

1 COMMONWEALTH OF KENTUCKY
2 BEFORE THE PUBLIC SERVICE COMMISSION OF KENTUCKY
3

4 RECEIVED

5 In the Matter of:

6 APR 25 2013

7 Application of Big Rivers Electric)
8 Corporation for a General)
9 Adjustment in Rates)

Case No. 2012-00535 PUBLIC SERVICE
COMMISSION

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12 **MOTION FOR DEVIATION**
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14 Pursuant to 807 KAR 5:001 Section 21, Big Rivers Electric Corporation (“Big Rivers”)
15 hereby moves the Kentucky Public Service Commission (“Commission”) for a deviation from (i)
16 the requirement that Big Rivers file a hard copy original and ten paper copies of its responses to
17 certain data requests, and (ii) the requirement in 807 KAR 5:001 Section 13 that Big Rivers file
18 one unredacted hard copy and ten redacted hard copies of material containing confidential
19 information submitted under a petition for confidential treatment.

20 Big Rivers is filing with this motion its responses to the Initial Requests for Information
21 of Ben Taylor and the Sierra Club (collectively “Sierra Club” or “SC”). Big Rivers’ responses
22 contain a hard copy original and ten paper copies of its narrative responses and all attachments,
23 except that certain attachments are provided only electronically (the “Electronic Attachments”).
24 Each Electronic Attachment is provided on a CONFIDENTIAL CD filed under a petition for
25 confidential treatment.

26 The Electronic Attachments fall into two categories that justify deviation from the
27 Commission’s traditional filing rules.

28 First, some Electronic Attachments are provided in response to data requests that
29 explicitly seek electronic versions of documents, and Big Rivers is providing these attachments
30 in electronic format only, as requested. The Electronic Attachments in this category are provided
31 in response to SC 1-10, SC 1-11, and SC 1-29. Also, as noted in Big Rivers’ petition for

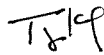
1 confidential protection, these Electronic Attachments are being redacted in their entirety because
2 they are predominantly spreadsheets, and Big Rivers cannot disaggregate the confidential
3 material from those files without making other cells in the spreadsheets unusable.

4 Second, some of the Electronic Attachments are voluminous and, if printed, would
5 exceed 100 pages. The Electronic Attachments in this category are provided in response to SC
6 1-19.

7 WHEREFORE, Big Rivers respectfully requests that the Commission enter an order
8 granting a deviation to Big Rivers from (i) the requirement to file paper copies of the attachments
9 to its responses to the above data requests, and (ii) the requirement in 807 KAR 5:001 Section 13
10 that Big Rivers file one unredacted hard copy and ten redacted hard copies of material containing
11 confidential information submitted under a petition for confidential treatment.

12 On this the 25th day of April, 2013.

13 Respectfully submitted,

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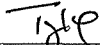
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3
4 *Counsel for Big Rivers Electric Corporation*

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6
7 **Certificate of Service**

8
9 I certify that, on the date this motion was filed with the Kentucky Public Service
10 Commission, a true and accurate copy of the foregoing was served by Federal Express or by
11 hand delivery upon the persons listed on the attached service list.

12
13 On this the 25th day of April, 2013.

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16 
17 _____
Counsel for Big Rivers Electric Corporation