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Case Management System - KY Public Service Commission*Regular Cases Before the Commission as of August 10, 2022***2017-00119**

RECEIVED: 03/15/17

FILED: 03/15/17

FINAL:

REOPENED:

SUSPENSION DATE:

CASE NATURE: Alleged Failure to Comply with KRS 278.495, 807 KAR 5:022, and 49 C.F.R. Part 192

CASE CODE

Investigation - Service

UTILITIES:

Louisville Gas and Electric Company

Louisville Gas and Electric Company

HEARINGS:

11/08/17 Formal Hearing

07/12/17 Formal Hearing

05/30/17 Informal Conference

INDEX OF EVENTS:

- 01/31/22 Michael E Hornung Louisville Gas Electric Company Louisville Gas and Electric Company's ("LGE") 2021 Annual Report on the implementation of LGE's Action Plan. This report will serve as the fourth annual report for the years 2018 – 2022.
- 10/29/21 Rick E. Lovekamp Louisville Gas and Electric Company Louisville Gas and Electric Company Written Statement
- 10/22/21 Order Entered: 1. LG&E's motion to convert this proceeding to an electronic case is granted. 2. Electronic filing procedures shall be followed, pursuant to 807 KAR 5:001, Section 8, for all filings in this case. 3. Parties shall upload an electronic version using the Commission's Electronic Filing System. 4. The style of this case is revised to read, "LOUISVILLE GAS & ELECTRIC COMPANY — ELECTRONIC INVESTIGATION OF ALLEGED FAILURE TO COMPLY WITH KRS 278.495, 807 KAR 5:022, AND 49 C.F.R. PART 192."
- 09/27/21 Louisville Gas and Electric Company Motion to Convert Case to Electronic
- 08/31/21 Letter Requesting Motion Be Filed
- 08/25/21 Louisville Gas and Electric Company and Kentucky Utilities Company Request to Convert Case to Electronic
- 02/26/21 Louisville Gas and Electric Company Annual Report, Exhibit E
- 01/28/21 Louisville Gas and Electric Company Annual Action Plan Report pursuant to Commission Order
- 01/31/20 Louisville Gas and Electric Company Annual Report pursuant to Commission Order
- 01/31/19 Louisville Gas and Electric Company Response to Commission Ordering Paragraph 3
- 01/31/19 Louisville Gas and Electric Company Annual Action Plan Report pursuant to Commission Order
- 08/13/18 Louisville Gas and Electric Company Finalized Incident Report
- 04/13/18 Acknowledgement of Payment of Penalty
- 04/13/18 Louisville Gas & Electric Company Penalty Payment
- 04/13/18 Louisville Gas and Electric Company Gas Organizational Chart pursuant to Ordering Paragraph 5
- 03/16/18 Final Order Entered: 1. LG&E is assessed a civil penalty in the total amount of \$395,000 for four violations of 49 C.F.R § 192.605(a) and 807 KAR 5:022, Section 13(2), one violation of 49 C.F.R § 192.241 and 807 KAR 5:022, Section 5(8), and seventy-four violations of 49 C.F.R. § 192.619(a) and 807 KAR 5:022, Section 13(11)(a). 2. LG&E shall pay \$395,000 within 30 days of the date of this Order by cashier's check or money order payable to the Kentucky State Treasurer, and mailed or delivered to the Office of the General Counsel, Kentucky Public Service Commission, 211 Sower Boulevard, Post Office Box 615, Frankfort, Kentucky 40602. 3. LG&E shall provide the Commission written notification that it has completed removal of all remaining mechanical couplings on its transmission system within 30 days of removal of the last coupling. The notification shall state whether any defects in the coupling systems are observed. 4. LG&E shall submit annual written reports on the status of implementation of its Action Plan. The reports shall include the number of coupling systems removed from distribution lines having an operating pressure in excess of 60 psig in the preceding calendar year and an analysis of any defects that are observed in the removed couplings. If defects are observed, the report shall detail what actions, if any, LG&E is taking in response. LG&E shall submit annual reports for the years 2018-2022, and shall submit each report by January 31 of the following year.

Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of August 10, 2022

12/28/17 Order Entered: 1. LG&E's petitions for confidential treatment of the maps of its Ballardsville gas transmission pipeline system are granted. 2. LG&E's petition for confidential treatment of the pricing information in section 1 O of the Southern Pipeline Contract is granted. 3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001 , Section 13(9). 4. LG&E 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 LG&E 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. If LG&E is 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 that the materials no longer qualify for confidential treatment in order to allow LG&E to seek a remedy afforded by law.

