

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

2014 INTEGRATED RESOURCE PLAN OF) CASE NO.
BIG RIVERS ELECTRIC CORPORATION) 2014-00166

ORDER

On August 26, 2014, the Commission granted in part and denied in part the request of Big Rivers Electric Corporation ("Big Rivers") for confidentiality. Ordering paragraph 10 of that Order required Big Rivers to submit redacted and unredacted copies of certain Appendices, including Appendix H. The Order noted that the documents should be filed in paper format unless good cause was shown to permit a deviation from 807 KAR 5:001, Section 13(2)(a)(3).¹ On September 2, 2014, Big Rivers submitted a motion, pursuant to 807 KAR 5:001, Section 22, for leave to deviate from the filing requirements set forth in 807 KAR 5:001, Sections 7(1) and 13, requiring the filing of an original document plus ten copies.

Big Rivers proposes to submit one confidential CD containing a revised Appendix H pursuant to the Commission's August 26, 2014 Order. It further proposes to submit an original plus ten CD copies containing a redacted version of Appendix H. In support of its motion, Big Rivers states that it would be unduly burdensome to provide the documents in paper format. It states that the confidential document totals 348 pages and the redacted version totals 460 pages.

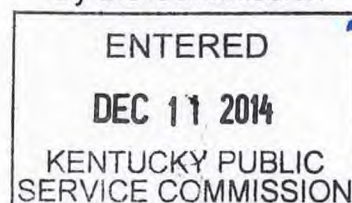
¹ This paragraph was amended *nunc pro tunc* in the Commission's November 20, 2014 Order to include reference to an additional appendix, but otherwise does not impact the instant motion or Order.

Based on a review of the record and being otherwise sufficiently advised, the Commission finds that Big Rivers has not shown good cause to deviate from the filing requirements of the Commission's August 26, 2014 Order and 807 KAR 5:001, Section 13. Big Rivers has failed to establish that filing an original of the 348 page confidential document would be unduly burdensome. Similarly, the redacted version totaling 460 pages per copy does not exceed any minimal threshold previously accepted by the Commission as being sufficiently voluminous so as to permit a deviation from the paper filing requirement.²

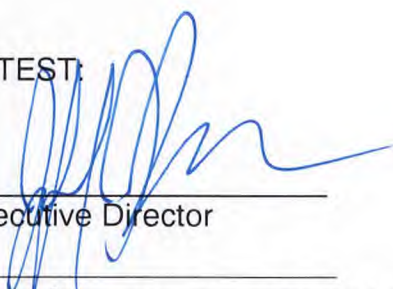
IT IS THEREFORE ORDERED that:

1. Big Rivers' September 2, 2014 motion to deviate from the filing requirements of the August 26, 2014 Order and 807 KAR 5:001, Section 13, is denied.
2. Big Rivers shall serve each party a paper copy of Appendix H and shall file with the Commission one paper confidential and ten paper redacted copies of Appendix H, as directed by the Commission's August 26, 2014 Order.

By the Commission



ATTEST:



Executive Director

² See, e.g., Case No. 2011-00401, *Application of Kentucky Power Company for Approval of its 2011 Environmental Compliance Plan, for Approval of its Amended Environmental Cost Recovery Surcharge Tariff, and for the Grant of a Certificate of Public Convenience and Necessity for the Construction and Acquisition of Related Facilities* (Ky. PSC Apr. 24, 2012).

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

Joe F Childers
Joe F. Childers & Associates
300 Lexington Building
201 West Short Street
Lexington, KENTUCKY 40507

Jennifer Black Hans
Assistant Attorney General
Office of the Attorney General Utility & Rate
1024 Capital Center Drive
Suite 200
Frankfort, KENTUCKY 40601-8204

Kristin Henry
Staff Attorney
Sierra Club
85 Second Street
San Francisco, CALIFORNIA 94105

Honorable Tyson A Kamuf
Attorney at Law
Sullivan, Mountjoy, Stainback & Miller, PSC
100 St. Ann Street
P.O. Box 727
Owensboro, KENTUCKY 42302-0727