

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC JOINT APPLICATION OF)	
KENTUCKY UTILITIES COMPANY AND)	CASE NO.
LOUISVILLE GAS AND ELECTRIC COMPANY)	2026-00077
FOR APPROVAL OF MERGER)	

ORDER

This matter arises upon the motion of Walmart, Inc. (Walmart), filed April 17, 2026, for full intervention. As a basis for its motion, Walmart stated it is a major employer and energy customer in Kentucky, operating dozens of retail locations served by Kentucky Utilities Company (KU) and Louisville Gas and Electric Company (LG&E) (jointly, LG&E/KU) and purchasing large amounts of electricity and natural gas. Because energy is one of its highest operating costs, any rate changes could significantly affect its operations and workforce. Walmart argues its interests are unique due to its large, multi-location energy usage and distinct load profile, and therefore cannot be adequately represented by other customers.

LEGAL STANDARD

The Attorney General of the Commonwealth of Kentucky, by and through the Office of Rate Intervention (Attorney General), has the statutory right to intervene in Commission cases pursuant to KRS 367.150(8)(b). The Attorney General has been

granted intervention in this case. ¹ With limited exception, intervention by all others is permissive and within the sole discretion of the Commission.²

The regulatory standard for permissive intervention, set forth in 807 KAR 5:001, Section 4, is twofold. Commission regulation 807 KAR 5:001, Section 4(11), requires a person to set forth in the motion to intervene either (1) a special interest in the proceeding that is not otherwise adequately represented in the case, or (2) that intervention is likely to present issues or develop facts that will assist the Commission in fully considering the matter without unduly complicating or disrupting the proceedings.

DISCUSSION AND FINDINGS

Based on a review of the pleadings at issue and being otherwise sufficiently advised, the Commission finds that Walmart has demonstrated that it has a special interest in the proceeding over which the Commission has jurisdiction that is not otherwise adequately represented or that Walmart is likely to present issues or develop facts that will assist the Commission in considering this matter without unduly complicating or disrupting the proceedings for the reasons discussed below.

Walmart is a large commercial customer of both LG&E and KU, with approximately 49 retail facilities in Kentucky served by LG&E/KU. Walmart stated that it purchased more than 102.7 million kWh in 2024 from KU and more than 49.6 million kWh in 2024 from

¹ Order (Ky. PSC Mar. 30, 2026).

² KRS 164.2807.

LG&E.³ Walmart also stated that it has participated in numerous proceedings before the Commission.⁴

Based on the above, the Commission finds that Walmart should be granted full rights of a party in this proceeding. The Commission directs Walmart to the Commission's July 22, 2021 Order in Case No. 2020-00085⁵ regarding filings with the Commission.

IT IS HEREBY ORDERED that:

1. Walmart's motion to intervene is granted.
2. Walmart is entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.
3. Walmart shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents.
4. Walmart shall adhere to the procedural schedule set forth in the Commission's April 10, 2026 Order and as amended by subsequent Orders.
5. Pursuant to 807 KAR 5:001, Section 8(9), within seven days of service of this Order, Walmart shall file a written statement with the Commission that:
 - a. Certifies that it, or its agent, possesses the facilities to receive electronic transmissions; and

³ Walmart's Motion to Intervene (filed Apr. 17, 2026) at 2-3.

⁴ Walmart's Motion to Intervene at 5.


⁵ 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).

b. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding shall be served.

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Entered on this 13th day of May, 2026.


PUBLIC SERVICE COMMISSION



Angie Hatton
Chair



Mary Pat Regan
Commissioner



Andrew W. Wood
Commissioner

ATTEST:



Linda C. Bridwell, PE
Executive Director

Case No. 2026-00077

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