12/20/17 Louisville Gas & Electric Company's Post-Hearing Brief

11/28/17 Notice of Filing Hearing Documents

11/22/17 Louisville Gas and Electric Company Response to Commission Staffs Post Hearing Request for Information and Petition for Confidential Protection

11/15/17 Commission Staff's Post-Hearing Request for Information to Louisville Gas & Electric Company

11/08/17 Order Entered: 1. Post hearing data requests, if any, shall be filed on or before Wednesday, November 15, 2017. 2. Responses to post hearing data requests shall be filed on or before Wednesday, November 22, 2017. 3. Counsel for Louisville Gas & Electric shall file a memorandum brief in support of his client's post hearing position on or before Friday, December 22, 2017. Counsel for staff, if desired, may, but is not required to file a memorandum brief in support of staff's position on or before December 22, 2017.

10/13/17 LGE Response to Second Request for Information

10/04/17 Commission Staff's Second Request for Information to Louisville Gas and Electric Company

09/25/17 Order Entered: 1. LG&E shall appear on Wednesday, November 8, 2017, at 8:30 Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard in Frankfort, Kentucky, for the purpose of presenting evidence concerning the alleged violations of 49 C.F.R., Part 192, and of showing cause why it should not be subject to the penalties prescribed in KRS 49 C.F.R., Part 192, for these alleged violations. 2. At the scheduled hearing in this matter, LG&E shall also present evidence on the adequacy, safety, and reasonableness of its practices related to the construction, installation, and repair of natural gas facilities, and whether such practices require revision as related to this incident. 3. The November 8, 2017 hearing shall be recorded by digital video recording only.

06/29/17 Order Entered: The hearing currently scheduled for July 12, 2017, is continued until a later date, to be scheduled by the Commission.

06/26/17 LGE Motion to Reschedule Hearing

05/30/17 Order Entered: Nunc Pro Tunc, 1. Attachment D of the Appendix to the Commission's March 15, 2017 Order is amended and replaced with the Excel spreadsheet attached to this Order. 2. All other provisions of the Commission's March 15, 2017 Order not in conflict with this Order shall remain in full force and effect.

05/26/17 LGE Response to Request for Information and Petition for Confidential Treatment

05/25/17 Order Entered: 1. The IC scheduled for May 30, 2017, is cancelled. 2. All other provisions of the Commission's Orders of March 15, 2017, and May 18, 2017, not in conflict with this Order shall remain in full force and effect.

05/18/17 Order Entered: 1. LG&E's motion for an informal conference is granted and shall be held on May 30, 2017, at 9:30 a.m., Eastern Daylight Time, at the Commission's offices at 211 Sower Boulevard in Frankfort, Kentucky, for the purpose of discussing the issues in this case. 2. LG&E's motion to suspend the hearing scheduled for July 12, 2017, is denied without prejudice. 3. LG&E shall file with the Commission, on or before May 25, 2017, its responses to all requests for information listed in the Appendix to this Order. a. Responses to requests for information 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 an original and ten copies 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 the 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

DOC11R

Case Management System - KY Public Service Commission*Regular Cases Before the Commission as of August 10, 2022*

knowledge, information, and belief formed after a reasonable inquiry. c. Any party shall make timely amendment to any prior 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.

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LGE Response and Motion to Suspend and Schedule IC

Order Entered: 1. LG&E shall submit to the Commission, within 20 days of the date of this Order, a written response to the allegations contained in the Staff Report. 2. LG&E shall appear on Wednesday, July 12, 2017, at 9:00 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 211 Sower Boulevard in Frankfort, Kentucky, for the purpose of presenting evidence concerning the alleged violations of 49 C.F.R. Part 192, and of showing cause why it should not be subject to the penalties prescribed in KRS 49 C.F.R. Part 192, for these alleged violations. 3. At the scheduled hearing in this matter, LG&E shall also present evidence on the adequacy, safety, and reasonableness of its practices related to the construction, installation, and repair of natural gas facilities and whether such practices require revision as related to this incident. 4. The July 12, 2017 hearing shall be recorded by digital video recording only. 5. The Staff Report attached as an Appendix to this Order is made a part of the record in this case. 6. Any requests for an informal conference with Commission Staff shall be set forth in writing and filed with the Commission within 20 days of the date of this Order.

Total Number of Cases: 1