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)	

ORDER

On June 1, 2011, Louisville Gas and Electric Company ("LG&E") tendered for filing an application, pursuant to KRS 278.020(1) and 278.183, requesting approval to construct air quality control facilities and approval of an amended environmental compliance plan and rate surcharge. By letter dated June 14, 2011, the Commission notified LG&E that its tendered application was being rejected for filing due to the omission of the paper copies of the appendices to the testimony of witness John N. Voyles, Exhibit JNV-2. LG&E subsequently tendered, on June 16, 2011, an original and one paper copy of the previously omitted appendices and exhibits, and a motion requesting a deviation from 807 KAR 5:001, Section 3(3) and 8(2), which requires an application to be filed on paper and be accompanied by ten copies. LG&E's motion states that due to the voluminous nature of the omitted appendices, its application as originally tendered included electronic copies only, not paper copies. The motion further requests that the Commission find that LG&E has substantially complied with the applicable regulations by its tender of an original and one paper copy of the previously omitted appendices and exhibits, along with the originally tendered electronic copies.

Based on the motion and being otherwise sufficiently advised, the Commission finds that the omitted appendices and exhibits are voluminous and that the filing of an original and one paper copy, rather than the required ten copies, will not hinder our investigation and processing of this case. Thus, we find good cause to grant LG&E a deviation under 807 KAR 5:001, Section 14, and to accept its application for filing as of June 16, 2011, the date that LG&E tendered the original and one paper copy of the omitted appendices and exhibits.

IT IS THEREFORE ORDERED that LG&E's request for a deviation is granted and its application is accepted for filing as of June 16, 2011.

By the Commission

ENTERED JUN 21 2011

KENTUCKY PUBLIC SERVICE COMMISSION

ATTEST

Executive Director

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

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

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

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

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

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