentucky Public
Service Commission ("Commission") for a deviation from the Commission's requirement that a
paper copy of material be filed with the Commission when the material is filed under a petition
for confidential treatment. On June 21, 2012, Big Rivers filed certain electronic files on a flash
drive under a petition for confidential treatment. The files were being filed in response to Item
26b of the Commission Staff's First Request for Information ("PSC 1-26b"). If printed, the files
26b of the Commission Staff's First Request for Information (" <u>PSC 1-26b</u> "). If printed, the files on the flash would contain thousands of pages.
on the flash would contain thousands of pages.
on the flash would contain thousands of pages. WHEREFORE, Big Rivers respectfully requests that the Commission enter an order

1	On this the 30 th day of July, 2012.
2	
3	150
4	James M. Miller
5	Tyson Kamuf
6	SULLIVAN, MOUNTJOY, STAINBACK
7	& MILLER, P.S.C.
8	100 St. Ann Street, P. O. Box 727
9	Owensboro, Kentucky 42302-0727
10	(270) 926-4000
11	
12	Counsel for Big Rivers Electric Corporation