

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

AN EXAMINATION OF THE APPLICATION)
OF THE FUEL ADJUSTMENT CLAUSE OF)
BIG RIVERS ELECTRIC CORPORATION) Case No. 2014-00230
FROM NOVEMBER 1, 2013 THROUGH)
APRIL 30, 2014)

AN EXAMINATION OF THE APPLICATION)
OF THE FUEL ADJUSTMENT CLAUSE OF)
BIG RIVERS ELECTRIC CORPORATION) Case No. 2014-00455
FROM NOVEMBER 1, 2012 THROUGH)
OCTOBER 31, 2014)

**BIG RIVERS ELECTRIC CORPORATION'S FIRST REQUEST FOR INFORMATION
TO KENTUCKY INDUSTRIAL UTILITY CUSTOMERS, INC.**

Big Rivers Electric Corporation submits these first requests for information to Kentucky Industrial Utility Customers, Inc., to be answered in accordance with the following Definitions and Instructions.

DEFINITIONS

1. Whenever it is necessary to bring within the scope of these information requests documents that otherwise might be construed to be outside their scope (1) the use of "and" as well as "or" shall be construed both disjunctively and conjunctively; (2) the use of a word in its singular form shall be construed to include within its meaning its plural form as well, and vice versa; (3) the use of "include" and "including" shall be construed to mean "without limitation"; and (4) the use of a verb in any tense or voice shall be construed as the use of that verb in all other tenses and voices.

2. "Big Rivers" means Big Rivers Electric Corporation.

1 3. “KIUC,” “you,” or “your” means Kentucky Industrial Utility Customers, Inc. and
2 its members, agents, officers, directors, employees, and consultants.

3 4. “Commission” means the Kentucky Public Service Commission.

4 5. “FAC” means fuel adjustment clause.

5 6. “Document” means any written, recorded, transcribed, printed or impressed
6 matter of whatever kind, however produced, stored or reproduced, including, but not limited to,
7 sound or pictorial recordings, computerized information, books, pamphlets, letters, memoranda,
8 telegrams, electronic or mechanical transmissions, communications of all kinds, reports, notes,
9 working papers, handwritings, charts, papers, writings, printings, transcriptions, tapes and
10 records of all kinds. Document includes, without limitation, all workpapers produced by or
11 relied upon by the witness.

12 7. “Person” includes a natural person, a business organization of any type, an
13 unincorporated association, a governmental subdivision, agency, or entity, and a business trust.

14 8. Wherever in these information requests you are asked to “identify,” you are
15 requested:

- 16 a. when identifying a person, to give such person’s:
17 (1) full name,
18 (2) business address, residence address, and telephone number,
19 (3) his or her present or last known position and business affiliation at
20 the time in question, and
21 (4) the nature of such person’s participation in, and the scope of his
22 responsibility with regard to, the facts and events underlying the
23 present case;

- 1 b. when identifying an oral communication, to:
- 2 (1) identify the author thereof and the parties thereto,
- 3 (2) state the date of the communication,
- 4 (3) state the place of the communication,
- 5 (4) state the substance of the communication, and
- 6 (5) state whether such communication has been reduced to writing
- 7 and, if so, identify each document and the present custodian
- 8 thereof;
- 9 c. when identifying a document, to:
- 10 (1) identify the author thereof and the parties thereto,
- 11 (2) state its title or other identifying data,
- 12 (3) state the date of the document or if no date appears thereon, the
- 13 approximate date,
- 14 (4) state the exact nature and substance thereof;
- 15 (5) identify each person having possession, care, custody or control of
- 16 the original and any copies thereof; and
- 17 (6) if such document was, but no longer is, in your possession or
- 18 subject to your control, state what disposition was made of it; and
- 19 d. when identifying other information, to state:
- 20 (1) the source thereof,
- 21 (2) any oral communications pertaining thereto,
- 22 (3) any documents pertaining thereto, and
- 23 (4) the substance of the information.

1 INSTRUCTIONS

2 1. If any document called for by any of these data requests is withheld based upon a
3 claim of privilege or work product, please produce so much of the document as to which you do
4 not claim privilege or protection, and for each document or part of a document for which you
5 claim privilege or protection, describe or identify:

- 6 a. The nature, subject matter and substance of the document or part of the
7 document withheld;
- 8 b. The nature of the privilege or protection claimed;
- 9 c. The date, author or authors, addressee or addressees, and distribution of
10 the document;
- 11 d. Each person in whose possession, custody or control any copy of the
12 document is or has been; and
- 13 e. Paragraph number of the schedule of documents to which the document or
14 part of the document is responsive.

15 2. If, for reasons other than a claim of privilege or work product, you refuse to
16 answer any data request or to produce any document requested, state the grounds upon which the
17 refusal is based with sufficient specificity to permit a determination of the propriety of such
18 refusal.

