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APR 20 2017

PUBLIC SERVICE
COMMISSION

April 19, 2017

VIA FEDERAL EXPRESS

Dr. Talina R. Mathews
Executive Director
Public Service Commission
211 Sower Boulevard, P.O. Box 615
Frankfort, Kentucky 40602-0615

Re: *In the Matter of: Application of Big Rivers
Electric Corporation for a Declaratory Order*
Case No. 2016-00278

Dear Dr. Mathews:

Enclosed for filing on behalf of Big Rivers Electric Corporation, the City of Henderson, Kentucky, and the Henderson Utility Commission, d/b/a Henderson Municipal and Power & Light are an original and ten copies of the Joint Motion to Hold in Abeyance.

I certify that on this date, a copy of this letter and a copy of all the enclosures were served on all persons listed on the attached service list by first-class mail and electronic mail. Please feel free to contact me if you have any questions.

Sincerely yours,

James M. Miller
Counsel for Big Rivers Electric Corporation

JMM/abg

Enclosures

cc: Service List

Service List
PSC Case No. 2016-00278

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124 West Todd Street
Frankfort, Kentucky 40601

Hon. H. Randall Redding
Hon. Sharon W. Farmer
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*Attorneys for Henderson Utility
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Hon. Dawn Kelsey, City Attorney
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Henderson, Kentucky 42420
Attorney for City of Henderson

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APR 20 2017

PUBLIC SERVICE
COMMISSION

1 COMMONWEALTH OF KENTUCKY

2 BEFORE THE PUBLIC SERVICE COMMISSION OF KENTUCKY

3 In the Matter of:

4 APPLICATION OF BIG RIVERS)
5 ELECTRIC CORPORATION FOR A) CASE NO. 2016-00278
6 DECLARATORY ORDER)
7

8 JOINT MOTION TO HOLD IN ABEYANCE
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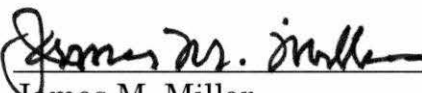
10 Big Rivers Electric Corporation (“Big Rivers”), the City of Henderson,
11 Kentucky, and the Henderson Utility Commission, d/b/a Henderson Municipal and
12 Power & Light (together, “Henderson,” and collectively with Big Rivers, the
13 “Parties”) jointly move the Public Service Commission (“Commission”) to enter an
14 order holding in abeyance further proceedings in this matter to permit the Parties
15 to explore resolution of the issues presented in this case. The hearing in this matter
16 was held February 7, 2017, and the only remaining procedural step is for the
17 Commission to reach a decision and enter its order. The Parties state that they
18 believe their ability to resolve a number of disputes among them, including but not
19 limited to the dispute that is the subject of this proceeding, will be improved if the
20 Commission holds these proceedings in abeyance until July 20, 2017. The Parties
21 further believe that holding this matter in abeyance, as requested, will be in the
22 best interests of the Parties, and offers an opportunity for this case to be resolved
23 without further expenditure of time by the Commission.

1 Henderson expressly states that it joins in this motion without waiving its
2 argument that the Commission lacks jurisdiction to hear the issues presented in
3 this case, and does not submit to Commission jurisdiction by joining in this motion
4 to hold in abeyance.

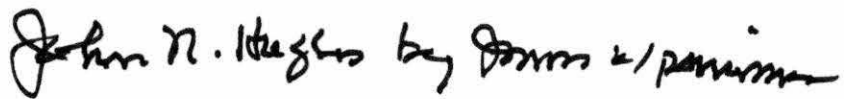
5 Wherefore, the Parties move that the Commission enter an order holding this
6 matter in abeyance for a period ending July 20, 2017, and for all other relief to
7 which the Parties appear entitled.

8 Respectfully submits, this 19th day of April, 2017.

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11 Sullivan, Mountjoy, Stainback & Miller, P.S.C.
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