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Case Management System - KY Public Service Commission*Regular Cases Before the Commission as of April 23, 2024***2012-00119**

RECEIVED: 03/28/12

FILED: 03/28/12

FINAL: 05/25/12

REOPENED:

SUSPENSION DATE:

CASE CODE

Financing

UTILITIES:

Big Rivers Electric Corporation

HEARINGS:

07/10/12

Teleconference

INDEX OF EVENTS:

08/06/12 POST CASE: Big Rivers Electric Corporation Compliance Filing in Accordance with May 25, 2012 Order

07/26/12 POST CASE: Big Rivers Response to IC Held 071012 Re Loan Agreement

07/20/12 POST CASE: Big Rivers Update of Official Commitments from CoBank and CFC

07/13/12 POST CASE: Big Rivers Electric Memo Summarizing Comments Made During IC on 071012

07/09/12 Commission Staff's Notice of Informal Conference

06/26/12 POST CASE: Letter from Big Rivers concerning proposed term loan with the NRUCFC and the term loan and revolving credit agreement with CoBank

05/25/12 Order Entered:

1. Big Rivers is authorized to borrow from CoBank and CFC the amounts identified in the Application.
2. The loan maturity dates and interest rates shall be in accordance with the financing proposal as described in Big Rivers' Application.
3. If the terms and conditions of the CoBank and CFC secured loan differ from those in the application, Big Rivers shall, within 30 days of executing the loan documents, file amortization schedules.
4. Big Rivers shall execute loan documents as described in its Application.
5. Within 10 days of finalizing the financing transactions, Big Rivers shall notify the Commission of the actual all-in effective interest rate. Within 10 days of the execution, Big Rivers shall file three copies of the loan documents for each loan.
6. The proceeds for the proposed loans shall be used only for the lawful purposes set out in Big Rivers' Application.
7. The terms and conditions of the new CoBank secured loan, CoBank Revolver, CFC secured loan and CFC Equity Note shall be consistent with the financing proposal as described in Big Rivers' Application.
8. Upon closing the financing transactions, Big Rivers shall deposit \$35 million of the proceeds into the Transition Reserve fund.
9. Within 10 days of finalizing the financing transaction, Big Rivers shall file a copy of the new RUS Maximum Debt Balance Schedule and a new RUS Debt Amortization Schedule.

05/25/12 Order Entered: Big Rivers' motion to deviate is granted.

05/23/12 Big Rivers Response to 051812 Comments of KIUC

05/23/12 Big Rivers Supplemental Response to Item 8 of Commission Staff Initial Requests for Info

05/21/12 Comments of KIUC to Big Rivers Proposed Financing

05/17/12 Order Entered:

- (1) KIUC's motion to amend the procedural schedule is granted.
- (2) The procedural schedule established by our April 4, 2012 Order is amended to the limited extent of allowing KIUC to file testimony or written comments no later than May 18, 2012, and to allow Big Rivers to file rebuttal testimony or written reply comments, if it so chooses, no later than May 22, 2012.

05/14/12 Big Rivers Response to Motion of KIUC dtd 050912

05/11/12 Big Rivers Response to KIUC 2nd Set of DR dtd 050312

05/11/12 Big Rivers Response to Commission Staff 2nd Info Request dtd 050212

05/10/12 KIUC's Motion to Amend Procedural Schedule

05/04/12 KIUC's Second Set of Data Request to Big Rivers

05/03/12 Big Rivers Supplemental Response to Item 9 of KIUC's Initial Request for Info

05/02/12 Commission Staff's Second Information Request to Big Rivers Electric Corporation

04/23/12 Big Rivers Response to Commission Staff and KIUC's DR w/Conf Petition and Motion to Deviate

04/18/12 Order Entered: motion of KIUC to intervene is granted 2. KIUC shall be entitled to the full rights of a party and shall be served with

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the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order 3. Should KIUC file documents of any kind with the Commission in the course of these proceedings, KIUC shall also serve a copy of said documents on all other parties of record.

04/12/12

KIUC's Petition to Intervene

04/12/12

KIUC's First Set of DR to Big Rivers

04/11/12

Commission Staff's First Information Request to Big Rivers Electric Corporation

04/04/12

Order Entered:

1. The procedural schedule set forth in the Appendix shall be followed in this proceeding.
2. a. Responses to requests for information shall be appropriately bound, tabbed and indexed.
- b. Each response shall be answered under oath.
- c. Any party shall make timely amendment to any prior response.
- d. For any request to which a party fails or refuses to furnish all or part of the requested information, that party shall provide a written explanation.
3. Any party requesting intervention status in this proceeding shall accept the procedural schedule set forth in the Appendix.
4. Any party filing testimony shall file an original and ten copies.
5. Big Rivers shall give notice of the hearing in accordance with the provisions set forth in 807 KAR 5:011, Section 8(5). At the time publication is requested, Big Rivers 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 testimony shall be permitted.
7. Any objections or motions relating to discovery or procedural dates shall be filed upon four 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.

04/03/12

No deficiency letter

03/29/12

Acknowledge Receipt of Filing

03/28/12

Application of Big Rivers Electric Corporation for Approval to Issue Evidences of Indebtedness

Total Number of Cases: 1