19 3. If any copy of any document requested herein or any record which refers or
20 relates to any document requested herein has been destroyed or lost, set forth to the extent
21 possible the content of each such document, the date such document and its copies were
22 destroyed or lost and, if destroyed, the identity of the person authorizing such destruction, and
23 the identity of the last known custodian of such document prior to its destruction.

1 4. These data requests shall be deemed continuing and you should serve upon Big
2 Rivers' counsel (1) supplemental responses to these data requests if additional information or
3 information that changes your response to any data request is obtained during the course of this
4 proceeding, and (2) any documents requested herein that become available or that are discovered
5 after the date your responses to these data requests are due.

6
7 DATA REQUESTS

8 1. Please provide a copy of all correspondence and other documents sent by or to
9 KIUC related to this case or to the operation of Big Rivers' FAC during the review period,
10 except for correspondence with Big Rivers.

11 2. Please produce all documents, including without limitation correspondence and
12 calculations, in the possession, custody, or control of KIUC related to KIUC's or Mr. Kollen's
13 analysis regarding this case or to the operation of Big Rivers' FAC during the review period.

14 3. Refer to the Direct Testimony of Lane Kollen at page 3, lines 20-22.
15 a. Please explain in detail the "East Kentucky Power Cooperative ('EKPC')/Duke
16 Energy Kentucky ('Duke') methodology." Please provide all documents relied
17 upon for your response.
18 b. Please explain in detail any differences between EKPC's FAC and Duke's FAC
19 and any differences between the operation of EKPC's FAC and Duke's FAC.
20 Please provide all documents relied upon for your response.

21 4. Refer to the Direct Testimony of Lane Kollen at page 4, line 14. Please provide
22 the source for the \$11.77 million value. Please provide all workpapers, assumptions,

1 calculations, and documents used in the derivation of this value. Please provide all spreadsheets
2 in electronic format with formulas intact.

3 5. Refer to the Direct Testimony of Lane Kollen at page 4, lines 17-18.

4 a. Please provide the amount used as Big Rivers' weighted cost of debt. Please
5 provide the source of this amount and all workpapers, assumptions, calculations,
6 and documents used in the derivation of this value. Please provide all
7 spreadsheets in electronic format with formulas intact.

8 b. Please provide the source for the \$1.57 million value. Please provide all
9 workpapers, assumptions, calculations, and documents used in the derivation of
10 this value. Please provide all spreadsheets in electronic format with formulas
11 intact.

12 6. Refer to the chart on page 8 of the Direct Testimony of Lane Kollen.

13 a. Please provide the source for the values in the chart.

14 b. How was the stated "Reserve Margin" calculated?

15 7. Refer to the chart on page 9 of the Direct Testimony of Lane Kollen. Please
16 provide the source for the values in the chart.

17 8. Refer to the chart on page 10 of the Direct Testimony of Lane Kollen. Please
18 provide the source for the values in the chart.

19 9. Refer to the Direct Testimony of Lane Kollen at page 11, line 3. Please explain
20 the basis for Mr. Kollen's claim that "[t]he Coleman unit fuel costs were among the Company's
21 lowest."

22 10. Refer to the Direct Testimony of Lane Kollen at page 11, line 18. Please provide
23 the source for the \$22.85/MWh value. If this value is the result of a calculation not performed

1 by Big Rivers, please provide all workpapers, assumptions, calculations, and documents used in
2 the derivation of this value. Please provide all spreadsheets in electronic format with formulas
3 intact.

4 11. Refer to the Direct Testimony of Lane Kollen at pages 14-15.

5 a. Does KIUC advocate that the Commission require Big Rivers to use an
6 incremental cost methodology?

7 b. Please explain whether KIUC believes the EKPC/Duke methodology is an
8 incremental cost methodology.

9 c. Please explain whether Mr. Kollen believes the EKPC/Duke methodology is an
10 incremental cost methodology.

11 12. Please explain in detail how Mr. Kollen allocated start-up and no load fuel costs.


12 13. Refer to the Direct Testimony of Lane Kollen at page 19, line 9. Please provide
13 Mr. Kollen's "restacking analysis" and describe in detail all data sources, assumptions, and
14 calculations. Please provide all work-papers, with all spreadsheets and models in electronic
15 format with formulas intact.

16 14. Please identify, by name and address, all entities and individuals that KIUC
17 purports to represent in this proceeding.

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1 On this the 23rd day of April, 2015.

2 Respectfully submitted,


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6 _____
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8 Tyson Kamuf
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18 *Counsel for Big Rivers Electric Corporation*

19
20 **Certificate of Service**

21
22 I certify that a true and accurate copy of the foregoing was served by first class mail or by
23 overnight courier upon the persons listed on the accompanying service list, on or before the date
24 the foregoing is filed with the Kentucky Public Service Commission.

25
26 On this the 23rd day of April, 2015,

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28
29 
30 _____
31 Counsel for Big Rivers Electric Corporation