# COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF FARMERS RURAL )
ELECTRIC COOPERATIVE CORPORATION ) CASE NO. 2008-00030
FOR AN ADJUSTMENT IN RATES )

### ORDER

On January 9, 2009 Farmers Rural Electric Cooperative Corporation ("Farmers") submitted for filing an application for an adjustment of electric rates based on a historic test period. The application proposed that the new rates become effective on February 9, 2009. Based on a review of Farmers' rate application, the Commission finds that an investigation will be necessary to determine the reasonableness of the proposed rates and that the investigation cannot be concluded by February 9, 2009. Therefore, pursuant to KRS 278.190(2), the Commission will suspend the effective date of the proposed rates for 5 months.

The Commission expects the parties to use their best efforts to informally resolve any discovery disputes or requests for extensions of time. Any such informal resolution should be promptly reduced to writing and filed with the Commission and all parties of record. Absent informal resolution, an objection or motion should be filed at least 4 business days prior to the established due date. If this deadline is not met, the filing party should include in the written objection or motion a full and complete explanation for such failure.

#### IT IS THEREFORE ORDERED that:

- 1. Farmers' rates are suspended for 5 months from the February 9, 2009 effective date up to and including July 8, 2009.
- 2. The procedural schedule set forth in Appendix A, which is attached hereto and incorporated herein, shall be followed.
- 3. a. All requests for information and responses thereto shall be appropriately bound, tabbed, and indexed and the original and 8 copies shall be filed with the Commission, with copies to all parties of record. Any request for information by letter from the Commission Staff shall be responded to as if set forth in a Commission Order. All responses shall include the name of the witness who will be responsible for responding to questions related to the information provided.
- b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or an association or a governmental agency, be accompanied by a signed certification of the preparer or person supervising the preparation of the response on behalf of the entity that the response is true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry.
- c. A party shall make timely amendment to any prior response if it obtains information which indicates that the response was incorrect when made or, though correct when made, is now incorrect in any material respect.
- d. For any requests to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation of the specific grounds for its failure to completely and precisely respond.

- e. Careful attention shall be given to copied material to ensure its legibility. When the requested information has been previously provided in this proceeding in the requested format, reference may be made to the specific location of that information in responding to this request. When applicable, the requested information shall be separately provided for total company operations and jurisdictional operations.
- 4. Any party filing testimony shall file an original and 8 copies with the Commission, with copies to all parties of record.
- 5. Farmers shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, Farmers shall forward a duplicate of the notice and request to the Commission.
- 6. At any public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.
- 7. Any objections or motions relating to discovery or procedural dates shall be filed upon 4 business days' notice or the filing party shall explain, in writing, why such notice was not possible.
- 8. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of good cause.
- 9. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 26th day of January, 2009.

By the Commission

ATTEST:

Case No. 2008-00030

## APPENDIX A

# APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 2008-00030 DATED JANUARY 26, 2009

All initial requests for information to Farmers shall be filed no later than
Farmers shall file responses to initial requests for information no later than
All supplemental requests for information to Farmers shall be filed no later than
Farmers shall file responses to supplemental requests for information no later than
Intervenor testimony, if any, in verified prepared form, shall be filed no later than
All requests for information to Intervenors shall be filed no later than04/13/2009
Intervenors shall file responses to requests for information no later than
Farmers shall file rebuttal testimony, if any, in verified form, no later than
Last day for Farmers to publish notice of hearingto be scheduled
Public hearing for the purpose of cross-examination of witnesses of Farmers and Intervenorsto be scheduled
Simultaneous Briefs, if anyto be scheduled

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