

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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COMMISSION

In The Matter of:

APPLICATION OF LOUISVILLE GAS & ELECTRIC)
COMPANY FOR APPROVAL OF REVISED) CASE NO.
RATES TO BE RECOVERED THROUGH ITS) 2016-00383
GAS LINE TRACKER BEGINNING WITH THE)
FIRST BILLING CYCLE FOR JANUARY, 2017)

**ATTORNEY GENERAL'S MOTION FOR LEAVE TO FILE OUT OF TIME AND
TO WITHDRAW MOTION TO SET A PROCEDURAL SCHEDULE**

Comes now the Attorney General of the Commonwealth of Kentucky, by and through his Office of Rate Intervention, and hereby moves the Commission for leave to file his Initial Requests for Information out of time and to allow him to withdraw his previously filed Motion to Set a Procedural Schedule in the above-styled matter.

The Attorney General filed his Motion to Intervene in this matter November 10, 2016, and was granted intervention by Commission order November 21, 2016. In the interim between the Attorney General requesting and being granted intervention, the Commission entered an Order in the record suspending the proposed tariff changes in this case and providing a procedural schedule. The Attorney General inadvertently missed this order in the case file, and until being told of the Commission's Order, he was unaware a procedural order existed and that the Attorney General was afforded the opportunity to conduct discovery. Due to the Attorney General's oversight of the record, he now requests the Commission allow him to file his initial data requests to the Company which were originally due November 28, 2016.

As the Attorney General's filing of these data requests is four (4) days late, he additionally requests the Commission allow Louisville Gas & Electric (LG&E) have four (4)

additional days to respond, causing the requests to be due on or before December 16, 2016. This would provide LG&E fourteen (14) days, the amount previously afforded in the procedural schedule, to respond to the Attorney General's data requests. This extension of time would not put any party at a disadvantage and will have no effect on the current procedural schedule going forward. The Attorney General has spoken to LG&E's counsel regarding this motion, and counsel stated the Company does not have an objection. Furthermore, due to fact that a procedural schedule had been set by the Commission when the Attorney General filed his Motion to Set a Procedural Schedule on November 29, 2016, he additionally requests the Commission allow him to withdraw that motion.

WHEREFORE, in view of all the foregoing the Attorney General prays the Commission grant his Motion For Leave To File Out Of Time, and to withdraw his previously filed Motion to Set A Procedural Schedule.

Respectfully submitted,

ANDY BESHEAR
ATTORNEY GENERAL



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Certificate of Service and Filing

Counsel certifies that an original and ten photocopies of the foregoing were served and filed by hand delivery to Dr. Talina R. Mathews, Executive Director, Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601; counsel further states that true and accurate copies of the foregoing were mailed via First Class U.S. Mail, postage prepaid, to:

Hon. Allyson K. Sturgeon
Senior Corporate Attorney
LG&E and KU Energy LLC
220 W. Main St.
Louisville, KY 40202

Christopher M. Garrett
Louisville Gas and Electric Company
P. O. Box 32010
Louisville, KY 40202

this 2nd day of December, 2016



Assistant Attorney General