

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

JOINT APPLICATION OF KENERGY CORP. AND )	
BIG RIVERS ELECTRIC CORPORATION FOR )	CASE NO.
APPROVAL OF CONTRACTS AND FOR A )	2013-00413
DECLARATORY ORDER )	

ORDER

This matter arises upon the motion of Big Rivers Electric Corporation (BREC) requesting relief from the obligation to file a quarterly report detailing revenues and expenses incurred in connection with the transactions approved by the Commission in this matter. In support of its motion, BREC states the Commission issued its final Order in this matter on January 30, 2014, approving several agreements under which Kenergy Corp. (Kenergy) would provide retail electric service to Century Aluminum Sebree, LLC's aluminum smelter located near Sebree, Kentucky. BREC notes that under those agreements, BREC was the designated market participant in the Midcontinent Independent System Operator, Inc. (MISO, responsible for obtaining and providing wholesale power to Kenergy for retail service to the Sebree aluminum smelter. BREC further notes that the January 30, 2014 final Order directed BREC and Kenergy to provide annual reports detailing the revenues and expenses incurred by each in connection with each component of the smelter agreements.

BREC states that as of January 1, 2015, it no longer is the MISO market participant with respect to the transactions under the smelter agreements, having been replaced by EDF Trading North America (EDF). BREC further states that during its tenure as MISO

market participant its expenses associated with the Sebree smelter agreements was approximately \$30 million per quarter. Since EDF took over as MISO market participant, BREC's expenses in connection with the Sebree smelter agreements have decreased significantly. BREC's average quarterly expenses related to the Sebree smelter agreements was \$172,533 in 2015, \$53,361 in 2016, \$631 in 2017, and \$30,875 in 2018. BREC asserts that because it is no longer the market participant under the Sebree smelter agreements, the requirement that it report quarterly on its revenues and expenses associated with those agreements is no longer meaningful. BREC further asserts that Kenergy continues to report on its revenues and expenses associated with the smelter agreements and the Commission will thus continue to be able to monitor the impact of the smelter agreements.

Having reviewed the motion and being otherwise sufficiently advised, the Commission finds that BREC has established good cause to permit it to discontinue filing quarterly expenses and revenues reports associated with the Sebree smelter contracts.

IT IS HEREBY ORDERED that BREC's motion is granted.

By the Commission

ENTERED  
MAY 16 2019  
KENTUCKY PUBLIC  
SERVICE COMMISSION

ATTEST:

  
\_\_\_\_\_  
Executive Director

Case No. 2013-00413

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