

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BIG RIVERS ELECTRIC)	
CORPORATION FOR TERMINATION OF CONTRACTS)	CASE NO.
AND A DECLARATORY ORDER AND FOR AUTHORITY)	2018-00146
TO ESTABLISH A REGULATORY ASSET)	

NOTICE OF FILING

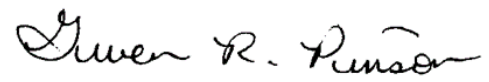
Notice is given to all parties that the following materials have been filed into the record of this proceeding:

- The digital video recording of the evidentiary hearing conducted on July 25, 2018 in this proceeding;
- Certification of the accuracy and correctness of the digital video recording;
- A written log listing, *inter alia*, the date and time of where each witness' testimony begins and ends on the digital video recording of the evidentiary hearing conducted on July 25, 2018.

A copy of this Notice, the certification of the digital video record, and hearing log have been electronically served upon all persons listed at the end of this Notice. Parties desiring to view the digital video recording of the hearing may do so at http://psc.ky.gov/av_broadcast/2018-00146/2018-00146_25Jul18_Inter.asx.

Parties wishing an annotated digital video recording may submit a written request by electronic mail to pscfilings@ky.gov. A minimal fee will be assessed for a copy of this recording.

Done at Frankfort, Kentucky, this 9th day of October 2018.

A handwritten signature in black ink that reads "Gwen R. Pinson". The signature is written in a cursive style with a large initial 'G' and a long, sweeping underline.

Gwen R. Pinson
Executive Director
Public Service Commission of Kentucky

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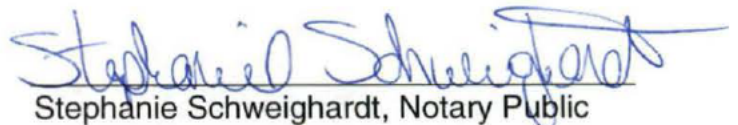
APPLICATION OF BIG RIVERS ELECTRIC CORPORATION)	CASE NO.
FOR TERMINATION OF CONTRACTS AND A)	2018-00146
DECLARATORY ORDER AND FOR AUTHORITY TO)	
ESTABLISH A REGULATORY ASSET		

CERTIFICATION

I, Stephanie Schweighardt, hereby certify that:

1. The attached DVD contains a digital recording of the Hearing conducted in the above-styled proceeding on July 25, 2018. Hearing Log is included with the recording on July 25, 2018.
2. I am responsible for the preparation of the digital recording;
3. The digital recording accurately and correctly depicts the Hearing of July 25, 2018.
4. The Hearing Log attached to this Certificate accurately and correctly states the events that occurred at the Hearing of July 25, 2018 and the time at which each occurred.

Signed this 1st day of August, 2018.



Stephanie Schweighardt, Notary Public
State at Large
Commission Expires: January 14, 2019
ID#: 525987



Date:	Type:	Location:	Department:
7/25/2018	Other	Hearing Room 1	Hearing Room 1 (HR 1)

Judge: Bob Cicero; Talina Mathews; Michael Schmitt
 Defendant: Big Rivers Electric Corporation; Laura Chambliss; Tyson Kamuf; Jim Miller
 Clerk: Stephanie Schweighardt

Event Time	Log Event
12:23:14 PM	Session Started
12:23:17 PM	Session Paused
12:58:35 PM	Session Resumed
12:58:39 PM	Chairman Schmitt Note: Schweighardt, Stephanie
	Introductions and Preliminary remarks
12:59:48 PM	Chairman Schmitt Note: Schweighardt, Stephanie Note: Schweighardt, Stephanie Note: Schweighardt, Stephanie
	Regarding any intervenors object to Commission's object to terminating the contract KIUC does not object and in favor of terminating the contract AG - no reason and no objection
1:00:53 PM	Camera Lock PTZ Activated
1:01:02 PM	Camera Lock Deactivated
1:02:45 PM	Chairman Schmitt Note: Schweighardt, Stephanie
	Proposing to enter termination contract into separate final order
	No objections from BREC, KIUC and AG office
1:03:58 PM	Chairman Schmitt Note: Schweighardt, Stephanie Note: Schweighardt, Stephanie
	Asking to submit statement of no objection KIUC asking if Big Rivers would operate thru May 19
1:04:55 PM	BREC Atty Tyson Kamuf Note: Schweighardt, Stephanie
	Will exit before May 31, 2019 or sooner if possible
1:05:15 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie Note: Schweighardt, Stephanie
	KIUC asking if Big Rivers financial obligation under the contract cease. BREC stating would cease except for some obligations
1:06:10 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie
	BREC stating if contract is terminated, life of plant is over
1:07:00 PM	AG Office Atty Kent Chandler Note: Schweighardt, Stephanie Note: Schweighardt, Stephanie
	Asking if contracts cease at time of order or May 2019 Chairman Schmitt confirms, relationship continues until BREC is out
1:07:52 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie
	Stating the sooner BREC contract ends, the better

