### COMMONWEALTH OF KENTUCKY

#### BEFORE THE PUBLIC SERVICE COMMISSION

## In the Matter of:

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

## <u>ORDER</u>

The Commission, on its own motion, HEREBY ORDERS that:

1. Kentucky Utilities Company ("KU") shall re-file its proposed Environmental Surcharge Cost Recovery tariff to reflect an effective date of December 16, 2011, in accordance with KRS 278.183(2) and the Commission's Order entered June 21, 2011.

2. The procedural schedule set forth in the Appendix attached hereto and incorporated herein shall be followed.

3. Any document filed in this case shall be served on all parties of record with an original and fifteen copies to the Commission.

4. a. All responses to requests for information shall be appropriately bound, tabbed, and indexed. All responses shall include the name of the witness who will be responsible for responding to questions related to the information provided.

b. Any request for information from the Commission Staff shall be responded to as if set forth in a Commission Order.

c. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association

or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

d. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.

e. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

5. KU shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, KU shall forward a duplicate of the notice and request to the Commission.

6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

7. Any objections or motions relating to discovery or procedural dates shall be filed upon four business days' notice or the filing party shall explain, in writing, why such notice was not possible.

8. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.

9. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

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By the Commission



ATTEST: e Director

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## APPENDIX A

# APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2011-00161 DATED JUN 2 8 2011

All Initial requests for information to Kentucky Utilities Company ("KU") shall be filed no later than07/12/11
KU shall file responses to initial requests for information no later than07/25/11
All Supplemental requests for information to KU shall be filed no later than08/08/11
KU's responses to supplemental requests for information shall be filed no later than08/22/11
Intervenor testimony, if any, in verified prepared form, shall be filed no later than09/06/11
All requests for information to Intervenors shall be filed no later than
Intervenors' responses to requests for information shall be filed no later than
Rebuttal testimony, if any, shall be filed no later than10/14/11
Last day for KU to publish notice of hearing (to be scheduled)
Public hearing shall begin at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of cross-examination of witnesses of KU and intervenors

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