SULLIVAN, MOUNTJOY, STAINBACK & MILLER, P.S.C. Attorneys

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July 19, 2017

VIA FEDERAL EXPRESS

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PUBLIC SERVICE COMMISSION

John Lyons Acting 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 Mr. Lyons:

Enclosed are an original and ten copies of the status report of Big Rivers Electric Corporation in this matter. I certify that a copy of this letter and attachment have been served today electronically and by mailing on each of the persons on the attached service list.

Sincerely yours,

James m. mille

James M. Miller Counsel for Big Rivers Electric Corporation

JMM/abg

Enclosures

cc: Service List

Service List PSC Case No. 2016-00278

Hon. John N. Hughes Attorney at Law 124 West Todd Street Frankfort, Kentucky 40601

Hon. H. Randall Redding Hon. Sharon W. Farmer KING, DEEP & BRANAMAN 127 North Main Street Post Office Box 43 Henderson, Kentucky 42419-0043 Attorneys for Henderson Utility Commission d/b/a Henderson Municipal Power & Light

Hon. Dawn Kelsey, City Attorney City of Henderson 222 First Street Henderson, Kentucky 42420 *Attorney for City of Henderson*



201 Third Street P.O. Box 24 Henderson, KY 42419-0024 270-827-2561 www.bigrivers.com

July 19, 2017

John Lyons Acting Executive Director Kentucky Public Service Commission 211 Sower Boulevard Frankfort, Kentucky 40602-0615

> RE: Application of Big Rivers Electric Corporation for a Declaratory Order, P.S.C. Case No. 2016-00278

Dear Mr. Lyons:

By order in this matter dated May 1, 2017, the Public Service Commission ("*Commission*") granted the joint motion of the parties for an order holding this matter in abeyance until July 20, 2017. As noted by the Commission in its order, the purpose for holding this case in abeyance was "to allow [the parties] sufficient time in which to engage in discussions to resolve a number of issues among them, including the dispute that is the subject of the instant matter." The Commission further ordered that the parties "shall individually, or jointly, file a status report with the Commission no later than July 20, 2017."

Big Rivers Electric Corporation ("*Big Rivers*") writes to report to the Commission that the efforts of the parties to resolve a number of issues among them, including the dispute that is the subject of this proceeding, have unfortunately been unsuccessful to this point. But because Big Rivers believes that there is still a possibility for success, Big Rivers asks that the Commission continue to hold this matter in abeyance for another 30 days, until August 20, 2017. Big Rivers commits that it will file another status report on or before August 20, 2017.

Sincerely,

Robert w Berry

Robert W. Berry President and CEO