

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC TARIFF FILING OF BIG RIVERS)	
ELECTRIC CORPORATION AND KENERGY)	CASE NO.
CORP. TO REVISE THE LARGE INDUSTRIAL)	2023-00312
CUSTOMER STANDBY SERVICE TARIFF)	

COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION
TO BIG RIVERS ELECTRIC CORPORATION AND KENERGY CORP.

Big Rivers Electric Corporation (BREC) and Kenergy Corp. (Kenergy) (collectively, Joint Applicants), pursuant to 807 KAR 5:001, shall file with the Commission an electronic version of the following information. The information requested is due on October 27, 2023. The Commission directs Joint Applicants to the Commission's July 22, 2021 Order in Case No. 2020-00085¹ regarding filings with the Commission. Electronic documents shall be in portable document format (PDF), shall be searchable, and shall be appropriately bookmarked.

Each response shall include the question to which the response is made and shall include the name of the witness responsible for responding to the questions related to the information provided. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or association or a governmental agency, be accompanied by a signed certification of the preparer or the person supervising the preparation of the response on behalf of the entity that the

¹ Case No. 2020-00085, *Electronic Emergency Docket Related to the Novel Coronavirus COVID-19* (Ky. PSC July 22, 2021), Order (in which the Commission ordered that for case filings made on and after March 16, 2020, filers are NOT required to file the original physical copies of the filings required by 807 KAR 5:001, Section 8).

response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.

Joint Applicants shall make timely amendment to any prior response if Joint Applicants obtain information that indicates the response was incorrect or incomplete when made or, though correct or complete when made, is now incorrect or incomplete in any material respect.

For any request to which Joint Applicants fail or refuse to furnish all or part of the requested information, Joint Applicants shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

Careful attention shall be given to copied and scanned material to ensure that it is legible. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations. When filing a paper containing personal information, Joint Applicants shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the paper so that personal information cannot be read.

1. Provide any written communication, or summary of verbal communication, between BREC/Kenergy, Kimberly-Clark Corporation (Kimberly-Clark) and Domtar Paper Company, LLC (Domtar) related to negotiations regarding the Large Industrial Customer Standby Service (LICSS) tariff filed in this case.

2. Provide the name of any other customers that take service under the LICSS tariff. If there are additional customers taking service on the LICSS tariff, provide any

written communication, or summary of verbal communication, with those customers regarding the LICSS tariff filed in this proceeding.

3. Refer to the March 3, 2023 Order in Case No. 2021-00289, ordering paragraph 3.² Provide the cost support for the LICSS rates proposed in the tariff filing.

4. Refer to Case No. 2020-00299, Commission Staff Report, page 38.³ Provide an update to the “Big Rivers Coincident and Non-Coincident Peaks” table.

5. Refer to Case No. 2020-00299, Commission Staff Report, page 38.⁴ Explain if any non-member sales agreements have been, or are planned to be, renewed. Include in the response a description of BREC’s generation resources including planned additions, retirements, power purchase agreements (PPA) included in the forecasts.

6. Explain if Midcontinent System Operator, Inc. (MISO) gives accreditation to intermittent resources.

7. For any customer that would take service under the LICSS tariff, provide the customer’s generation technology and capacity. Include in the response if MISO considers each customer intermittent generation.

8. Refer to the Direct Testimony of Nathaniel A. Berry (Berry Direct Testimony) page 4.

a. Explain what is meant by “the electric capacity accredited by MISO for the Standby Customer’s generating unit.”

² Case No. 2021-00289, *Electronic Tariff Filing of Big Rivers Electric Corporation and Kenergy Corp. to Implement a New Standby Service Tariff* (Ky. PSC Mar. 3, 2022), Order, .

³ Case No. 2020-00299, *Electronic 2020 Integrated Resource Plan of Big Rivers Electric Corporation* (Ky. PSC Nov. 22, 2021), Commission Staff Report.

⁴ Case No. 2020-00299, Nov. 22, 2021 Commission Staff Report.

b. For each customer taking service under the LICSS tariff, provide the MISO accredited generating unit capacity.

c. Provide the MISO Planning Resource Auction (PRA) clearing prices for the current year and any future years that have been released by MISO.

9. Refer to the Berry Direct Testimony, page 5. Explain the process BREC undertakes to place its generation capacity into the PRA auction.

10. Explain whether customer self-generation is subject to MISO declarations of system emergencies in the same manner as BREC.

11. Refer to the Berry Direct Testimony, page 6. Also refer to the March 3, 2021 Order in Case No. 2021-00289, page 20.⁵ The Commission found BREC should not bundle LICSS Maintenance Power Service and Backup Power Service and the rates should be set so that the embedded and incremental costs of each are accounted for properly. Provide the maintenance and backup rates separately showing the embedded and incremental costs are accounted for properly. Include in the response each embedded and incremental cost for maintenance power and backup power.

12. Refer to the Berry Direct Testimony, page 11.

a. Define dispatchable.

b. Explain if the customers taking service under the LICSS tariff are dispatchable.

c. Explain whether BREC and the customers taking service under the LICSS tariff have discussed, or renegotiated, contracts due to MISO accreditation.

⁵ Case No. 2021-00289, Mar. 3, 2022 Order at 20.

13. Refer to the March 3, 2021 Order in Case No. 2021-00289, page 25.⁶ Explain whether BREC has taken into account possible changes at MISO, such as seasonal capacity obligations.

14. Refer to the redline version of the proposed BREC Tariff, Third Revised Sheet No. 69.01, unnumbered at 14.

a. Explain why the Self-Supply Capacity for a Standby Customer must be accredited by MISO.

b. Explain the implications for the Stand-By Customer of having its Self-Supply capacity accredited by MISO.

15. Refer to the redline version of the proposed BREC Tariff, Third Revised Sheet No. 69.03, unnumbered at 16. Explain the removal of Section B.1 and B.2.

16. Refer to the proposed BREC Tariff, Third Revised Sheet No. 69.04, unnumbered at 19. Explain why the Stand-By Customer is responsible for the ACES Power Marketing charges.

17. Refer to the proposed BREC Tariff, Third Revised Sheet No. 69.05, unnumbered at 20. Explain why the provision allowing a member cooperative to enter into special agreements with BREC and Standby Customers is being eliminated.

18. Refer to the proposed BREC Tariff, Third Revised Sheet No. 69.05, unnumbered at 20.

a. Explain whether Paragraph 12 applies regardless of whether or not the generation is dispatchable.

⁶ Case No. 2021-00289, Mar. 3, 2022 Order at 25.

b. Explain which of the paragraphs under the Terms and Conditions Section applies if the generation is non-dispatchable and the Stand-by Customer does not wish its generation to be committed in MISO.



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DATED OCT 10 2023

cc: Parties of Record

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