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Case Management System - KY Public Service Commission

Regular Cases Before the Commission as of November 08, 2026

2012-00492

RECEIVED: 11/14/12 FILED: 11/14/12 FINAL: 03/26/13 REOPENED:
SUSPENSION DATE:

CASE CODE
Financing

UTILITIES:
Big Rivers Electric Corporation

HEARINGS:

02/28/13	Formal Hearing
01/29/13	Informal Conference
12/12/12	Teleconference

INDEX OF EVENTS:

07/10/19 Orders Entered: 1. BREC's January 3, 2013, petition is granted. 2. The designated materials in Item 8 and Item 9 shall remain confidential for
20 years. 3. Use of the designated in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9). 4. BREC shall inform the Commission if the designated materials become publicly available or no longer qualify for confidential treatment. 5. If a non-party to this proceeding requests to inspect the designated materials that were granted confidential treatment by this Order and the period during
which the materials have been granted confidential treatment has not expired, BREC shall have 30 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 BREC 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 designated materials available for inspection for 30 days following an Order finding that the materials no longer qualify for confidential treatment in order to allow BREC to seek a remedy afforded by law.

04/01/14 Order Entered:
1. Movant's motion for confidential protection is hereby granted.
2. The information for which Movant seeks confidential treatment shall not be placed in the public record or made available for public inspection for the period of time ending March 11, 2018, or until further Orders of this Commission. At the end of this period, the material shall be placed in the public record. The Movant may request that the material continue to be treated as confidential, but must demonstrate that the material still falls within the exclusions established in KRS 61.878.
3. If Movant objects to the time limits that the Commission has placed on the confidential treatment for the materials in question, it must seek either rehearing pursuant to KRS 278.400 or judicial review of this Order pursuant to KRS 278.410. Failure to exercise either of these statutory rights will be deemed as agreement with the Commission's determination of the period for which the material is afforded confidential treatment and will require Movant to demonstrate a change in circumstances in any subsequent motion for continued confidential treatment of the material in question after the end of the period set forth in ordering paragraph 2.
4. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).

04/01/14 Order Entered:
1. Movant's motion for confidential protection is hereby granted.
2. The information for which Movant seeks confidential treatment shall not be placed in the public record or made available for public inspection for the period of time ending February 25, 2015, or until further Orders of this Commission. At the end of this period, the material shall be placed in the public record. The Movant may request that the material continue to be treated as confidential, but must demonstrate that the material still falls within the exclusions established in KRS 61.878.
3. If Movant objects to the time limits that the Commission has placed on the confidential treatment for the materials in question, it must seek either rehearing pursuant to KRS 278.400 or judicial review of this Order pursuant to KRS 278.410. Failure to exercise either of these statutory rights will be deemed as agreement with the Commission's determination of the period for which the material is afforded confidential treatment and will require Movant to demonstrate a change in circumstances in any subsequent motion for continued confidential treatment of the material in question after the end of the period set forth in ordering paragraph 2.

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	4. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
03/26/13	Order Entered: 1. The May 25, 2012 Order in Case No. 2012-00119 is amended to provide that Big Rivers is authorized to pay its obligations under the 1983 Bonds by using $60 million of the proceeds of the secured loan with CoBank, as requested in its amended application . 2. Big Rivers is authorized to use the Transition Reserve funds to replace up to $35 million of the aforementioned CoBank funds and use them for capital expenditures in the ordinary course of business, as requested in its amended application. 3. All other provisions of the Commission's May 25, 2012 Order in Case No. 2012-00119 shall remain in full force and effect.
03/11/13	Big Rivers Electric Corporation Response to Information Request and Request for Confidentiality
03/05/13	Notice of Filing Hearing Documents
03/05/13	Big rivers Electric Corp responses to data requests
02/26/13	Big Rivers Electric supplemental responses to KIUC
02/25/13	Response of Big Rivers Electric Corp to KIUC
02/12/13	Big Rivers Response to Alcan, and KIUC
02/12/13	Big Rivers response to Alcan Primary Products supplemental request for information dated Feb 5, 13
02/07/13	Order Entered: 1. Big Rivers' motion to amend and supplement its application is granted. 2. The procedural schedule set forth in the appendix to this Order shall be followed in this proceeding. 3. 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 copies to all parties by the time of filing 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, he 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 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. 4. Motions for extensions of time shall be made in writing and will be granted only upon a showing of good cause.
02/06/13	Big Rivers Electric Corporation's Supplemental Response to KIUC Item No. 9
02/06/13	KIUC's Supplemental Data Requests to Big Rivers Electric Corporation
02/05/13	Supplemental request for information of Alcan Primary Products Corp
02/04/13	Correction to Jan 31,13 filing notice of Alcan Primary Products Corp.
02/01/13	Memorandum dated 1/31/2013 for Informal Conference of 1/29/2013; Comments, if any, due within five days of receipt
01/31/13	Notice of Alcan Primary Products Corporation
01/25/13	Commission Staff's Notice of Informal Conference
01/24/13	Motion to amend and supplement application
01/11/13	Order Entered: that Big Rivers' application to supplement or terminate its 1983 Bonds and to issue the 2013A Bonds is to be continued beyond the 60-day period specified in KRS 278.300(2).
01/10/13	Attorney General's Preliminary Comments Subject to Participating in Potential subsequent Hearing
01/10/13	Request for hearing of KIUC
01/10/13	Alcan Primary Products Corporation's Response
01/03/13	Big Rivers Response to the Attorney General's Initial Request for Information
01/03/13	Big Rivers Response to Alcan 's Initial Request for Information
01/03/13	Big Rivers Response to KIUC's Initial Request for Information
01/03/13	Petition of Big Rivers for Confidential Protection
01/03/13	Big Rivers Response to KIUC's Initial Request for Information
01/02/13	Memorandum dated 12/27/12 for Informal Conference of 12/12/12; Comments, if any, due 01/11/13

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12/28/12	Order Entered: The motion is granted and the Attorney General is hereby made a party to these proceedings.
12/21/12	Order Entered: Donald P. Seberger is admitted pro hac vice for the purpose of representing Alcan in the above-styled proceeding provided that David C. Brown, or another member of the Kentucky Bar Association, acts as co-counsel and is present at any and all proceedings before this Commission.
12/21/12	Attorney General's Initial Data Requests to Big Rivers
12/20/12	Initial request for information of Alcan Primary Products Corporation
12/20/12	KIUC's First Set of Data Requests to Big Rivers Electric Corporation
12/19/12	AG motion to intervene
12/18/12	Order Entered: The procedural schedule set forth in the appendix to this Order shall be followed in this proceeding.
12/18/12	Motion to admit Donald P Seberger Pro Hac Vice
12/13/12	Commission Staff's Notice of Informal Conference
12/06/12	Order Entered: 1. The motion of Alcan to intervene is granted. 2. KIUC 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. 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.
12/06/12	Order Entered: 1. The motion of Alcan to intervene is granted. 2. Alcan 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. Should Alcan file documents of any kind with the Commission in the course of these proceedings, Alcan shall also serve a copy of said documents on all other parties of record.
12/03/12	KIUC Petition to Intervene
12/03/12	Alcan Primary Products Corp petition for full intervention
11/20/12	No Deficiency Letter
11/14/12	Acknowledge Receipt of Filing
11/14/12	Application of Big Rivers Electric Corporation for Approval to Issue Evidences of Indebtedness

Total Number of Cases: 1