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Case Management System - KY Public Service Commission*Regular Cases Before the Commission as of April 19, 2024***2015-00194**

RECEIVED: 06/16/15

FILED: 06/16/15

FINAL: 12/15/15

REOPENED:

SUSPENSION DATE:

CASE CODE

Investigation - Rates, Service

UTILITIES:

Kentucky Utilities Company

Louisville Gas and Electric Company

HEARINGS:

09/15/15 Formal Hearing

09/14/15 Formal Hearing

07/29/15 Informal Conference

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04/30/20 POST CASE: Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company Trimble County Landfill Quarterly Report for LGE and KU

01/30/20 POST CASE: Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company Trimble County Landfill Quarterly Report for LGE and KU

12/05/19 Final Order Entered: 1. This case is opened to address certain outstanding petitions for confidential treatment. 2. The petitions for confidential treatment listed in Appendix B to this Order are granted. 3. The granting of these petitions shall not be cited as precedent in other proceedings before the Commission. 4. All movants shall review the petitions to determine if the material for which confidential treatment was requested still warrants confidential treatment. 5. A movant shall inform the Commission

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in writing, and filed in the original

case file, if it determines that the information contained in a petition that is granted by this Order no longer warrants confidential treatment.

6. The Commission shall make available for inspection, upon request, any materials that a movant determines no longer warrants confidential treatment. 7. This case is closed and removed from the Commission's docket.

10/30/19 POST CASE: Michael E. Hornung LGE and KU Trimble County Landfill Quarterly Report for LGE and KU

07/30/19 POST CASE: Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company Trimble County Landfill Quarterly Report for LGE and KU

04/30/19 POST CASE: Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company Trimble County Landfill Quarterly Report for LGE and KU

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07/30/18 POST CASE: Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company Trimble County Landfill Quarterly Report for LGE and KU

04/30/18 POST CASE: Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company Trimble County Landfill Quarterly Report for LGE and KU

01/30/18 POST CASE: Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company The Trimble County Landfill Quarterly Update Report for Louisville Gas and Electric Company and Kentucky Utilities Company

10/30/17 POST CASE: Derek A Rahn Kentucky Utilities Company , Louisville Gas and Electric Company The Trimble County Landfill Quarterly Update Report for Louisville Gas and Electric Company ("LGE") and Kentucky Utilities Company ("KU") ("Report").

07/28/17 POST CASE: Derek A Rahn Kentucky Utilities Company , Louisville Gas and Electric Company The Trimble County Landfill Quarterly Update Report for Louisville Gas and Electric Company ("LGE") and Kentucky Utilities Company ("KU").

04/28/17 POST CASE: Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company Trimble County Landfill Quarterly Update Report for LGE and KU

01/30/17 POST CASE: Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company The Trimble County Landfill Quarterly Update Report for Louisville Gas and Electric Company ("LGE") and Kentucky Utilities Company ("KU").

10/28/16 POST CASE: Derek Rahn Kentucky Utilities Company , Louisville Gas and Electric Company The Trimble County Landfill Quarterly Update Report for Louisville Gas and Electric Company ("LGE") and Kentucky Utilities Company ("KU").

07/29/16 POST CASE: Christopher M. Garrett Kentucky Utilities Company and Louisville Gas and Electric Company Kentucky Utilities Company and Louisville Gas and Electric Company Trimble County Landfill Quarterly Update Report

05/13/16 POST CASE: Chris Garrett Kentucky Utilities Company and Louisville Gas and Electric Company Trimble County Landfill Quarterly Update Report for Louisville Gas and Electric Company and Kentucky Utilities Company

01/27/16 Order Entered: 1. The Companies' motion for confidential protection of their response to Staff's Post-Hearing Request, Item 1.a., is granted.

2. The materials set forth in the Companies' response to Staff's Post-Hearing Request, Item 1.a., shall not be placed in the public record or made available for public inspection for an indefinite period of time, or until further Orders of this Commission. 3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 4. The Companies shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. 5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, then the Companies shall have 20 days from receipt of written notice of request to demonstrate the materials still fall within exclusions from disclosure requirements established in KRS 61.878. If the Companies are unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection. 6. The Commission shall not make the requested materials available for inspection for 20 days following an Order finding the materials no longer qualify for confidential treatment in order to allow Companies to seek a remedy afforded by law.