	Note: Schweighardt, Stephanie	Chairman Schmitt, stating that is something BREC and Henderson will have to work out and willing to give BREC the benefit of the doubt
1:08:55 PM	BREC Atty Tyson Kamuf Note: Schweighardt, Stephanie	Stating termination will take some time
1:09:21 PM	Chairman Schmitt Note: Schweighardt, Stephanie	stating will have an order entered
1:09:43 PM	Chairman Schmitt Note: Schweighardt, Stephanie	regarding the motion of confidentiality
1:10:34 PM	Chairman Schmitt Note: Schweighardt, Stephanie	does not need to hear formal argument on this, but has quesitons.
1:11:00 PM	Chairman Schmitt Note: Schweighardt, Stephanie	asking counsel what part of confidinetialy motion
1:11:42 PM	BREC Atty Tyson Kamuf Note: Schweighardt, Stephanie	Explaining why lanuage is in the agreement since 2013.
1:13:09 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Regarding equitable relief
1:13:47 PM	BREC Atty Tyson Kamuf Note: Schweighardt, Stephanie	States having lanugae in the agreement does not make them give up any rights
1:14:46 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Regarding paragraph 6 of confidentiality agreement.
1:16:07 PM	BREC Atty Tyson Kamuf Note: Schweighardt, Stephanie	States this is not how he understands it
1:18:38 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Agrees with Chairman regarding the Confidentialy Agreement and explains why KIUC signed the agreement.
1:20:05 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Asking AG if they sign the same agreement
	Note: Schweighardt, Stephanie	AG replies yes, they did and explains why
1:21:04 PM	BREC Atty Tyson Kamuf Note: Schweighardt, Stephanie	Explains paragraph 6 and intervenors
1:22:30 PM	Chairman Schmitt Note: Schweighardt, Stephanie	States will not be as strong of a case if paragraph 7 is taken out
1:23:58 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Regarding the intervention in case and motion to compel discovery
1:24:31 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Explains why seeking authority to sustain assets

1:27:27 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Asking if finding is probable not likable
1:28:23 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Asking why not wait until rate case was filed?
1:29:41 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Explanation of question regarding BREC Regulatory Asset.
1:33:55 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Regarding moving forward with this case and what kind of proof will be necessary.
1:35:20 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Stating thoughts about the burden of proof and moving forward
1:36:17 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Regarding expenses BREC will have
1:37:42 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Distributes document and explains what it is
1:44:02 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Reviewing questions for BREC
1:48:37 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Reviewing questions regarding level of rates
1:49:35 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Regarding question #27 - can be withdrawn
1:50:35 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Question # 28 - can be withdrawn
1:52:13 PM	BREC Atty Note: Schweighardt, Stephanie	Responds to questions
1:53:21 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Asking if he agrees with KIUC regarding the commission permitting BREC to recover.
1:54:26 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Regarding the Commission allowing evidence in rate case
1:54:47 PM	BREC Atty Tyson Kamuf Note: Schweighardt, Stephanie	Stating why he agrees
1:56:21 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Response to KIUC discovery request and not entitled to any of it
1:57:00 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	regarding referral of the savings
1:57:54 PM	Vice Chairman Cicero Note: Schweighardt, Stephanie	Regarding no reason KIUC should be concerned until rate case

1:58:35 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Regarding commision having discretion
2:00:12 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Regarding burden of proof and if this case moves forward
2:01:38 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Regarding meeting your burden of proof
2:02:58 PM	BREC Atty Tyson Kamuf Note: Schweighardt, Stephanie	Regarding Item #29 - Capital Accounts, BREC owes the Clarks no money, they are Kenergy customers
2:04:40 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Requesting an explanation in writing from BREC regarding the amount not being owed.
2:05:02 PM	Vice Chairman Cicero Note: Schweighardt, Stephanie	Provide explanation
2:05:20 PM	Commissioner Mathews Note: Schweighardt, Stephanie	Regarding the procedual schedule and what kind of a delay if any
2:06:06 PM	Commissioner Mathews Note: Schweighardt, Stephanie	Regarding when closing books at the end of year
2:07:50 PM	KIUC Atty Mike Kurtz Note: Schweighardt, Stephanie	Will move to get an order before the end of the year
2:08:08 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Asking if anything else or any other questions.
2:08:18 PM	Chairman Schmitt Note: Schweighardt, Stephanie	Hearing Adjourned
2:08:30 PM	Session Paused	
2:11:42 PM	Session Ended	

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