

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ELECTRONIC JOINT APPLICATION OF PPL)
CORPORATION, PPL SUBSIDIARY HOLDINGS,)
LLC, PPL ENERGY HOLDINGS, LLC, LG&E AND)
KU ENERGY LLC, LOUISVILLE GAS AND)
ELECTRIC COMPANY AND KENTUCKY) CASE NO. 2017-00415
UTILITIES COMPANY FOR APPROVAL OF AN)
INDIRECT CHANGE OF CONTROL OF)
LOUISVILLE GAS AND ELECTRIC COMPANY)
AND KENTUCKY UTILITIES COMPANY)

ORDER

This matter is before the Commission upon a motion filed by PPL Corporation, PPL Subsidiary Holdings, LLC, PPL Energy Holdings, LLC, LG&E and KU Energy LLC, Louisville Gas and Electric Company (“LG&E”), and Kentucky Utilities Company (“KU”) (collectively, “Joint Applicants”) requesting the use of electronic filing procedures for this proceeding. Joint Applicants filed the instant motion and their application for approval of an indirect change of control of LG&E and KU on October 17, 2017. In support of their motion, Joint Applicants assert that while the regulation governing electronic filing procedures, 807 KAR 5:001, Section 8, “suggest[s] a preference for an applicant to make an election prior to the submission of its initial papers initiating a proceeding, those Rules do not prohibit an applicant from requesting the use of electronic filing procedures after the proceeding has been initiated.”¹ Joint Applicants further assert that allowing them to use the electronic filing process at this stage of the proceedings would not prejudice any potential party to this matter. Joint Applicants contend that the use of

¹ Motion for Use of Electronic Filing Procedures at ¶ 1.

electronic filing would also reduce the costs associated with the prosecution and review of this matter by reducing the amount of paper copies required to be filed and ensure that the filling of documents would be done in a more timely and transparent manner by having all documents filed in this matter be immediately posted to the Commission's website.

Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that 807 KAR 5:001, Section 8(2),² requires that notice be provided to the Commission at least seven days prior to the filing of an application. Further, 807 KAR 5:001, Section 8(1), provides that use of the electronic filing procedures outlined in 807 KAR 5:001, Section 8, shall be used upon an applicant's timely election of the use of electronic filing procedures. Thus, we find that a request to use the electric filing procedures must be done in a timely manner, at least seven day prior to the filing of an application.

We note, however, that 807 KAR 5:001, Section 22, allows for a deviation from this requirement upon good cause shown. The Commission, on its own motion, finds that there is good cause to allow Joint Applicants to deviate from the notice requirement of 807 KAR 5:001, Section 8(2). We note that the application has just recently been filed and that there are currently no intervenors in this proceeding.³ Therefore, no prejudice will occur in permitting Joint Applicants use of electronic filing procedures.

² 807 KAR 5:001, Section 8(2) provides as follows:

At least seven (7) days prior to the submission of its application, an applicant shall:
(a) File with the commission written notice of its election to use electronic filing procedures using the Notice of Election of Use of Electronic Filing Procedures form

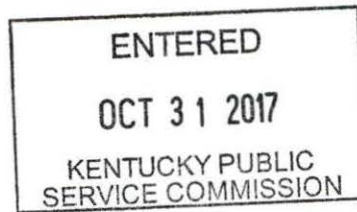
³ Kentucky Industrial Utility Customers Inc. filed a motion to intervene on October 26, 2017, and that motion is still pending at the time of the issuance of this Order.

Further, use of electronic filing procedures will assist in a thorough and efficient review of the instant application.

IT IS HEREBY ORDERED that:

1. Joint Applicants' motion for use of electronic filing procedures is granted.
2. The electronic filing procedures set forth in 807 KAR 5:001, Section 8, shall be used in the processing of this matter.

By the Commission



ATTEST:


Executive Director

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