

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**In the Matter of:**

|  |   |                            |
|--|---|----------------------------|
| <b>APPLICATION OF LOUISVILLE GAS AND</b> | ) |                            |
| <b>ELECTRIC COMPANY FOR AN</b>           | ) |                            |
| <b>ADJUSTMENT OF ITS ELECTRIC AND</b>    | ) | <b>CASE NO. 2014-00372</b> |
| <b>GAS RATES</b>                         | ) |                            |

**MOTION TO DEVIATE FROM RULE**

Louisville Gas and Electric Company (“LG&E”) by counsel, moves the Kentucky Public Service Commission (“Commission”) to grant LG&E approval pursuant to 807 KAR 5:001 § 22 to deviate from the requirement that parties upload an electronic version of all papers filed in this case to the Commission’s website using the Commission’s E-Filing System. LG&E further moves the Commission to grant LG&E approval pursuant to 807 KAR 5:001 § 22 to deviate from the requirement that it file with the Commission one copy in paper medium of all papers electronically filed with the Commission. LG&E makes these requests due to the large file size of a Microsoft Excel spreadsheet attached as Appendix A to the Rebuttal Testimony of David S. Sinclair (“Appendix A”). In support of its Motion, LG&E states as follows:

1. On October 22, 2014, LG&E filed its notice of intent to file a rate case and its notice of election of use of electronic filing procedures.
2. On October 24, 2014, the Commission acknowledged receipt of LG&E’s notice of election of use of electronic filing procedures via a letter from Executive Director Jeff Derouen. The letter states that “[a]ll documents submitted to the Commission in this proceeding must comply with the rules of procedure adopted by the Commission found in 807 KAR 5:001. Any deviation from these rules must be submitted in writing to the Commission for consideration.”

3. 807 KAR 5:001 § 8(6)(b) provides: “An individual file uploaded to the Commission website shall not exceed thirty (30) megabytes.”

4. 807 KAR 5:001 § 8(3) provides: “All papers shall be filed with the commission by uploading an electronic version using the commission’s E-Filing System at <http://psc.ky.gov>. In addition, the filing party shall file one (1) copy in paper medium with the commission as required by subsection (12)(a)2. of this section.”

5. 807 KAR 5:001 § 8(12)(a)(2) provides: “A paper shall be consider timely filed with the commission if: The paper, in paper medium, is filed at the commission’s offices no later than the second business day following the successful electronic transmission.”

6. Pursuant to the Commission’s Rules of Procedure, LG&E must electronically upload to the Commission’s E-Filing System all filings made in this case. The Commission’s Rules of Procedure prohibit, however, the uploading of individual files greater than 30 megabytes. Appendix A is a voluminous Microsoft Excel spreadsheet that has a file size of approximately 100 megabytes.

7. Also pursuant to the Commission’s Rules of Procedure, LG&E must provide the Commission with one paper copy of all filings. The paper copy of Appendix A would consist of hundreds of pages.

8. LG&E is requesting permission to deviate from the Commission’s Rules of Procedure by not uploading a copy of Appendix A to the Commission’s E-Filing System because the file size exceeds that allowed by the Commission’s Rules of Procedure. Rather, LG&E is requesting permission to file one copy of Appendix A with the Commission on a compact disc.

9. LG&E is also requesting permission to deviate from the Commission’s Rules of Procedure by not filing a paper copy of Appendix A.

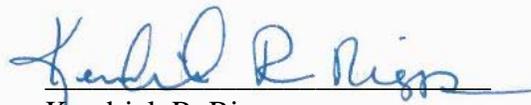
10. LG&E is serving each party to this proceeding with a true and accurate copy of the compact disc filed with the Commission.

11. LG&E is making all of the above requests to deviate from the paper filing requirement pursuant to 807 KAR 5:001 § 22.

**WHEREFORE**, LG&E requests the above-described deviations from the requirement that parties upload all filings to the Commission's E-Filing System and submit a copy of the filing in to the Commission in paper medium. LG&E requests that it be allowed to instead submit Appendix A on a compact disc in compliance with this requirement, and likewise serve a copy of Appendix A on a compact disc sent to all parties.

Dated: April 14, 2015

Respectfully submitted,



Kendrick R. Riggs  
Stoll Keenon Ogden PLLC  
2000 PNC Plaza  
500 West Jefferson Street  
Louisville, Kentucky 40202-2828  
Telephone: (502) 333-6000  
Fax: (502) 627-8722  
kendrick.riggs@skofirm.com

Allyson K. Sturgeon  
Senior Corporate Attorney  
LG&E and KU Services Company  
220 West Main Street  
Louisville, Kentucky 40202  
Telephone: (502) 627-2088  
Fax: (502) 627-3367  
allyson.sturgeon@lge-ku.com

*Counsel for Louisville Gas and Electric Company*

**CERTIFICATE OF COMPLIANCE**

In accordance with 807 KAR 5:001, Section 8, this is to certify that Louisville Gas and Electric Company's April 14, 2015 electronic filing of the Motion for Approval to Deviate from Rule is a true and accurate copy of the same document being filed in paper medium; that the electronic filing has been transmitted to the Commission on April 14, 2015; that there are currently no parties that the Commission has excused from participation by electronic means in this proceeding; and that an original and three copies in paper medium of the Motion are being hand delivered to the Commission on April 14, 2015.

A handwritten signature in blue ink, appearing to read "Gerald R. Riess", is written over a horizontal line.

*Counsel for Louisville Gas and Electric Company*