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- 01/27/16 Order Entered: 1. The Companies' motion for confidential protection of Voyles Rebuttal Testimony Exhibit 1 and Sinclair Rebuttal Testimony Exhibit 1, Spreadsheets 2-6, is granted. 2. The materials set forth in Voyles Rebuttal Testimony Exhibit 1 shall not be placed in the public record or made available for public inspection for a period of five years, or until further Orders of this Commission. 3. The materials set forth in Sinclair Rebuttal Testimony Exhibit 1, Spreadsheets 2-6, shall not be placed in the public record or made available for public inspection for an indefinite period of time, or until further Orders of this Commission. 4. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 5. The Companies shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment. 6. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, then the Companies shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878.
- 01/27/16 Order Entered: 1. The Companies' motion for confidential protection for their responses to Sterling Ventures' Initial Request, Items 14 and 17.d., their supplemental response to Sterling Ventures' Initial Request, Item 14, and their response to Staff's Post-Hearing Request, Items 7 and 8, are granted. 2. The materials set forth in the Companies' response to Sterling Ventures' Initial Request, Item 17.d., shall not be placed in the public record or made available for public inspection for a period of five years, or until further Orders of this Commission. 3. The materials set forth in the Companies' response to Sterling Ventures' Initial Request, Item 14, the Companies' supplemental response to Sterling Ventures' Initial Request, Item 14, and the Companies' response to Staff's Post-Hearing Request, Items 7 and 8, shall not be placed in the public record or made available for public inspection for a period of ten years, or until further Orders of this Commission. 4. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 5. The Companies shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment.
- 12/15/15 Order entered: LG&E/KU's request to affirm the Companies' existing CPCN and ECR authority for the Trimble County Landfill and related facilities, including the CCRT, is granted for phase one of that landfill only.
2. The existing CPCN and ECR authority for the Ghent Landfill and related facilities, including the CCRT, is affirmed for phase one of that landfill only.
3. Sterling Ventures' request to revoke LG&E/KU's CPCN to construct the Trimble County Landfill is denied.
4. Sterling Ventures' request to limit KU's ECR recovery of the Ghent Landfill is denied.
- 12/02/15 Sierra Club Public Comments
- 11/02/15 Robert M. Conroy Kentucky Utilities Company's and Louisville Gas and Electric Company's Joint Responses to Commission Staff's Post-Hearing Request for Information dated October 26, 2015
- 10/26/15 Commission Staff's Post-Hearing Request for Information to Kentucky Utilities Company and Louisville Gas & Electric Company
- 10/16/15 Monica H. Braun Kentucky Utilities Companys and Louisville Gas and Electric Companys Post-Hearing Brief
- 10/16/15 Michael L. Kurtz Post-Hearing Brief of Kentucky Industrial Utility Customers Inc. (KIUC)
- 10/16/15 John Walters Post Hearing Brief
- 10/09/15 Order Entered: The Companies' motion for confidential protection of their response to Staffs Second Request, Item 9, is hereby granted.
2. The materials set forth In the Companies' response to Staffs Second Request, Item 9, shall not be placed in the public record or made available for public inspection for a period of five years, or until further Orders of this Commission.
3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
4. The Companies shall inform the Commission if the materials in question become publicly available or no longer qualify for confidential treatment.
5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, then the Companies shall have 20 days from receipt of written notice of the request to demonstrate that the materials still

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09/24/15 Dennis G. Howard, II STERLING VENTURES, LLC'S RESPONSES TO POST HEARING DATA REQUESTS

09/24/15 Rick E. Lovekamp Kentucky Utilities Companys and Louisville Gas and Electric Companys Joint Responses to Information Requested at Hearing dated September 14 and 15, 2015

09/23/15 Notice of Filing Hearing Documents

09/14/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC LGE-KUs Reply in Opposition to Sterling Ventures Response in Opposition to Petitions for Confidential Protection

09/11/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC LGE-KUs Joint Errata Filing

09/11/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC LGE-KUs Supplemental Joint Errata Filing

09/11/15 Robert M. Conroy LGE and KU proof of publication for notice of hearing.

09/10/15 Robert M. Conroy Kentucky Utilities Company's and Louisville Gas and Electric Company's Rebuttal Testimony

09/09/15 John Walters Omissions from Exhibit to Sterling Response to Petition for Confidentiality

09/08/15 John Walters SV Response Exhibits Continued

09/08/15 John Walters Response to Petitions for Confidentiality

09/03/15 John Walters Response to LGE/KU Supplemental Data Request

09/03/15 Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company Joint Responses to Supplemental Data Request of Sterling Ventures, LLC dated August 20, 2015 and Petition for Confidential Protection

09/03/15 John Walters Sterling Response to Staff Info Request

09/03/15 Rick E. Lovekamp Louisville Gas and Electric Company and Kentucky Utilities Company Joint Responses to Commission Staffs Second Request for Information dated August 20, 2015 and Petition for Confidential Protection

08/21/15 Order Entered: A hearing in this matter shall be held on Monday, September 14, 2015, at 10:00 a.m. Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky.
2. The official record of these proceedings shall be by video only.
3. Any request to cancel or postpone this hearing shall be made by motion filed with the Commission at least one week before the hearing is scheduled to commence.
4. At the public hearing in this matter, neither opening statements nor summarization of direct testimonies shall be permitted.

