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Linda Breathitt
Commissioner

June 15, 2012

PARTIES OF RECORD

Re: Case No. 2012-00063
Big Rivers Electric Corporation

Attached is a copy of the memorandum which is being filed in the record of the above-referenced case. If you have any comments you would like to make regarding the contents of the informal conference memorandum, please do so within five days of receipt of this letter. If you have any questions, please contact Quang Nguyen, Staff Attorney, at 502-564-3940, Extension 256.

Sincerely,

A handwritten signature in black ink that reads "Stephanie Bell for Jeff Derouen".

Jeff Derouen
Executive Director

QN/kar

Attachments

INTRA-AGENCY MEMORANDUM
KENTUCKY PUBLIC SERVICE COMMISSION

TO: Main Case File – Case No. 2012-00063

FROM: Quang D. Nguyen, Staff Attorney

DATE: June 13, 2012

RE: Application of Big Rivers Electric Corporation for Approval of its 2012 Environmental Compliance Plan, for Approval of its Amended Environmental Cost Recovery Surcharge Tariff, for Certificates of Public Convenience and Necessity, and for Authority to Establish a Regulatory Account

Pursuant to a Commission Staff's Notice, a telephonic informal conference was conducted on June 12, 2012. A list of the attendees is attached hereto. The purpose of the informal conference was to discuss the status of certain discovery issues and the Intervenor's motion to stay the procedural schedule pending resolution of the discovery issues.

Counsel for the Kentucky Industrial Utility Customers, Inc. ("KIUC") began the discussion with an overview of the facts surrounding the dispute over the production of the ACES Power Marketing ("ACES") database used in the planning and risk models for the instant matter. Counsel for Big Rivers Electric Corporation ("Big Rivers") indicated that it would take Ventyx approximately 3-4 days for the database to be stripped of all non-Big Rivers data and for ACES to confirm the integrity of the Ventyx model utilizing only the Big Rivers-specific database. At which time, ACES will provide the stripped down database to those Intervenor's, or their consultants, with a license from Ventyx and upon signing certain confidentiality agreements with ACES. Big Rivers agreed to front the cost of approximately \$5,000.00 to have Ventyx remove all non-Big Rivers data from the ACES database subject to Big Rivers being able to recover such cost as part of this proceeding. Lastly, Big Rivers indicated that it will provide, in a single filing, working spreadsheet files to address KIUC's concerns regarding corrupt, or non-working files, attached to various Big Rivers' responses to KIUC's first set of data requests.

Because of the delay in obtaining the ACES database, KIUC and the other Intervenor's indicated that they will need additional time in order to formulate appropriate questions concerning the planning and risk modeling. Commission Staff indicated that the hearing for this matter will be scheduled beginning on August 22, 2012. After several discussions, it was agreed that the procedural schedule will be amended to reflect the following dates:

1. All supplemental requests involving non-modeling related questions to Big Rivers shall be filed no later than June 22, 2012.
2. All supplemental requests involving modeling related questions to Big Rivers shall be filed no later than June 27, 2012.
3. Big Rivers shall file responses to all supplemental requests for information no later than July 6, 2012.
4. Intervenor testimony shall be filed no later than July 18, 2012.
5. All requests for information to Intervenors shall be filed no later than July 27, 2012.
6. Intervenors shall file responses to requests for information no later than August 6, 2012.
7. Big Rivers shall file its rebuttal testimony no later than August 14, 2012.

There being no further discussions, the informal conference was adjourned.

Attachment

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF BIG RIVERS ELECTRIC)
CORPORATION FOR APPROVAL OF ITS 2012)
ENVIRONMENTAL COMPLIANCE PLAN, FOR)
APPROVAL OF ITS AMENDED) CASE NO.
ENVIRONMENTAL COST RECOVERY) 2012-00063
SURCHARGE TARIFF, FOR CERTIFICATES OF)
PUBLIC CONVENIENCE AND NECESSITY,)
AND FOR AUTHORITY TO ESTABLISH A)
REGULATORY ACCOUNT)

June 12, 2012

Please sign in:

NAME	REPRESENTING
<u>ELIE RUSSELL</u>	<u>PSC</u>
<u>Errol Wagner</u>	<u>PSC</u>
<u>Bob Russell</u>	<u>PSC</u>
<u>Quang D. Nguyen</u>	<u>PSC</u>

Those participating by phone are listed below:

<u>Lindsay Barron</u>	<u>Big Rivers</u>
<u>John Wolfram</u>	<u>Prime Group / Big Rivers</u>
<u>Larry Cook</u>	<u>AG</u>
<u>David Brown</u>	<u>Alcan</u>
<u>Mike Kurtz</u>	<u>KIUC</u>

NAME

REPRESENTING

Kurt Boehm

KIUC

Roger Hickman

Big Rivers

Tyson Kamuf

SMSM / Big Rivers

Shannon Fisk

Sierra Club

Kristin Henry

Sierra Club

Philip Hayet

KIUC / Hayet Power Systems Consulting

Mike Thompson

Big Rivers

Mark Hite

Big Rivers