## COMMONWEALTH OF KENTUCKY

## BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC JOINT APPLICATION OF LOUISVILLE GAS AND ELECTRIC COMPANY AND KENTUCKY UTILITIES COMPANY FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR FULL DEPLOYMENT OF ADVANCED METERING SYSTEMS

CASE NO. 2018-00005

## <u>order</u>

This matter arises upon the motions of the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention ("Attorney General") regarding the procedural schedule for this proceeding. On January 10, 2018, Louisville Gas and Electric Company ("LG&E") and Kentucky Utilities Company ("KU") (jointly, "LG&E/KU") filed an application requesting approval of a Certificate of Public Convenience and Necessity ("CPCN") for an advanced metering system ("AMS"), and approval of a new tariff to establish charges for customers who opt out of the AMS meters ("Opt-Out Tariff").

One day before the Commission established a procedural schedule, the Attorney General filed a motion requesting that the first procedural event be scheduled no earlier than April 1, 2018. Subsequently, the Attorney General filed a motion to amend the procedural schedule that again requested that the first procedural event occur no earlier than April 1, 2018. As a basis for the motions, the Attorney General asserted that this is not a typical rate case because, absent the approval of the CPCN, the Opt-Out Tariff could not go into effect. The Attorney General argued that the time period set forth in KRS 278.190(2) for rendering a decision in a rate case should be set aside as this proceeding is not a typical rate case.

LG&E/KU filed a joint response in opposition to the request, asserting that the Attorney General failed to establish good cause to amend the existing procedural schedule

Having reviewed the Attorney General's motions, LG&E/KU's response, and the Attorney General's reply, and being otherwise sufficiently advised, the Commission finds that the Attorney General established good cause and that motion to amend the procedural schedule should be granted. The Attorney General's motion to establish a procedural schedule is moot and should be denied. The Commission further finds that the existing procedural schedule should be suspended. The Commission will enter an amended procedural schedule by separate order.

IT IS HEREBY ORDERED that:

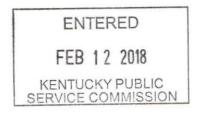
The Attorney General's Motion for a Procedural Schedule is denied as moot.

The Attorney General's Motion to Amend the Procedural Schedule is granted.

3. The procedural schedule established on January 26, 2018, is suspended until further Order by the Commission.

-2-

By the Commission



ATTEST: for Executive Director

Case No. 2018-00005

\*Honorable Allyson K Sturgeon Senior Corporate Attorney LG&E and KU Energy LLC 220 West Main Street Louisville, KENTUCKY 40202

\*Duncan W Crosby Stoll, Keenon, Ogden PLLC 2000 PNC Plaza, 500 West Jefferson St , 40202-2828

\*Jody Kyler Cohn Boehm, Kurtz & Lowry 36 East Seventh Street Suite 1510 Cincinnati, OHIO 45202

\*Justin M. McNeil Office of the Attorney General Office of Rate 700 Capitol Avenue Suite 20 Frankfort, KENTUCKY 40601-8204

\*Honorable Kurt J Boehm 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

\*Kent Chandler Assistant Attorney General Office of the Attorney General Office of Rate 700 Capitol Avenue Suite 20 Frankfort, KENTUCKY 40601-8204 \*Larry Cook Assistant Attorney General Office of the Attorney General Office of Rate 700 Capitol Avenue Suite 20 Frankfort, KENTUCKY 40601-8204

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

\*Rebecca W Goodman Assistant Attorney General Office of the Attorney General Office of Rate 700 Capitol Avenue Suite 20 Frankfort, KENTUCKY 40601-8204

\*Rick E Lovekamp Manager - Regulatory Affairs LG&E and KU Energy LLC 220 West Main Street Louisville, KENTUCKY 40202

\*Robert Conroy LG&E and KU Energy LLC 220 West Main Street Louisville, KENTUCKY 40202

\*Kentucky Utilities Company 220 W. Main Street P. O. Box 32010 Louisville, KY 40232-2010

\*Louisville Gas and Electric Company 220 W. Main Street P. O. Box 32010 Louisville, KY 40232-2010