08/20/15 Commission Staff's Second Request for Information to Sterling Ventures, LLC

08/20/15 Commission Staff's Second Request for Information to Kentucky Utilities Company and Louisville Gas & Electric Company

08/20/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC KU-LGEs Supplemental Data Requests to Sterling Ventures

08/20/15 Dennis G. Howard, II Sterling Ventures, LLCs Supplemental Data Requests to Kentucky Utilities Company and Louisville Gas Electric Company

08/17/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC KU-LGEs verification page of David S. Sinclair

08/14/15 W. Duncan Crosby III KU and LGEs Second Supplemental Response to Sterling Ventures, LLCs First Data Request No. 14

08/12/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC LGE-KUs Supplemental Response to Sterling Ventures 1-14

08/10/15 Robert M. Conroy Response of LGE and KU to Commission Order dated August 3, 2015.

08/07/15 John W. Walters, Jr. Gardner Affidavit Page

08/06/15 Dennis G. Howard, II Pre-Filed Direct Testimony of Sterling Ventures, LLC

08/06/15 Robert M. Conroy Joint Testimony of LGE and KU.

08/05/15 Dennis G. Howard, II Sterling Ventures, LLC's Comments on the 30 July 2015 Intra-Agency Memorandum filed in the record in this case regarding the informal conference held on 29 July 2015

08/05/15 Robert M. Conroy Response of LGE and KU to Commission Order dated August 3, 2015.

08/04/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC KU-LGEs comment to the July 30, 2015 intra-agency memorandum from 7-29-15 informal conference

08/03/15 Order Entered: 1. The Companies' motion to deviate from 807 KAR 5:001, Section 8, and file their responses on digital media is granted for Staff 1-6(a) and SV 1-2(e) , and is deferred for future consideration for SV 1-14. 2. Within seven days of the date of this Order, the Companies shall file on compact discs an original and ten copies of their original response to Staff 1-6(a), updated to include the description of each document.
3. Within two days of the date of this Order, the Companies shall file on thumb drives an original and

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ten copies of their response to SV 1-14 and
10 copies of their response to SV 1-2(e).

08/03/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC KU/LGEs Motion to Schedule a Formal Hearing

07/31/15 Memorandum dated 7/30/2015 for Informal Conference of 7/29/2015; Comments, if any, due within five days of receipt

07/31/15 Rick E. Lovekamp Kentucky Utilities Companys and Louisville Gas and Electric Companys Supplemental Joint Responses to the Commission Staffs Initial Request for Information dated July 2, 2015

07/23/15 Dennis G. Howard, II Sterling Ventures, LLC's Amended Response to Data Request Number 6 of Kentucky Utilities Company and Louisville Gas and Electric Company Dated July 2, 2015

07/21/15 Order Entered: The procedural schedule set forth In the Appendix to this Order shall be followed.

2. An informal conference shall be held on Wednesday, July 29, 2015, at 10:00 a.m. Eastern Daylight Time, at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of discussing the issues in this case.

3. All provisions of the Commission's July 2, 2015 Order not in conflict with this Order shall remain in full force and effect.

07/20/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC LGE-KU Supplemental Response to Sterling Ventures Request No. 17(l)

07/20/15 Robert M. Conroy Verification pages for supplemental responses filed on July 17, 2015.

07/17/15 John W. Walters, Jr. Response to KU/LGE Data Requests

07/17/15 Robert M. Conroy Verification Page of Caryl Pfeiffer for her responses to Joint Responses to the First Data Request of Sterling Ventures, LLC dated July 2, 2015

07/17/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC LGE-KUs Supplemental Response to First Data Request of Sterling Ventures, LLC

07/17/15 Robert M. Conroy Kentucky Utilities Company's and Louisville Gas and Electric Company's Amended Response to Question No. 14 to the First Data Request of Sterling Ventures, LLC dated July 2, 2015

07/16/15 John W. Walters, Jr. Response to Data Request

07/16/15 Robert M. Conroy Kentucky Utilities Company's and Louisville Gas and Electric Company's Joint Responses to First Data Request of Sterling Ventures, LLC dated July 2, 2015

07/16/15 Robert M. Conroy Kentucky Utilities Company's and Louisville Gas and Electric Company's Joint Responses to the Commission Staff's Initial Request for Information dated July 2, 2015

07/15/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC LGE-KU Motion to Amend Procedural Schedule and Request for Informal Conference

07/14/15 Dennis G. Howard, II Read1st
Notice of Entry of Appearance and Written Statement in Response to the Commissions Order of Procedure

07/10/15 Gregory T. Dutton OAG Response to Commissions Order

07/10/15 Order Entered: The motion of the Attorney General to intervene is granted.

2. The Attorney General shall be entitled to the full rights of a party and shall be served with 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. The Attorney General shall comply with all provisions of the Commission's regulation, 807 KAR 5:001, Section 8, related to the service and filing of documents.

4. The Attorney General shall adhere to the procedural schedule set forth in the Commission's July 2, 2015 Order and as amended by subsequent Orders.

07/02/15 Commission Staff's Initial Request for Information to Kentucky Utilities Company and Louisville Gas & Electric Company

07/02/15 Commission Staff's Initial Request for Information to Sterling Ventures, LLC

07/02/15 Order Entered: 1. The procedural schedule set forth in the Appendix to this Order shall be followed. 2. a. Responses to requests for information in paper medium shall be appropriately bound, tabbed, and indexed, and shall include the name of the witness responsible for responding to the questions related to the information provided, with the original in paper medium and an electronic copy to the Commission. b. Each response shall be answered under oath or, for representatives of a public or private corporation or a partnership or 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. Any party shall make timely amendment to any prior

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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 request 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. A party filing a document containing personal information shall, in accordance with 807 KAR 5:001, Section 4(10), encrypt or redact the document so that personal information cannot be read.

07/02/15 W. Duncan Crosby III Data requests to Sterling Ventures, LLC
 07/02/15 John Walters Data Requests
 07/02/15 Gregory T. Dutton Motion to Intervene
 06/29/15 Kendrick Riggs Response to June 28, 2015 letter from Sterling Ventures
 06/28/15 John W. Walters, Jr. Sterling 2nd Comment to IC Memo
 06/26/15 John Walters Sterling Comments to IC Memo
 06/26/15 Kendrick R. Riggs of Stoll Keenon Ogden PLLC LGE-KU comments to the June 24, 2015 IC Memorandum
 06/25/15 Supplemental Memorandum dated 6/24/2015 for Informal Conference of 6/19/2015; Comments, if any, due within five days of receipt
 06/24/15 Memorandum dated 6/24/2015 for Informal Conference of 6/19/2015; Comments, if any, due within five days of receipt of letter
 06/18/15 John W. Walters, Jr. Consent to Electronic Service
 06/17/15 (Transferred from Case: 2015-00156) Acknowledge Receipt of Filing
 06/16/15 Order Entered: 1. This case is established pursuant to KRS 278.040, KRS 278.250, and the electronic filing procedures set forth in 807 KAR 5:001, Section 8 to investigate: a. The need for and cost of the multi-phase Trimble County and Ghent Landfills; b. The issues raised in Sterling Ventures' Complaint; and c. The Companies' Joint Application in Case No. 2015-00156. 2. The record of Case No. 2015-00156 is physically consolidated into this case and an Order shall be entered in Case No. 2015-00156 that: a. Closes that case and removes it from the Commission's docket; and b. Makes all parties of Case No. 2015-00156 parties to this case. 3. All documents filed in the future relating to these issues shall contain only the caption of Case No. 2015-00194. 4. Sterling Ventures' Complaint is filed in and consolidated with this case for purposes of investigation and determination as to whether the Complaint alleges a prima facie case as required by 807 KAR 5:001, Section 20(4). 5. The pending motions for an informal conference are granted. 6. An informal conference shall be held on Friday, June 19, 2015, at 10:00 a.m. Eastern Daylight Time, at the Commission's offices at 211 Sower Boulevard, Frankfort, Kentucky, for the purpose of discussing the issues in this case and establishing a procedural schedule.
 06/16/15 Sterling Ventures, LLC Complaint and Motion for Informal Conference
 06/04/15 (Transferred from Case: 2015-00156) Michael L. Kurtz Written Statement of Kentucky Industrial Utility Customers (KIUC)
 06/03/15 Order Entered: The motion of KIUC's to intervene is granted.
 2. KIUC's shall be entitled to the full rights of a party and shall be served with 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. KIUC's shall comply with all provisions of the Commission's regulations, 807 KAR 5:001, Section 8, related to the service and electronic filing of documents.
 4. Pursuant to 807 KAR 5:001, Section 8(9), KIUC's shall file with the Commission, within seven days from the date of this Order, a written statement, with a copy to parties of record, that:
 a. KIUC's waives its right to service of any Commission Order by mail for purposes of this proceeding only.
 b. KIUC's certifies that it or its agent possesses the facilities to receive electronic transmissions.
 c. Sets forth the electronic mail address to which all electronic notices and messages related to this proceeding should be served.
 05/27/15 (Transferred from Case: 2015-00156) Michael L. Kurtz Kentucky Industrial Utility Customers (KIUC) Motion to Intervene
 05/22/15 (Transferred from Case: 2015-00156) Kendrick R. Riggs of Stoll Keenon Ogden PLLC Application of LGE-KU for declaratory order
 05/15/15 (Transferred from Case: 2015-00156) LG&E and KU Notice of Intent to File Application for Declaratory Order Using Electronic Filing Procedures